

# Statement of Licensing Policy

## 2024-2029

### **Draft**

# **LAMBETH STATEMENT OF LICENSING POLICY 2024-2029**

*Draft as at 27/07/2023*

# LAMBETH STATEMENT OF LICENSING POLICY 2024-2029

## PART A: INTRODUCTION AND LEGISLATIVE BASIS

### 1. Purpose of the Statement of Licensing Policy

- 1.1. The purpose of this Statement of Licensing Policy ('licensing policy') is to outline the approach that Lambeth Licensing Authority ("the Authority") will take for implementing the Licensing Act 2003. The policy provides guidance for applicants, residents and Responsible Authorities under the Act. Responsible Authorities include the Council's Licensing, Health and Safety, Environmental Health, Planning, Trading Standards and Children's Services as well as the Police, Public Health, the Fire Authority and the Home Office
- 1.2. This policy, along with current national guidance issued by the Home Secretary and primary legislation as set out in the Licensing Act 2003, forms the basis on which licensing decisions are made and how licensed premises are likely to be permitted to operate.
- 1.3. The Licensing Act 2003 sets out four licensing objectives:
  - the prevention of crime and disorder;
  - public safety;
  - the prevention of public nuisance; and
  - the protection of children from harm.
- 1.4. The Authority is required to make decisions based on these objectives and to promote them through its actions. Licensed premises are required to conduct their activities with reference to the promotion of these objectives.
- 1.5. The Licensing Authority will have regard to this policy when carrying out its functions under the Licensing Act 2003 ("the Act").
- 1.6. The Act requires the Licensing Authority to publish this Statement of Licensing Policy. This licensing policy will be used as a guide in decision making with regard to licensing matters.
- 1.7. The Licensing Authority for the London Borough of Lambeth makes this Statement of Licensing Policy in accordance with section 5 of the Act.
- 1.8. The Licensing Act 2003 also outlines five other key aims that are important for all those involved in licensing to support and promote through good practice. These are:
  - Protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
  - Giving the police and licensing authorities the powers they need to manage and police the night-time economy effectively and take action against those premises that are causing problems;
  - Recognising the important role which pubs and other licensed premises play in

our local communities, and minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;

- Providing a regulatory framework for late night refreshment, and regulated entertainment which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
- Encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may impact upon them.

1.9 This policy:

- Outlines the legal framework and responsibilities under the Licensing Act 2003 and the accompanying Section 182 Guidance issued by the Home Secretary;
- Makes clear the expectations that those engaging in licensing in Lambeth may have of the Licensing Authority and other licensing partners, including clear and transparent processes.
- Makes clear the expectations the Licensing Authority has for those engaging with the licensing system in Lambeth including licence holders, licence applicants, residents and Responsible Authorities; and

1.10 The aim is to make the Licensing system in Lambeth as clear, simple and accessible as possible. To this end the policy sets out the following:

- A clear statement of the legal framework for the policy and its links to other legal frameworks and strategies;
- The Lambeth context and the aspirations and intent of the policy within that context;
- The Licensing objectives and the measures expected to promote them as required by law;
- 25 easy to find, separate policies which provide more detailed guidance on the approach the Licensing Authority will take to specific issues and circumstances; and,
- Appendices that provide useful further information.

1.11 Each new licence application or an application for a variation of an existing licence will be considered on its own merits. This means that decisions will take into account the specific details in each case, including the proposed venue and the way it will operate, or proposed changes to an existing venue and/or its operation, as well as the context in which it operates.

1.12 Section 5 of the Licensing Act 2003 requires each Licensing Authority to prepare and publish a Statement of its Licensing Policy every five years. The previous Lambeth policy was published on 29 January 2019. This current Statement of Licensing Policy reflects changes in legislation and local policy, and feedback to date around ease of use of the previous document, and has been updated accordingly. This policy will apply from 30 January 2024 to 29 January 2029.

1.13 The legislation allows the Authority to review and update its Licensing Policy during this time to reflect any changes in legislation or guidance.

1.14 In the drafting of this policy the Authority has had regard for the Home Office

Guidance issued under S.182 of the Licensing Act and has given appropriate weight to the views of consultees. When revisions of the guidance are published the Authority will determine if revisions of this Licensing Policy are appropriate.

- 1.15 The Authority is allowed under the Act and the guidance to review and reissue the Licensing Policy within the 5 year timeframe if this is deemed necessary. To this end the Authority will conduct a mid-point review of the Licensing Policy to determine if there is need review and re-publishing. This process is outlined in detail in Policy 8.

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## 2. Scope of the Statement of Licensing Policy

- 2.1. The scope of the policy is the oversight and management of the provision and holding of licences under the Licensing Act 2003. The Act regulates the following licensable activities:
- Retail sale of alcohol;
  - Supply of alcohol to club members;
  - Supply of hot food and drink between 23:00 and 05:00;
  - Provision of regulated entertainment to the public, or club members, or with a view to profit;
  - Film exhibitions;
  - Performances of a play;
  - Indoor sporting events;
  - Boxing or wrestling entertainment;
  - Playing of recorded music; and
  - Dance performances.
- 2.2. There are a number of exemptions and details of these are set out in full in Part 2 of Schedule 1 of the Licensing Act 2003.
- 2.3. Section 191 of the Licensing Act 2003 provides the meaning of 'alcohol' for the purposes of the Act. It should be noted that a wide variety of foodstuffs contain alcohol but generally in a highly diluted form when measured against the volume of the product. For the purposes of the 2003 Act, the sale or supply of alcohol which is of a strength not exceeding 0.5 per cent ABV (alcohol by volume) at the time of the sale or supply in question is not a licensable activity. However, where the foodstuff contains alcohol at greater strengths, for example, as with some alcoholic jellies, the sale would be a licensable activity.
- 2.4. The definition of alcohol was amended by the Policing and Crime Act 2017 to include alcohol 'in any state'. This is to make it clear that products such as powdered and vaporised alcohol fall within the definition provided by the 2003 Act.<sup>1</sup>
- 2.5. Licensable activities are covered through application to the Council, acting as the Licensing Authority, for a licence to undertake them. These include applications for new premises licences, club premises certificates, variations to these and reviews of licences and/or certificates.
- 2.6. The scope of the policy will be subject to revisions to the Licensing Act as set out in the Guidance as issued by the Home Office from time to time<sup>2</sup>. When revisions are issued, there may be periods of time where the published Lambeth Licensing Policy is inconsistent with the Guidance. During such periods the Council, as the Licensing Authority, will have

