


**APPLICATION FOR A NEW PREMISES LICENCE UNDER SECTION 17
OF THE LICENSING ACT 2003**

LONDON BOROUGH OF CAMDEN	<u>FOR SUBMISSION TO:</u> Licensing Panel	<u>DATE:</u> 11 December 2025
<u>REPORT OF:</u> Executive Director Investment, Place and Opportunity		<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> Fifth Element - Italian - Bar and Kitchen, 96 Cleveland Street, London, W1T 6NP		<u>WARD:</u> Bloomsbury
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 2025-2030 (“the Policy”) 3) Amended Guidance issued under section 182 of the Licensing Act 2003 (February 2025) (“the Guidance”)	
Appendices	Appendix 1) Location map of premises Appendix 2) Application form Appendix 3) Relevant representations Appendix 4) Conditions consistent with the operating schedule Appendix 5) Legal and finance comments	
<p>Oliver Jones, Director of Recreation and Public Safety</p>  <p>Date: 1st December 2025</p>		

1. Application

1.1 This is an application for a new premises licence under section 17 of the Licensing Act 2003. **Appendix 2**

1.2 The application is for:

a) Supply of Alcohol (For consumption ON & OFF the premises)

12:00 – 22:30 Monday to Wednesday

12:00 – 23:00 Thursday to Saturday

12:00 – 22:00 Sunday

b) Opening hours

12:00 – 23:00 Monday to Wednesday

12:00 – 23:30 Thursday to Saturday

12:00 – 22:30 Sunday

1.3 Following communications with a Resident Association and local residents the application has been amended to include additional conditions and amend the terminal hours.

Following communication with the Police responsible authority the application has been amended to include conditions agreed with the Police Authority.

Following communication with the Licensing responsible authority the application has been amended to include conditions agreed with the Licensing Authority.

The agreed conditions and times now form part of the application and can be found at **Appendix 4**

2. Representations

2.1 Six relevant representations have been received in relation to the application. The representations oppose the application and are from local residents.

Appendix 3

3. Policy

Licensing objectives (Chapter Four Page 30 to 44 of the Policy)

3.1 The licensing objectives engaged by this application are:

- a) Prevention of Crime and Disorder
- b) The Prevention of Public Nuisance
- c) Public Safety
- d) Protection of Children from harm

Hours policy (Chapter Five- Page 47 to 49 of the Policy)

3.2 The hours policy is not engaged by this application.

Women's Safety (Chapter Four – Page 30 to 32 of the Policy)

3.3 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 Eight – Page 55 to 62 of the Policy)

3.4 The premises policies currently engaged by this application are:

- a) Pubs and Bars
- b) Restaurants, cafes and coffee houses

4. 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 - Applications for Premises Licences
- d) Chapter 9 - Determining Applications
- e) Chapter 10 - Conditions Attached to Premises Licences and Club Premises Certificates.

5. Recommendations

- 5.1 To determine the application for a new premises licence under section 18 of 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.