

Application & Grounds.



Licensing Authority
Holbeach Office
9 Holbeach Road
London
SE6 4TW
020 8314 6400

Application for the review of a premises licence or club premises certificate 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 MICHAEL
(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description THE PAVILION, 120A OLD BROHLEY ROAD	
Post town BROHLEY	Post code (if known) BR1 4JY
Name of premises licence holder or club holding club premises certificate (if known) TEN EM BCC SPORTS DEVELOPMENT CENTRE	
Number of premises licence or club premises certificate (if known)	

Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

I am 18 years old or over Please tick ✓ yes

Current postal address if different from premises address

Post town Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address	H [redacted] H [redacted] [redacted] [redacted] Bromley BR1 [redacted]
Telephone number (if any)	[redacted]
E-mail address (optional)	[redacted]

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address	
Telephone number (if any)	
E-mail address (optional)	

This application to review relates to the following licensing objective(s)

- Please tick one or more boxes
- 1) the prevention of crime and disorder
 - 2) public safety
 - 3) the prevention of public nuisance
 - 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

SEE ATTACHED GROUNDS FOR REVIEW

Please provide as much information as possible to support the application
(please read guidance note 3)

SEE ATTACHED SUPPORTING INFORMATION

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to the premises please state what they were and when you made them

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO 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 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature 

Date 05/01/2024

Capacity Applicant CO-APPLICANT

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Grounds for Review:

The below background, context, and request for review are in relation to the following licensing objective:

- The prevention of public nuisance

Background:

My co-applicant and I are residents of [REDACTED] (together, the "Residents"), [REDACTED] which is used by the Ten Em Bee Sports Development Center ("Ten Em Bee"). Ten Em Bee is a registered charity with an excellent cause, seeking to promote social welfare through sport, especially for those who may be excluded from mainstream sports programmes. This is a highly commendable undertaking and one that the Residents fully support.

While the Residents are fully supportive of the sports-related activities taking place at Ten Em Bee, a repeated issue has arisen regarding the use of the clubhouse for non-sports related activities, specifically the renting out of the clubhouse for events such as parties on Friday and Saturday nights. These events, which often carry-on later into the evening than is appropriate for a residential setting, are a source of repeated disturbance due to 1) the playing of recorded music at levels inconsistent with the residential setting in which the clubhouse is located, and 2) general noise from attendees when entering/leaving the venue.

These disturbances have had a repeated detrimental impact on the residents and the right of residents and guests to [REDACTED] peaceful and quiet enjoyment of our homes. Measures taken by the residents including the constant closing of windows and doors (regardless of exterior temperature), or the wearing of earplugs (including custom fitted) have proven ineffective to blocking the level of disturbance repeatedly experienced.

As detailed below, these steps have led the Residents to engage Lewisham Council's Licensing and Anti-Social Behaviour teams in an effort to resolve the issues in a constructive manner.

Steps taken thus far:

As Ten Em Bee operates under a license which includes a provision relating to the prevention of public nuisance, the Residents have engaged Lewisham Licensing to seek a resolution directly with Ten Em Bee. Over the past three months Lewisham Licensing and Ten Em Bee have exchanged numerous pieces of correspondence regarding the disturbances being raised by the Residents, and Lewisham Licensing have made multiple suggested actions to resolve the concerns. Lewisham Licensing has also visited Ten Em Bee in person, after which additional suggestions for minimising noise disturbance (such as closing exterior doors/windows while music is playing, reducing the level of bass from the sound system) were recommended.

Unfortunately, the issues have remained ongoing. In some cases licensing breaches, such as playing recorded music beyond the time period for which the venue is licensed, have also continued to occur (see Disturbance diary in Supporting Information which includes instances in which Lewisham Licensing visited [REDACTED] to confirm the noise disturbance).

Licensing review and amendments requested to resolve:

Given the repeated disturbances the Residents are seeking a review of Ten Em Bee's club premise license. It is the strong view of the Residents that the current licensing provisions for Ten Em Bee are inconsistent with the prevention of public nuisance and the harmonious co-existence of the club within its residential setting. As part of the licensing review the Residents are proposing a set of reasonable and modest alterations to the licensing provisions, including:

- A reduction of hours for which Ten Em Bee is licensed to provide entertainment (such as the playing of recorded music) from the current 12:00am midnight cut-off to 10:00pm. This is consistent with general noise expectations in a residential setting and this should not be extended through Temporary Event Notices
- A strengthening of provisions around the avoidance of public nuisance, particularly regarding noise from patrons entering and leaving the venue, and the steps to be taken to reduce noise including:
 - the mandatory closure of doors and windows should music be played, regardless of season (ie in the summer as well)
 - reduction or removal of bass emitting speakers (sub-woofers)
- A member of Ten Em Bee staff at all events who is appointed to ensure the above licensing provisions are followed, and who is reachable by phone during events should there be any issues

It is the hope of the Residents that, by implementing the above changes, a stable long-term balance can be maintained for the benefit of all parties involved. It is the view of the Residents that reaching a harmonious solution for all parties would be in the best interest of the Downham community, the residents of [REDACTED] Road, and the patrons of Ten Em Bee.

Michael [REDACTED]

On behalf of the Residents of [REDACTED]