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<sup>1</sup> Revised guidance issued under Section 182 of the Licensing Act 2003 (December 2022)

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003/revised-guidance-issued-under-section-182-of-the-licensing-act-2003-december-2022-accessible>

<sup>2</sup> Ibid.

regard, and give appropriate weight, to the revised Guidance.

## ***Planning***

- 2.7. It is understood that the Planning regime in Lambeth has an impact on the Licensing regime. It is also noted that each of these regimes is covered by a separate legislative framework and is administered through different parts of the Council, with separate Committees overseeing the processes. However, the Authority commits to working in alignment with the Planning regime as closely as is possible under the separate regimes to ensure as much consistency between the two as is appropriate and possible.
- 2.8. The use of premises for the sale or supply of alcohol, provision of entertainment or late-night refreshment or indoor sports is subject to planning control and requires planning permission or must otherwise be lawful under planning legislation. Planning permission is generally required for the establishment of new premises or for a premises' change of use.
- 2.9. In general, all premises which are the subject of a licensing application should have the benefit of planning permission or be deemed permitted development. Licensing and Planning are separate regimes as mentioned above but consents from both must be in place to operate legally. If there is variance between the hours given under a licence and those permitted by the planning permission the earlier hours will apply.
- 2.10. Commercial premises need to have provision in place for the collection of waste etc. Care should be taken to ensure that collection of rubbish and glass does not occur at unsociable hours.

## ***Lambeth Health Wellbeing Strategy 2023-2028***

- 2.11 The Lambeth Health and Wellbeing Strategy 2023-28 provides a clear vision for improving and protecting the health and wellbeing of Lambeth residents. A link to the strategy can be found here ([link](#)).

## ***The Mayor of London's Vision for London as a 24-hour City***

- 2.11. The Mayor of London has outlined his vision for London as a 24-hour City and has appointed a Night Czar and a Night Time Commission to encourage the development of London as a vibrant, diverse, cultural city with a night time economy that is of global significance.
- 2.12. There is a vibrant, diverse and cultural night time economy offer across the borough as a whole. People living within and outside of Lambeth will find entertainment, socialising and dining options that are reflective of a wide range of influences, origins and cultural aspects. Whilst the Mayor's Vision will be considered and reflected in the licensing system in Lambeth, the Authority recognises that these ambitions need to be balanced against the needs and wishes of residents and other businesses and that the Authority's overriding duty is to promote the Licensing Objectives.

## **Responsibilities under the Immigration Act 2016 and the Modern Slavery Act 2015**

The Authority has responsibilities that relate to the prevention of immigration crime, specifically the prevention of illegal working in licensed premises. These responsibilities are outlined in this policy in Appendix 3. The London Borough of Lambeth has a duty under the Modern Slavery Act 2015 to co-operate with the Independent Anti-Slavery Commissioner, and the Authority is also under this duty as part of the London Borough of Lambeth see [our website](#) for more information.

### *Documents which demonstrate entitlement to work in the UK*

Applicants may be asked to demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. Guidance on how this can be demonstrated in specific circumstances is outlined in the linked document:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1071247/Employer s Guide to Right to Work Checks PDF .pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1071247/Employer_s_Guide_to_Right_to_Work_Checks_PDF_.pdf)

## **Health Act 2006**

- 2.13. It is expected that all licence holders will be compliant with the Health Act 2006 and all sundry Smokefree Regulations that govern smoking in licensed premises currently and as these are updated.

## **London Living Wage**

- 2.14. Lambeth is a London Living Wage employer and applicants are encouraged to pay staff a living wage.

## **3. The Lambeth context**

- 3.1. Lambeth is an inner-London borough south of the river Thames. Lambeth covers an approximate area of 10.5 square miles and includes the areas of Waterloo and the South Bank, Vauxhall and the Oval, Kennington, Stockwell, Clapham, Brixton, Loughborough Junction, Herne Hill, Streatham, Tulse Hill, West Norward, Gipsy Hill and Upper Norwood.
- 3.2. Lambeth has a population of approximately 322,000 residents<sup>3</sup>. Lambeth has the second highest proportion of its population within the working age range in London..
- 3.3. Lambeth incorporates a number of geographical areas which have a long tradition of being entertainment destinations, attracting people from across London and from further afield. Lambeth also has a considerable small business base, with 87% of businesses being small enterprises.
- 3.4. There have been significant levels of growth in the licensed trade since the introduction of the Licensing Act 2003, both in terms of the number of premises and the number of hours being operated for.

