


# 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> 15 <sup>th</sup> May 2025
<b>REPORT OF:</b> Executive Director Supporting Communities		<b>CONTACT OFFICER:</b> Paru Bhudia, Licensing Officer, Licensing Team, 5 Pancras Square, London, N1C 4AG. 020 7974 2947/ <a href="mailto:paru.bhudia@camden.gov.uk">paru.bhudia@camden.gov.uk</a>
<b>PREMISES:</b> Monarchy 40- 42 Chalk Farm Road London NW1 8BG		<b>WARD:</b> Haverstock
<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) Revised Guidance issued under section 182 of the Licensing Act 2003 (February 2025) (“the Guidance”)ii	
<b>Appendices</b>	Appendix 1) Location map of premises Appendix 2) Application form Appendix 3) Current premises licence Appendix 4) Relevant representations Appendix 5) Conditions consistent with the operating schedule Appendix 6) Legal and Finance comments	
<b>Signed by:</b> Oliver Jones , Director of Recreation and Public Safety    <b>Date:</b> 1 <sup>st</sup> May 2025		

## 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)

Monday -Thursday	10:00-00:30
Friday- Saturday	10.00-01.00
Sunday	12:00-00:30

- b) Sale by Retail of Alcohol (off)**  
Monday – Saturday 10:00-23:00  
Sunday 12:00-23:00
- c) Films**  
Monday – Sunday 10:00-00:00
- d) Indoor Sporting Events**  
Monday – Sunday 10:00-00:00
- c) Live Music**  
Monday -Sunday 10:00-00:00
- e) Recorded Music**  
Monday – Thursday 10:00-00:30  
Friday -Saturday 10:00-01:00  
Sunday 12:00-00:30
- f) Performance of Dance**  
Monday – Thursday 10:00-00:30  
Friday -Saturday 10:00-01:00  
Sunday 12:00-00:30
- g) Anything Similar to Live Music, Recorded Music or Performance of Dance**  
Monday – Thursday 10:00-00:30  
Friday -Saturday 10:00-01:00  
Sunday 12:00-00:30
- h) Late Night Refreshment**  
Sunday -Thursday 23:00-00:30  
Friday - Saturday 23:00-01:00
- i) Opening Times**  
Monday to Thursday 10:00-01:00  
Friday to Saturday 10:00-01:30  
Sunday 12:00-01:00

### **Seasonal Variations**

All licensable activities to be extended until 1am on Sunday and Monday at Bank Holiday weekends, Easter Sunday, Christmas Eve, Boxing Day, St Patricks Day.

All licensable activities to be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

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

1.4 The application is for:

**To extend the licensable hours for Sale by Retail of Alcohol for both On and Off the premises and Recorded Music .**

Monday – Thursday	10:00-01:30
Friday – Saturday	10:00-02:30
Sunday	12:00-00:30

**Opening Hours**

Monday – Thursday	10:00-02:00
Friday – Saturday	10:00-03:00
Sunday	12:00-01:00

They would like to close the premises 30 minutes after closing the bar so that patrons have a comfortable window in which to finish their drinks and use the restrooms before leaving the premises.

**2. Representations**

2.1 Three relevant representations have been received in relation to the application.

2.2 The representations oppose the application and are from the Licensing Responsible Authority, and Two Residents Associations. **Appendix 4**

**3. 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) Prevention of Crime and Disorder
- c) Public Safety

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

3.2 The premises is situated in the Camden Town special policy area where there is a presumption to refuse all new or variation applications. The presumption is rebuttable

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 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) Pubs and Bars.
  - b) Premises supplying hot food and drink between 11:00 pm and 05:00 am
  - c) Premises providing music, dance and similar entertainment

- 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

## **5 Recommendations**

- 5.1 To determine the application to vary a premises licence under section 35 the Licensing Act 2003.
- 5.2 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.
- 5.3 Members may attach additional conditions if they consider it appropriate for the promotion of the licensing objectives raised in the representations.
- 5.4 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.

## **6 Conclusion**

- 6.1 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.