


**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><br>Licensing Panel  | <b>DATE:</b><br>5 <sup>th</sup> December 2024  |
| <b>REPORT OF:</b><br>Executive Director Supporting Communities  |   | <b>CONTACT OFFICER:</b><br>Paru Bhudia, Licensing Officer,<br>Licensing Team, 5 Pancras Square,<br>London, N1C 4AG.<br>020 7974 8227/ <a href="mailto:paru.bhudia@camden.gov.uk">paru.bhudia@camden.gov.uk</a> |
| <b>PREMISES:</b><br><b>Prince of Wales, 53 Highgate High Street,<br/>London, Greater London</b>                         |   | <b>WARD:</b> Highgate  |
| <b>Local Government Act 1972 –<br/>Access to Information -<br/>Documents used in the<br/>preparation of this report</b> | 1) The Licensing Act 2003 (“the Act”)<br>2) Camden Statement of Licensing Policy 2022 - 2027 (“the Policy”)<br>3) Amended Guidance issued under section 182 of the Licensing Act 2003 (December 2023) (“the Guidance”)  |  |
| <b>Appendices</b>   | Appendix 1) Location map of premises<br>Appendix 2) Application form<br>Appendix 3) Current premises licence<br>Appendix 4) Relevant representations<br>Appendix 5) Conditions consistent with the operating schedule<br>Appendix 6) Legal and Finance comments |  |
| <b>Signed by:</b> Jamie Akinola, Director of Public Safety  |   |  |
|                                      |   |  |
| <b>Date:</b> 20 <sup>th</sup> November 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) Sale by Retail of Alcohol (on and off)**

|                    |                |
|--------------------|----------------|
| Monday to Saturday | 10:00-00:00    |
| Sunday             | 10:00 to 23:00 |

**b) Recorded Music**

|                    |             |
|--------------------|-------------|
| Monday to Saturday | 10:00-00:00 |
| Sunday             | 12:00-23:00 |

**c) Opening hours**

|                    |             |
|--------------------|-------------|
| Monday to Saturday | 08:00-00:30 |
| Sunday             | 08:00-23:30 |

**Seasonal variations:**

Sunday of any Bank Holiday, Christmas Eve and Boxing Day: 10.00-00.00  
New Year's Eve: from 10.00 on New Year's Eve until 00.00 on New Year's Day

1.1 The current premises licence can be found in **Appendix 3**,

1.2 The application is for:

**Extension of hours for Licensable Activities:**

**a) Sale by Retail of Alcohol (on and off)**

|                      |              |
|----------------------|--------------|
| Monday to Wednesday  | 10:00-23:59  |
| Thursday to Saturday | 10:00- 01:00 |
| Sunday               | 10:00-23:00  |

**b) Recorded Music**

|                      |              |
|----------------------|--------------|
| Monday to Wednesday  | 10:00-23:59  |
| Thursday to Saturday | 10:00- 01:00 |
| Sunday               | 10:00-23:00  |

**c) Opening hours**

|                      |              |
|----------------------|--------------|
| Monday to Wednesday  | 00:00-23:59  |
| Thursday to Saturday | 08:00- 01:30 |
| Sunday               | 00:00-23:59  |

**Add the following conditions:**

**2 Add the following conditions:**

- The premises shall implement a written dispersal policy, and a copy of the policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer.
- An incident and refusals log shall be kept at the premises for at least 12 months, and made available on request to a Police officer or an authorised officer of the licensing authority, which will record the following:
  - All crimes reported to or by the premises to the Police.
  - All ejections of patrons
  - Any incidents of crime and disorder
  - Seizures of drugs, offensive weapons, fraudulent ID or other Items
  - Any faults with the CCTV system
  - Any refusal of the sale of alcohol – The Premises Licence Holder or nominated person shall ensure that all relevant members of staff receive

training in their responsibilities under the Licensing Act 2003. Such training shall be documented, and records made available upon request from the Police or an authorised officer of the Licensing Authority.

- A direct telephone number for the premises shall be available upon request to resident in the vicinity, to call at all times the premises are open.

### **3 Representations**

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

3.2 The representations oppose the application and are from the Licensing Authority, Licensing Police responsible authority, resident association and residents. **Appendix 4**

### **4 Policy**

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

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

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

- 3.2. The premises are not situated in either cumulative impact policy area.

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

- 3.3. The hours policy is engaged by this application in relation to the proposed end 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 am until 11:00 pm |
| Sunday             | 10:00 am until 10:30 pm |

- 3.4. 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.

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

- 3.5. 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):

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

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

- 4.1. 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.