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<sup>3</sup> Lambeth State of the Borough, <https://www.lambeth.gov.uk/sites/default/files/2022-07/state-of-the-borough-2022-report.pdf>



- 3.5. Furthermore, there are developing areas within the borough in relation to the night time economy. The Vauxhall and Waterloo areas have recently experienced high levels of commercial and residential development currently, the South Bank is an area of cultural significance, with the Royal Festival Hall, the BFI, the National Theatre and others playing a key role in London's cultural life, with further development underway. There are three areas in the borough with particular night time economy profiles: Clapham High Street, Brixton and Vauxhall.
- 3.6. Lambeth experiences high rates of alcohol-related harms. Lambeth has one of the highest crime rates in London; the one of the highest rates for Violence with Injury, Sexual Offending and Drugs, and one of the highest number of Anti-Social Behaviour (ASB) calls to Police compared to the rest of London. We know from our residents that noise nuisance in a densely populated borough is a problem, especially when this occurs later in the evening and at night.<sup>4</sup>
- 3.7. The Lambeth context shows the need for a balanced approach to how licensing policy works in the borough. This approach is outlined through this Licensing Policy.

## 4. Aspirations and intent

- 4.1. Lambeth 2030: Our Future, Our Lambeth sets out a vision statement of "Lambeth – a borough with social and climate justice at its heart." To support this Lambeth has set out three bold ambitions. These are:
  - Making Lambeth neighbourhoods fit for the future - By 2030, Lambeth will be a clean, vibrant and climate resilient borough where people can lead healthier, happier lives.
  - Making Lambeth one of the safest boroughs in London - By 2030, Lambeth will be one of the safest boroughs in London, where everyone feels safe and secure - in all places.
  - Making Lambeth a place we can all call home - By 2030, Lambeth will be a lifelong borough, with the best conditions to grow up and age well, where everyone can contribute to an inclusive economy, and have a place to call home.
- 4.2. It is the aspiration of this Statement of Licensing Policy to support these strategic priorities through the promotion and application of the four licensing objectives.
- 4.3. We believe that as long as licensed premises operate as compliant, well-regulated businesses and that their management act responsibly in promoting the licensing objectives; run safe, well managed venues and facilities; and engage and work with the local authority, its partners and the local community; they make a positive contribution toward building community cohesion and cultural development. It is also important to appreciate that alcohol plays an important and inherent role within the leisure and entertainment industry.
- 4.4. However, it is equally recognised that negative impacts will occur if good management practices are not followed by licensed premises. These can include anti-social behaviour, nuisance and disturbance caused to local residents, sometimes together with serious crime

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<sup>4</sup> Ibid.

and disorder problems. Alcohol, in particular, is an important contributing factor to all of these issues. Alcohol-related violence, disorder and rowdiness impact on our community, public health and the public purse through the demands made upon Hospital attendances and admissions; additional policing; additional street cleaning; and the criminal justice system. The Authority does not consider that it is reasonable for local residents and compliant businesses to suffer because of a small number of irresponsible, poorly managed operators.

- 4.5. This Statement of Licensing Policy, therefore, seeks to provide a necessary balance between providing a platform upon which compliant, well-regulated businesses may operate and contribute towards a successful business and night-time economy, and ensuring that the quality of life of those who live and work in the borough is protected through the licensing system. We believe these aims are achievable if all parties concerned work together.

## **5. The Licensing Objectives**

- 5.1. The licensing objectives, as outlined in the Act, are the core of the licensing regime. Licence applicants must demonstrate in their operating schedules as part of an application how they will address each objective. The Authority will make decisions about applications, variations and reviews based on the promotion of these objectives. Those making representations to the Licensing Sub-Committee must base them on the objectives.
- 5.2. Therefore, how applicants communicate the promotion of the licensing objectives in their operating schedule and application is essential for the full consideration of the application by the Authority.
- 5.3. Providing a full and detailed operating schedule as part of the application will make it clearer as to how the applicant will promote the licensing objectives. Applicants are expected to:
- demonstrate knowledge of the local area when describing the steps they propose to take in order to promote the licensing objectives;
  - undertake enquiries about the area in which the premises are situated to inform the content of the application;
  - obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:
    - a) the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
    - b) any risks posed to the local area by the applicants' proposed licensable activities;
    - c) any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) they propose to put in place which might help to mitigate any potential risks.
- 5.4. Where specific policies apply in the area (for example, a cumulative impact policy),

applicants are also expected to:

- demonstrate an understanding of how such a policy impacts on their application;
- any measures they will take to mitigate the impact; and
- why they consider their application should be an exception to the policy.

### ***Developing local knowledge***

- 5.5. Demonstrated knowledge about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises within close proximity to residential premises should consider how this will impact upon their smoking, noise management and dispersal policies, to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, to acknowledge this in their application.
- 5.6. Applicants are advised to carry out their own research, and potentially to seek the views of responsible authorities before formally submitting an application, as the authorities are best placed to have detailed and expert local knowledge about local issues that should be taken into consideration when making an application. It should be noted that there may be a charge for this service.
- 5.7. It is also expected that applicants will canvass the views of their neighbours and local residents as this can clear up any ambiguities and develop a relationship based on mutual cooperation before an application is made. This may be facilitated by making direct contact with neighbours and any local group that represents residents or businesses. This will also assist the applicant by giving an understanding at the outset of what the community believe is acceptable in their area.

### ***Operating schedules***

- 5.8. Lists of matters which should be addressed in operating schedules are included in the Appendices to this document. Whilst applicants are strongly encouraged to consider these they should not be regarded as standard conditions and should be used and modified according to the individual application and location and to inform the operating schedule. By setting out a carefully considered operating schedule applicants can demonstrate that they have given thought to their application and its impact on the local environment.
- 5.9. An operating schedule should contain details relating to the promotion of the licensing objectives that are capable of being translated into enforceable conditions as, if there are no representations against the grant of the licence these will form the basis of the conditions that will be placed on the licence. It is recommended that applicants use the 'general' box in section P of the application form to indicate what local factors they have considered. Information on the application process is in Policy 1 of this document and further guidance is available on the Council's website.
- 5.10. The failure by an applicant to clearly and fully demonstrate in the operating schedule that they have properly considered the promotion of the four licensing objectives is a

legitimate concern should the application come before the Licensing Sub-Committee and may trigger a representation from the Authority.

