


**APPLICATION TO REVIEW A PREMISES LICENCE UNDER SECTION 51
OF THE LICENSING ACT 2003**

LONDON BOROUGH OF CAMDEN		<u>FOR SUBMISSION TO:</u> Licensing Panel	<u>DATE:</u> 8 th May 2025
<u>REPORT OF:</u> Executive Director Supporting Communities		<u>CONTACT OFFICER:</u> Samina Khan, Licensing Officer, Licensing Team, 5 Pancras Square, London, N1C 4AG. 020 7974 4504 / samina.khan@camden.gov.uk	
<u>PREMISES:</u> The Camden, 61-65 Crowndale Road, London, NW1 1TN		<u>WARD:</u> Regents Park	
<u>Licence Holder:</u>		Bilberry Gardens Entertainment Limited	
<u>Applicant:</u>		Metropolitan Police Service	
Local Government Act 1972 – Access to Information - Documents used in the preparation of this report	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 (February 2025) (“the Guidance”)		
Appendices	Appendix 1) Map of Premises Appendix 2) Application Appendix 3) Relevant representations Appendix 4) Current Premises Licence Appendix 5) Legal and Finance Comments		
Signed by: Oliver Jones, Director of Recreation 			
Date: 23 rd April 2025			

1. Application

1.1 This is an application to review a premises licence under section 51 of the Licensing Act 2003.

1.2 Any determination of the Licensing Panel shall not have effect until:

- a) The end of the period given for appealing against the decision; or
- b) If the decision is appealed against, until the appeal is disposed of.

1.3 The premises is licensed for:

a) Supply of Alcohol (For consumption On the premises)

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

b) Late Night Refreshment

Sunday - Thursday	23.00-00.30
Friday & Saturday	23.00-02.30

c) Films

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

d) Recorded Music

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

e) Live Music

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

f) Performances of Dance

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

g) Anything of a Similar Description to Live Music, Recorded Music or Performances of Dance

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00

Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

h) Provision of Facilities for Making Music

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

i) Provision of Facilities for Dancing

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

j) Provision of Facilities for Entertainment of a Similar Description to Making Music and Dancing

Monday - Tuesday	11:00 - 02:00
Wednesday - Thursday	11:00 - 03:00
Friday - Saturday	09:00 - 04:00
Sunday	09:00 - 01:00

k) Opening hours

Monday - Tuesday	11:00 - 02:30
Wednesday - Thursday	11:00 - 03:30
Friday - Saturday	09:00 - 04:30
Sunday	09:00 - 01:30

2. Reason for the review

- 2.1 The Metropolitan Police Service (MPS) believe that the Prevention of Crime & Disorder Licensing Objective is not being upheld. The MPS will offer evidence showing that those managing the venue are persistently undermining the Licensing Objectives. Even after extensive engagement with the premises licence holder and management, the MPS have not seen adequate improvement.
- 2.2 The MPS do not have sufficient confidence in the management's ability to maintain a safe and compliant venue. The issues linked to the venue are:
 - i. Crime and Disorder
 - ii. Persistent breaches of conditions
 - iii. Poor management of the venues
- 2.3 The MPS recommend a full revocation of the premises licence to ensure the licensing objectives are upheld.

Appendix 2

3. Background

- 3.1 Two relevant representations have been received in relation to the review application.
- 3.2 Two representations support the review application and these are from the Licensing Authority responsible authority and a Residents Association.

Appendix 3

4. Policy

Licensing Objectives (Chapter Four – Pages 20-25 of the Policy):

- 4.1 The licensing objectives engaged by this application are:

- 1) The Prevention of Crime and Disorder
- 2) The Prevention of Public Nuisance
- 3) Public Safety

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

- 4.2. The hours policy is engaged by the existing premises licence in relation to the 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	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

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.

5. Secretary of State's Guidance

- 5.1 The relevant parts of the Secretary of State's Guidance ("the Guidance") are
 - 1) Chapter 2 – The Licensing objectives
 - 2) Chapter 3 - Licensable Activities
 - 3) Chapter 10- Conditions attached to Premises Licences and

6 Recommendations

- 6.1 To determine the application for a review of the premises licence under section 52 of 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 available to them by virtue of the Licensing Act 2003, Section 52:
 - a) Allow the license to continue operating as before
 - b) Modify the conditions of the licence
 - c) Exclude a licensable activity from the scope of the licence
 - d) To remove the designated premises supervisor
 - e) To suspend the licence for a period not exceeding three months
 - f) To revoke the license
- 6.3 As with all options members will need to consider what is appropriate

7 Conclusion

- 7.1 Members are required to determine the review application in light of all the relevant information.