

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 (1st 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.