### ***Consideration of principles and policies in this document***

5.11 Applicants are also invited to consider the principles and policies outlined in the second part of this document. The general principles are intended to guide the overall approach to licensing and the night time economy in Lambeth. The first set of policies are intended to outline administrative processes and expectations to support applicants and licensees to operate their businesses in an administratively effective manner. The second set of policies are intended to outline expectations that the Authority has for the specific issues and matters that are relevant to the way licensed businesses are run and organised.

### ***Measures to prevent crime and disorder***

5.11. The prevention of crime and disorder is a licensing objective due to the link between alcohol and a range of problems, including:

- anti-social behaviour;
- violence, including sexual assault;
- crime and criminal damage;
- domestic violence and abuse;
- street drinking;
- public disorder and misadventure; and
- Resulting ambulance call-outs and A&E attendances.

5.12. The consumption of alcohol can increase the likelihood of an individual becoming a perpetrator or a victim of crime. A significant level of violence is linked to alcohol consumption, and the likelihood of being both a victim or perpetrator of property crime or criminal damage increase as a result of alcohol consumption. A compliant, well-regulated licensed premises with effective measures in place to reduce crime and disorder can make a difference. The Authority expects existing authorisation holders and new applicants to be able to demonstrate the measures they use, or propose to adopt, to prevent and actively discourage the sale/supply of alcohol to children and to individuals who are already intoxicated and thus potentially pose a risk to themselves or others.

5.13. Applicants are advised that they should, in their operating schedules, focus on measures that will ensure that their proposals will not add to any existing problems with crime and disorder.

5.14. It is recommended that applicants undertake an assessment of the likely risks and causes for crime and disorder and include measures in the operating schedule that they will take to address these.

5.14. These may include:

- Completion of a risk assessment;

- Use of CCTV with appropriate storage of footage;
  - Use of appropriate Security Industry Association (SIA) trained door supervisors;
  - Membership of the Business Crime Reduction Partnership;
  - Being aware of the potential for drug misuse within the premises and, where this is a risk, to introduce measures that can mitigate this risk;
  - Consideration of schemes that may provide additional support for addressing crime and disorder, for example, Business Improvement Districts, Pub Watch, Best Bar None etc.
- 5.15. The Authority would expect premises to cooperate with reasonable requests from Police following incidents, such as requests for CCTV footage or statements from staff members and have provisions in place to provide those without undue delay.
- 5.16. We also recommend licence holders put in place measures to reduce gender-based violence, intimidation and harassment for all staff and customers. This may include 'Ask for Angela', WAVE and specific training for staff. Further details are available at the following links:
- Ask for Angela: <https://www.met.police.uk/AskforAngela>
  - WAVE: <https://nbcc.police.uk/crime-prevention/safeguarding/welfare-and-vulnerability-engagement-wave-lesson-plan>
- 5.17. Appendix 1 lists matters relating to crime and disorder that applicants must consider when making an application. The Authority requires applicants to consider areas that they should address and to formulate their own tailored schedule which will then become conditions on any issued licence.
- 5.18. Appendix 7 contains a list of model conditions and the type of venue they may be appropriate for. We invite applicants to consider these and use them if they are suitable for your premises.
- 5.19. The Authority recognises that the Metropolitan Police are the main source of advice about crime and disorder, and that the Community Safety Partnership can also make a contribution. The Authority will accept all reasonable and proportionate representations made by the Police unless there is evidence that to do so would not be appropriate for the promotion of the licensing objectives.
- 5.20. The prevention of crime includes the prevention of immigration crime including illegal working in licensed premises. The Authority will work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. In addition, the Home Office Immigration Enforcement may instigate a review of a premises licence as appropriate. Where appropriate, the Authority will consider imposing conditions directed at ensuring the prevention of illegal working in licensed premises, such as licence holders being required to undertake right to work checks on all staff and the retention of a copy of any document checked as part of a right to work check on the premises for these purposes of inspection.

### ***Measures to ensure public safety***

- 5.21. The public safety objective is concerned with the physical safety of people using the

premises. To ensure the safety of customers, applicants should be prepared to demonstrate that the premises comply with all health and safety regulations and that risk assessments, where required, are current.

- 5.22. Capacity limits can be imposed for the promotion of public safety or for reasons of crime and disorder. Capacity limits will not be imposed as a condition of the licence on fire safety grounds. All new applications and variations should be accompanied by a Fire Safety risk assessment as required under the Regulatory Reform (Fire Safety) Order 2005. This will reduce the likelihood of the Fire Authority making a representation against the application.
- 5.23. Special considerations will apply to night clubs and similar venues. Applicants should consider the Safer Clubbing Guide published by the Home Office and London Drug Policy Forum, which gives advice on these issues ([link here](#)).
- 5.24. Events in the open air or involving temporary structures require particular considerations in relation to public safety. For time-limited large-scale premises licences on open council land, the applicant must present their application in advance to the Lambeth Events Safety Advisory Group. This group has a wide remit and seeks to make applicants aware of the requirements they have to satisfy to run an event. Applicants are advised to undertake their own research and to take advice on and put in place all necessary consents and timescales for planning such events which can be lengthy. A late licence application without all necessary permissions in place will lead to uncertainty and may jeopardise the possibility of an event taking place.
- 5.25. It is the applicant's sole responsibility to ensure that all required permissions and authorisations are in place, all applicable fees paid, and timescales adhered to in order for an event to take place. Guidance on holding events on council land is available on the Council's website. Specific requirements regarding temporary event notices are set out in the relevant section of this report.
- 5.26. Appendix 3 lists matters relating to public safety that applicants must consider when making an application. The Authority requires applicants to consider areas that they should address and to formulate their own operating schedule tailored to the type, nature and characteristics of the specific premises and its neighbourhood.
- 5.26. Specific guidance on ensuring a safer nightlife is available at ([link here](#))

### ***Measures to prevent public nuisance***

- 5.27. Public nuisance is the most common reason for complaints and representations to be made about applications. It is also the most common cause of complaints about existing premises. It can include low-level nuisance affecting a few people locally as well as major disturbance.
- 5.28. The potential for nuisance varies according to the nature of the premises. The Authority will interpret nuisance in its widest sense and takes it to include such issues as noise (from patrons and music, both inside and outside the premises), light, litter, human waste (such as vomit and urine), fly-posting and anti-social behaviour.

