

Licensing Sub-Committee

Meeting held on Thursday, 28 September 2021 at 10.30 am. This meeting was held remotely.

Present: Councillor Robert Canning (Chair)
Councillors Karen Jewitt & Margaret Bird

Also Present: Michael Goddard (Head of Environmental Health, Trading Standards and Licensing); Nicola Thoday (Corporate Lawyer); Eddie Adjei (Senior Pollution Enforcement Officer); Joe Mesure (Pollution Enforcement Officer); Stanley Mushawatu (Pollution Enforcement Officer); Tariq Aniemeka-Bailey (Trainee Democratic Services Officer).

PART A

Appointment of Chair

Councillor Karen Jewitt nominated Councillor Robert Canning as Chair and Councillor Margaret Bird seconded the motion.

The Sub-Committee **RESOLVED** to appoint Councillor Robert Canning as Chair for the duration of the meeting of the Sub-Committee.

Disclosure of Interest

There were none.

Urgent Business (if any)

There were no items of urgent business.

LICENSING ACT 2003 - Temporary Event Notice subject to Pollution Team (EH) Objection Notice

The Sub-Committee also considered the verbal representations made at the virtual hearing by the Senior Pollution Enforcement Officer, Eddie Adjei and Fouleymata Seaka's representative Mr Sutherland.

Reasons for the Sub-Committee's decision:

The Sub-Committee took into account the following reassurances made on behalf of the Fouleymata Seaka (contained in 2 emails dated 27th and 28th September):

- *At this event the recorded music would be played as a 'silent disco' via a head phone system from 23:00 until the end.*
- *The event was a private party by invitation only.*
- *Only guests who had been invited would be able to gain entry.*

- *The party would be in the basement only.*
- *Access to the basement would be through the premises only.*
- *No customers were allowed in the garden after 11pm.*
- *The maximum number of guests had been revised to 70.*
- *2 SIA security would be employed at the premises and they would remain until all guests had left at the end of the evening.*
- *The owner and notice giver would be present at the premises for the event.*
- *At regular intervals during the evening the owner would review the sound levels outside and if any music can be heard would take steps to reduce the sound level. A noise limiter would be installed and set prior to the event.*
- *The majority of guests would be there by midnight and all guests would be at the premises before 1am.*
- *At 2am the music sound levels would be gradually reduced and the lighting raised.*
- *The last drinks orders would be 2:15am*
- *By 2:30am the music would be switched off and lights fully on.*
- *At the end of the evening the DJ would ask people to leave without causing any disturbance or nuisance to neighbours.*
- *Guests would be encouraged to leave quickly and quietly.*
- *Those who have ordered uber would wait inside until their vehicle arrives.*
- *People leaving for their car would be encouraged to leave in small groups together.*
- *The security would be situated outside to encourage them to leave quickly and quietly and keep noise down to a minimum.*
- *The owner and staff would be reminding customers to leave quietly to respect the needs of the neighbours.*
- *Signage reminding customers to respect the neighbouring residents was also on display at the exit.*

It was confirmed during the hearing by Mr Sutherland (Fouleymata Seaka's Representative) that all the existing conditions on the Premises License (at Annex 1 and 2) would apply to this TEN.

The Pollution Team were of the view that the above information and assurances (if followed) would prevent a public nuisance.

On the basis of the assurances given above and that all the existing conditions on the Premises Licence (at Annex 1 and 2) apply to this TEN **the Sub-Committee have decided that the Licensing Objectives can be met and licensable activities referred to in the TEN are authorised to proceed.**

To clarify, the TEN Application had been modified since it was originally submitted, the Sub-Committee considered and agreed to the TEN on the updated details, for example maximum number of guests is 70. In other words, where necessary the Application Form was updated to reflect the additional information and assurances provided to the Sub-Committee, extracted above.

Further, regarding the assurance about Uber cabs, the Sub-Committee would kindly request that when possible, this applied to all vehicles not just Uber. This was to avoid disturbance to neighbouring residents.

Exclusion of the Press and Public

This item was not required.

The meeting ended at 11:00am

Signed:

Date: