


**APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION 34 OF  
THE LICENSING ACT 2003**

<b>LONDON BOROUGH OF CAMDEN</b>	<b>FOR SUBMISSION TO:</b> Licensing Panel	<b>DATE:</b> 26 September 2024
<b>REPORT OF:</b> Executive Director Supporting Communities		<b>CONTACT OFFICER:</b> Steven Dormer, Licensing Officer, Licensing Team, 5 Pancras Square, London, N1C 4AG. 020 7974 016/ <a href="mailto:steven.dormer@camden.gov.uk">steven.dormer@camden.gov.uk</a>
<b>PREMISES:</b> Sir Colin Campbell 264/266 Kilburn High Road, London, NW6 2BY		<b>WARD:</b> Kilburn
<b>Local Government Act 1972 – Access to Information - Documents used in the preparation of this report</b>	1) The Licensing Act 2003 (“the Act”) 2) Camden Statement of Licensing Policy 2022-2027 (“the Policy”) 3) Amended Guidance issued under section 182 of the Licensing Act 2003 (April 2018) (“the Guidance”)	
<b>Appendices</b>	Appendix 1) Location map of premises Appendix 2) Application form Appendix 3) Current Premises Licence Appendix 4) Representation Appendix 5) Conditions consistent with the operating schedule Appendix 6) Legal and finance comments	
<b>Signed by:</b> Jamie Akinola, Director of Public Safety    <b>Date:</b> 13 September 2024		

## 1. Application

1.1 This is an application to vary a premises licence under section 34 of the Licensing Act 2003. **Appendix 2**

1.2 The premises are licensed for:

**a) Supply of Alcohol (For consumption on and off the premises)**

11:00 – 00:00 Monday to Sunday

**b) Live Music**

11:00 – 00:00 Monday to Sunday

**c) Recorded Music**

11:00 – 00:00 Monday to Sunday

**d) Late night refreshment**

23:00 – 00:00 Monday to Sunday

**e) Opening hours**

Unrestricted

1.3 The current premises licence can be found at **Appendix 3**

1.4 The application to vary the premises licence to extend licensable activities and revise a condition in Annex 2.

1.5 Extension of hours for Licensable Activities:

**a) Sale of Alcohol:**

11:00 – 01:00 Monday to Thursday

11:00 – 02:00 Friday to Saturday

11:00 – 01:00 Sunday

**b) Live Music:**

11:00 – 23:59 Monday to Thursday

11:00 – 01:00 Friday to Saturday

11:00 – 00:30 Sunday

**c) Recorded Music:**

11:00 – 00:45 Monday to Thursday

11:00 – 01:45 Friday to Saturday

11:00 – 00:45 Sunday

**d) Late Night Refreshment:**

23:00 – 01:00 Monday to Thursday

23:00 – 02:00 Friday to Saturday

11:00 – 01:00 Sunday

**e) Opening Hours:**

11:00 – 01:00 Monday to Thursday

11:00 – 02:00 Friday to Saturday

11:00 – 01:00 Sunday

## **2. Amend Licence Conditions**

The application seeks to amend licence conditions found at Annex 2

### **Existing Condition**

37. An incident log shall be kept at the premises, and made available on request to an authorised officer or the Police, which will record the following:

- (a) All crimes reported to the venue
- (b) All ejections of patrons
- (c) Any complaints received
- (d) Any incidents of disorder and violence
- (e) All seizures of drugs or offensive weapons
- (f) Any faults in the CCTV system or searching equipment or scanning equipment
- (g) Any refusal of the sale of alcohol to include date, time, and staff member
- (h) Any visit by a relevant authority or emergency service.
- (i) CAD reference numbers where Police are called.

To read

37. An incident log shall be kept at the premises and/or the information to which this condition relates, in a suitable software system designed for this purpose, that is held in the cloud.

## **3. Representations**

- 3.1 Two relevant representations have been received in relation to the application.

Two representations oppose the application from Responsible Authority for Licensing and the Metropolitan Police. The Metropolitan Police support the amendment of condition 37 of the application.

### **Appendix 4**

## 4. Policy

### Licensing Objectives (Chapter Four - Pages 20-35 of the Policy):

- 4.1 The licensing objectives engaged by this application are:
- a) The Prevention of Crime and Disorder
  - b) The Prevention of Public Nuisance

### Cumulative Impact Policy Area (Chapter Six- Pages 39 - 44 of the Policy)

- 4.2 The premises are not in a cumulative impact policy area.

### Hours Policy (Chapter Five – Pages 36 - 38 of the Policy):

- 4.3 The hours policy is engaged by this application in relation to the proposed times for licensable activities. The framework hours are given in the Policy as:

#### **On Sales**

Monday to Thursday	10:00 until 23:30
Friday and Saturday	10:00 until midnight
Sunday	11:00 until 22:30

#### **Off Sales**

Monday to Saturday	08:00 until 23:00
Sunday	10:00 until 22:30

#### **No sale or supply of alcohol**

Monday to Thursday	09:00 until 23:30
Friday and Saturday	09:00 until midnight
Sunday	09:00 until 22:30

- 4.4. The times for framework hours on any given day are not (and should not be regarded as) the 'usual' or 'normal' hours for licensable activities in the Borough. Instead, the framework hours serve to identify those cases where the Licensing Authority will pay particular regard to the likely effect on the local neighbourhood of carrying out the proposed licensable activities.

### 4.5 Women's Safety (Appendix One – Page 88 to 89 of the Policy)

- 4.4 The Council has adopted a set of principles that commit our licensed premises to act in a responsible manner, taking all forms of female harassment seriously and set out the practical steps licensed premises can take to support this.

The principles encourage all licensed premises to consider and implement them in the day to day operation of their premises and include:

- a. Let's Communicate
- b. Supporting Each Other
- c. Training for All

The application does not include these principles.

Premises Policy (Chapter Seven- Pages 46 -67 of the Policy):

- 4.6. The following premises policies are engaged by the application:
- a) Public Houses and Bars

## **5. Secretary of State's Guidance**

- 5.1. The relevant parts of the Secretary of State's Guidance ("the Guidance") for this application are:
- a) Chapter 2 – The Licensing Objectives
  - b) Chapter 3 - Licensable Activities
  - c) Chapter 8 - Application for Premises Licences
  - d) Chapter 10- Conditions Attached to Premises Licences and Club Premises Certificates

## **6. Recommendations**

- 6.1. To determine the application to vary a premises licence under section 35 the Licensing Act 2003.
- 6.2. Having considered the application, the representation(s) submitted in relation to this application, the legislative provisions, the Statement of Licensing Policy, and the Guidance issued by the Secretary of State, Members have the following options:
- a) Grant the application in full with such conditions on the licence that are consistent with the operating schedule.
  - b) Grant the application subject to revised conditions that they consider appropriate to promote the licensing objectives.
  - c) Reject the whole or part of the application.
- 6.3. Members may attach additional conditions if they consider it appropriate for the promotion of the licensing objectives raised in the representations.
- 6.4. Members are reminded that all applications must be considered on their own merits, and that findings on any issues of fact should be on the balance of probability.

## **7. Conclusion**

- 7.1. Members are required to consider the application in light of all the relevant information, and if approval is given, may attach such conditions appropriate to promote the licensing objectives.