- 5.29. Noise nuisance is the most common problem. It is particularly intrusive at night when ambient noise levels are lower, and residents are trying to sleep, and so it is essential that applicants can demonstrate how they will effectively manage such issues as:
- the exit and dispersal of their patrons which should include the avoidance of patrons loitering;
  - noise from patrons in queues or in outside smoking areas;
  - patrons returning to cars parked in surrounding streets
  - access to taxi marshals, ranks or services; and
  - general noise of people arriving and leaving.
- 5.30. Applicants for licences to run after midnight and for variations to extend existing hours are expected to prepare a detailed dispersal policy and submit this with their application. Policy 24 outlines expectations around ingress and egress for licensed premises operating in the Night Time Economy.
- 5.31. Where applicants are completing operating schedules they are expected to have regard to the location of the proposed or actual premises. In particular, consideration should be given to whether proposals may have a disproportionate impact in residential areas or near to sensitive premises such as nursing homes, older people's accommodation, hospitals, hospices, schools, childcare facilities or places of worship.
- 5.32. The use and management of outside spaces within the direct control of the licensee and the associated behaviour of people using outside areas can also be problematic. Applicants are expected to take all reasonable steps to prevent public nuisance outside their premises where and to the extent that these matters are within their control. Policy 15 outlines the Authority's policy for the management of outside spaces.
- 5.33. Appendix 3 lists matters relating to public nuisance that applicants must consider when making an application. The Authority requires applicants to consider areas that they should address and to formulate their own operating schedule tailored to the type, nature and characteristics of the specific premises and its neighbourhood.
- 5.34. Proximity to residential accommodation is a general consideration with regard to the prevention of public nuisance. The Authority will treat each case on its individual merits, however, stricter conditions will generally be considered on premises licences in areas that have denser levels of residential accommodation or residential accommodation in close proximity to them. This may include the Authority considering an earlier terminal hour than that proposed by the applicant. This is regardless of the designation assigned to the area in which the premises is situated under this policy, i.e. as a Major or District Town Centre. In such cases and where relevant representations are received, the Licensing Authority will have regard to the potential for, and the risk of, nuisance occurring to nearby residents, particularly when considering an application which proposes the conduct of licensable activities after the hours indicated in Appendix 5. It is important to stress that the terminal hours set out in Appendix 5 are intended as guidance only. The Licensing Authority may recommend or agree an earlier or later terminal hour where this is considered appropriate.

## ***Measures to protect children from harm***

- 5.35. The Authority takes the protection of children from harm very seriously and expects all licence holders and staff employed on licensed premises to do so as well. Applicants for new licenses and variations are expected to address this in detail in their operating schedules. Existing licensees are advised to review their policies regularly to ensure that they are still relevant for the nature of the premises.
- 5.36. The Council's Trading Standards Team work closely with the Police. They carry out regular operations using children aged under 18 to undertake test purchases for underage sales. Following any such sale action will be taken, this may be a review of the licence, or a request to include additional conditions on the licence designed to assist the management to counter attempts by children to buy alcohol. Any additional conditions felt appropriate will be subject to discussion with licence holders. It should be noted that Trading Standards may also take enforcement action where any underage sale takes place which may lead to prosecution for which the penalty is a fine. Evidence of any other sales of age restricted goods or any other illegal activity will be considered relevant. If a review of a licence does follow and the committee considers that the necessary safeguards, training or commitment to the protection of children are inadequate, then additional conditions, restrictions or, in appropriate cases, revocation of the licence may follow.
- 5.37. The Authority will expect cinemas to stipulate that children will be restricted from viewing age-restricted films classified according to the recommendations of the British Board of Film Classification.
- 5.38. The Authority recommends that staff working in licensed premises take advantage of online training and awareness-raising materials made available by the Lambeth Safeguarding Children Board, or a suitable alternative.
- 5.39. It is mandatory for premises that sell or supply alcohol to have an age verification policy in place. The Authority favours the Challenge 25/Check 25 type schemes. Such a scheme volunteered as part of an operating schedule will be given appropriate weight when the Authority determines the licence application.
- 5.40. The Authority recommends that staff in licensed premises are made aware of information, training and the appropriate contact points to help them identify and raise any issues of child exploitation which they note in the licensed premises.
- 5.41. The Authority recognises the Lambeth Safeguarding Children Board as the appropriate body to advise on the protection of children from harm.
- 5.42. The Authority strongly recommends applicants and existing licence holders take into account the Safeguarding Children Policy for Licensed Premises available at [https://www.londonsafeguardingchildrenprocedures.co.uk/sg\\_licensed.html](https://www.londonsafeguardingchildrenprocedures.co.uk/sg_licensed.html). Licensees and licence applicants are also required to be aware of matters and warning signs relating to Child Sexual Exploitation and to take these matters seriously. The



Metropolitan Police Service's Make Safe website, at <https://www.met.police.uk/police-forces/metropolitan-police/areas/about-us/about-the-met/campaigns/operation-makesafe/>, has useful information and materials which all prospective and existing licence holders are expected to familiarise themselves with.

- 5.43. Appendix 4 lists matters relating to the protection of children from harm that applicants must consider when making an application. The Authority requires applicants to consider and set out areas that they should address and to formulate their own operating schedule tailored to the type, nature and characteristics of the specific premises and its neighbourhood.

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## **PART B: PRINCIPLES AND POLICIES**

### ***Principles***

#### **6. General principles**

- 6.1. Two general principles have been identified which are noted throughout the Statement of Licensing Policy and are outlined here clearly as general principles that will be taken into consideration for all licensing applications.

**All licensing applications are expected to show:**

- a). That applicants have a clear understanding of the locality in which they are operating or intending to operate and that this has been taken into account in the application, any voluntary conditions proposed and for these to be set out clearly within the operating schedule.**
- b). That applicants have taken into account the Council's broader aspirations, and the Mayor's vision, particularly in relation to an offer that provides for the diverse Lambeth population.**

## Section 1: Process Policies

### 7. Policy 1: Process for applications

**Policy: the process for applications set out in this section will be followed in all cases of applications for new licences or variations to existing licences.**

- 7.1. Applications will be progressed in accordance with procedures laid down by the Licensing Act 2003 and any accompanying applicable guidance to the Act as produced by the Home Office. Prospective applicants should refer to the separate relevant guidance documents for further details. Where reference is made to applications in this policy this should be taken as referring to applications for new premises licences, club premises certificates, variations to these and reviews of licences/certificates.
- 7.2. Once an application is made and received electronically by the Licensing Authority it will be provided to all Responsible Authorities.
- 7.3. Details of applications are available via the Lambeth Council website at [www.lambeth.gov.uk](http://www.lambeth.gov.uk).
- 7.4. In addition, our Public Access service can be used to be advised of licence applications received for specified areas or submitted for a particular premises. The service can also be used to search existing licences to view activities, times and conditions. This service is available at the following link: <http://planning.lambeth.gov.uk/online-applications/search.do?action=simple&searchType=LicencingApplication>
- 7.5. Applications for all licences and authorisations available under the 2003 Act must be made on the relevant form prescribed under secondary regulations. Applications will not be progressed until the form has been completed in full and received, together with the relevant fee(s) and all other required information, by the Licensing Authority and the relevant responsible authorities.
- 7.6. In accordance with the Provision of Services Regulations 2009, electronic application facilities for premises licences are available and may be found on GOV.UK or [www.lambeth.gov.uk](http://www.lambeth.gov.uk). Electronic applications for other categories of licence and authorisation are also available at [lambeth.gov.uk](http://lambeth.gov.uk).
- 7.7. Where electronic applications are made, the application will be taken to be 'given' when the applicant has submitted a complete application form and submitted the fee.
- 7.8. The Responsible Authorities are:**

Responsible Authority	Contact details
Licensing Authority	Lambeth Council email: <a href="mailto:licensing@lambeth.gov.uk">licensing@lambeth.gov.uk</a>
Environmental Health Authority	Lambeth Council Public Protection email: <a href="mailto:CommunitySafetyComplaints@lambeth.gov.uk">CommunitySafetyComplaints@lambeth.gov.uk</a>
Child Protection Authority	<a href="mailto:XDESCYPDIR@lambeth.gov.uk">XDESCYPDIR@lambeth.gov.uk</a>
Planning Authority	<a href="mailto:XCEOPInEfn1@lambeth.gov.uk">XCEOPInEfn1@lambeth.gov.uk</a>

Health and Safety	foodhealthandsafety@lambeth.gov.uk
Trading Standards	tradingstandards@lambeth.gov.uk
Metropolitan Police	Licensing-LX@met.police.uk
London Fire Brigade	firesafetyregulationSW@london-fire.gov.uk
Director of Public Health	PublicHealth.Licensing@lambeth.gov.uk
Port of London Authority (for vessels only)	London River House, Royal Pier Road, Gravesend, Kent, DA12 2BG
Home Office (Immigration Enforcement)	Alcohol Licensing Team Lunar House 40 Wellesley Road Croydon CR9 2BY  email: alcohol@homeoffice.gsi.gov.uk

7.9. The steps for consideration of a licensing application, a licensing variation and a club premises certificate are:

- a) If no representations are made to an application, the Authority must grant it in full. Please see our website for further information.
- b) When an application is made, and relevant representations are made to the Authority it must hold a hearing of the Licensing Sub-Committee (unless those who have made representations agree in advance that this is unnecessary).
- c) The Licensing Sub-Committee will then consider the evidence provided by applicants and by those making representations, the legislation and accompanying Guidance, this Statement of Licensing Policy and any other relevant data.
- d) The Licensing Sub-Committee will determine the application and will take any steps it considers appropriate for the promotion of the licensing objectives.
- e) Conditions on the licence, additional to those voluntarily offered by the applicant, may be considered. Appropriate conditions will focus on matters which are within the control of individual licensees and which also relate to the premises or places being used for licensable activities and the impact of those activities in the vicinity. If situations arise where the licensing objectives are compromised but cannot be dealt with by the use of appropriate conditions the Licensing Authority will consider whether it is appropriate for a licence to be issued or for the premises to continue in operation.

7.10. Conditions on a licence:

- must be appropriate for the promotion of the licensing objectives;
- must be precise and enforceable;
- must be unambiguous and clear in what they intend to achieve;
- should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation;

- must be tailored to the individual type, location and characteristics of the premises and events concerned;
- should not be standardised and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case;
- should not replicate offences set out in the 2003 Act or other legislation;
- should be proportionate, justifiable and be capable of being met;
- cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and
- should be written in a prescriptive format.

7.11. Individuals applying for a personal licence must be entitled to work in the UK. The Immigration Act 2016 amended the Licensing Act 2003 with effect from 6 April 2017 so that an application made on or after that date by someone who is not entitled to work in the UK must be rejected. Licences must not be issued to people who are illegally present in the UK, who are not permitted to work, or who are permitted to work but are subject to a condition that prohibits them from doing work relating to the carrying on of a licensable activity. In order to discharge this duty, the Authority must be satisfied that an applicant has the right to work in the UK and requires applicants to submit one of the documents listed at Appendix 11 of this policy, to demonstrate that the applicant has permission to be in the UK and that they are permitted to undertake work in a licensable activity. This also applies to individuals who apply for premises licences. The purpose of this is to prevent illegal working in the UK.

7.12. A person is also disqualified from holding a licence if they are subject to a condition on their permission to be in the UK preventing them from holding a licence, for example if they are subject to an immigration restriction that does not permit them to work.

## 8. Policy 2: Licensing Fees

**Policy: Licensing fees are set and are due for payment on the anniversary of the licence. If the Licensing fee is not paid on time the licence will be suspended until such fees are paid.**

8.1. Premises licence application fees are dependent upon the non-domestic rateable value of the premises. This value, which is also used to calculate business rates, can be found through the Valuation Office Agency (VOA) search engine at <https://www.gov.uk/find-business-rates>. The Authority expects licence holders to pay the required licence fee when it is due.

8.2. If Licence fees are not paid at the time they are due suspension for non-payment of fees will be in force two days after the Authority notifies the Licence holder. The Authority can notify the Licence holder the day after the payment is due if payment is not received by the due date. Licence fees are due on the anniversary of the licence being granted.

- 8.3. The suspension will cease to be in place when the payment is received.
- 8.4. It is the Licence holder's responsibility to pay their fees, the Authority will not issue a reminder of fees when they are due. This is a matter for Licence holders, and the Authority expects Licence holders to take responsibility for ensuring that their fees are paid when they are due.
- 8.5. If the fee is disputed prior to the date it is due for payment the licence will not be suspended pending clarification and resolution. Once the actual fee has been clarified this will be payable and continued non-payment will result in suspension. Where an administrative error in relation to the recorded receipt of the annual fee has been made by the local authority and the Licence holder has provided proof of payment the licence will not be suspended.
- 8.6. Carrying on licensable activity while a licence has been suspended is a criminal offence and may result in enforcement action including prosecution.
- 8.7. Licensing fees can be found on the Lambeth Council website here:  
<https://www.lambeth.gov.uk/business-services-rates-and-licensing/licence-applications/pay-a-premises-licence-annual-fee-invoice>.

## 9. Policy 3: Scheme of Delegation

- 9.1 The following table sets out the agreed delegation of decisions and functions of the Licensing Sub-Committee and Officers.

Matter to be dealt with	Licensing Sub-Committee	Officers
Application for personal licence	Where a Police objection has been received	Where an objection was not received
Application for personal licence with unspent convictions	All cases	
Application for provisional statement	Where representations have been received and not withdrawn	Where representations were not received or have all been withdrawn
Application for premises licence / club premises certificate	Where representations have been received and not withdrawn	Where representations were not received or have all been withdrawn
Application to vary premises licence / club premises certificate	Where representations have been received and not withdrawn	Where representations were not received or have all been withdrawn
Application to vary designated premises supervisor	Where a Police objection has been received	Where an objection was not received
Request to be removed as designated premises supervisor		All cases

Application for transfer of premises licence	Where a Police objection has been received	Where an objection was not received
Application for interim authority notice	Where a Police objection has been received	Where an objection was not received
Application to review premises licence/ club premises certificate	All cases	
Decision whether a representation is irrelevant, frivolous or vexatious		All cases
Making of representation when authority is consulted by neighbouring licensing authority	All cases	
Determination of an application to vary premises licence at community premises to include alternative licence condition	If Police objection	All other cases
Consideration of a police objection to a temporary event notice	All cases	
Decision to consult other responsible authorities on a minor variation application		All cases
Determination of a minor variation application		All cases
Revocation of a club licence		All cases
Revocation of a personal licence	All cases	
Revocation for a club premises certificate where a club is deemed by the Authority to no longer satisfy the conditions for being a qualifying club	All cases	

## 10. Policy 4: Partnership Working

**Policy:** The Authority aims to work in partnership where and when it is possible and reasonable to do so. This includes aiming to work with: other Responsible Authorities and enforcement agencies within Lambeth; regional or national authorities and bodies outside of Lambeth; and, the trade, trade representative organisations, Business Improvement Districts; the Business Crime Reduction Partnership; and schemes such as PubWatch and Best Bar None.

### *Partnership with responsible authorities and enforcement agencies*

10.1. The Authority is committed to working collaboratively and as seamlessly as possible with the Responsible Authorities and enforcement agencies within Lambeth and more widely as appropriate.

10.2. In particular this will include:

**Tasking meetings:** The Authority operates a Licensing Tasking group which forms the basis for partnership working within the Council and local partnership.

**Joint enforcement approaches:** The Authority has established protocols with the local police and the Fire Authority on enforcement issues to avoid duplication and to provide for the most efficient deployment of Authority, Police and Fire Authority officers in respect of the inspection of licensed premises and the enforcement of licensing law. Contact is also maintained with the Security Industry Authority (SIA) in relation to checks on door supervisors. Multi-agency announced and unannounced inspections and visits may be undertaken as well as regular visits by officers from the Council's Licensing service.

**Joint approach to representations:** The Authority will communicate with the Responsible Authorities to ensure that a partnership approach is taken in consideration of applications and any representation that may be made to them.

**Information sharing:** Lambeth is committed to open data principles. Subject to the provisions of the Data Protection Act 2018 and General Data Protection Regulation 2016/679 and any other applicable legislation, the Authority will share information about licensees, licensed premises and activities associated with them to all partners. Operating schedules, results of compliance checks, and details of enforcement action may also be shared.

### ***Partnership working with licensees, trade and residents***

10.3. The promotion of the licensing objectives and achieving common aims relies on a partnership between licence holders, authorised persons, other persons, responsible authorities and the Authority. The Authority is keen to work in partnership with licensees and with bodies such as licensee forums, pub watches, BIDs, tenants and residents' groups and those representing such groups to develop a prosperous and well managed economy whilst promoting the licensing objectives.

10.4. By working closely with trade and residents' groups the Authority aims to develop a preventative or early intervention approach to problems that may arise. To do this the Authority will:

- Be accessible to these groups.
- Regularly consider and/or canvas the views of Lambeth business and resident's groups.



## 11. Policy 5: Authority and DPS

**Policy: Every supply of alcohol under a premises licence must be made or authorised by someone holding a personal licence. Every premises with a licence must have one person holding a personal licence specified as the Designated Premises Supervisor (DPS).**

- 11.1. The Authority recommends that all persons employed on licensed premises who are engaged in the sale and supply of alcohol be encouraged to attend training programmes to raise awareness of their responsibility and particularly of the offences contained within the Act. Similarly, persons employed at on-licensed premises should be encouraged to attend training programmes which will raise their awareness of the issues relating to drugs and violence in licensed premises. Suitable training should be extended to all staff involved in managing or supervising the premises. All training undertaken should be recorded.
- 11.2. It is recommended that persons employed on premises providing entertainment for children and youths attend training programmes in basic child protection and safety and safeguarding, and if appropriate have the necessary DBS checks.
- 11.3. Every premise licensed for the sale of alcohol must have one personal licence holder specified as Designated Premises Supervisor (DPS). This will normally be the person with day-to-day responsibility for running the premises.
- 11.4. Every supply of alcohol under a premises licence must be made or authorised by a person who holds a personal licence. The Licensing Act does not require the presence of a personal licence holder at all material times but if any sales are made when a personal licence holder is not present, then they must have been authorised by somebody who holds a personal licence.
- 11.5. The Authority recognises that there is no requirement for the DPS to be at the premises at all times that it carries out licensable activities, and it will not seek to achieve this by way of conditions. However, the DPS must be able to ensure that all four licensing objectives are properly promoted and that each premises complies with licensing law and licence conditions. The Authority expects that a DPS will be able to demonstrate knowledge of both the local geographic area and the patrons the premises attracts. The DPS should be sufficiently fluent in English to be able to properly communicate with patrons.
- 11.6. The Licensing Authority considers it reasonable that those who hold licences and persons involved in the sale of alcohol are able to understand the terms of the licence and their legal obligations. It is also expected that those making sales of alcohol can understand and converse in the English language and be able to read and write in English so as to be able to complete documents such as refusals books and read training guides. Where relevant representations are made, and a lack of understanding of basic written and/or spoken English is a factor in those representations, consideration may, if appropriate, be given to attaching conditions to premises licences and club premises certificates that require the

licence holder and staff connected with the business, attend a 'Basic Skills' course. This would be at cost to the applicant.

- 11.7. The Authority expects that when the DPS is not present on the premises written authorisation will have been given to other members of staff, and that one of these members of staff will be on the premises. Such authorisation should be in writing and be displayed with the premises licence.
- 11.8. It is considered good management practice to ensure that a personal licence holder/DPS is available at all hours that the premises is open to the public. Depending on the nature of the premises, it may be sufficient for the personal licence holder to be contactable by telephone. It is regarded as good management practice that a personal licence holder/DPS be physically on the premises from 23:00 onwards.

## 12. Policy 6: Temporary Events

**Policy:** The Authority expects that all applications for Temporary Events Notices (TENs) are submitted well in advance of the event, with 10 days being the statutory minimum for a standard TEN, and that sufficient accompanying information is provided at the time of application to allow due consideration, including evidence of permission to use space if it is a public or council land/venue and efforts have been undertaken to engage local residents. It is expected that any existing conditions on a licence will be maintained for the purposes of a TEN. It is also recommended that TENs are submitted well in advance prior to the event to allow relevant responsible authorities to have appropriate time to consider the TENs.

- 12.1. A temporary event notice (TEN) is required in order to carry out any 'licensable activity' on unlicensed premises.<sup>5</sup>
- 12.2. Licensable activity includes:
  - selling alcohol
  - serving alcohol to members of a private club
  - providing entertainment, such as music, dancing or indoor sporting events
  - serving hot food or drink between 11pm and 5amThe process of applying is formally known as 'serving' a Temporary Event Notice. A TEN is also required if a particular licensable activity is not included in the terms of the existing licence.
- 12.3. To be eligible for a TEN an event must:
  - have fewer than 500 people at all times – including staff running the event
  - last no more than 168 hours (7 days)
- 12.4. A TEN is required for each event held on the same premises. The Licensing Authority will intervene if the statutory limits on the number of TENs per year are exceeded.
- 12.5. Up to 5 TENs may be granted a year. A personal licence holder may be granted up to 50 TENs a year.
- 12.6. A single premises may have up to 15 TENs applied for in one year, as long as the total length of the events is not more than 21 days in one year.

<sup>5</sup> <https://www.gov.uk/temporary-events-notice>

- 12.7. Separate but consecutive events must have at least a 24-hour gap between them.
- 12.8. The legislation states that applications must be made at least 10 clear working days before the event. Clear working days do not include the day the council receives the application or the day of the event.
- 12.9. A copy of the TEN must be sent to the police licensing team at least 10 working days before the event. If the application is made online, contains all the necessary details and is accompanied by the correct payment, the council will contact the police for you.
- 12.10. It is recommended however that TENs are submitted 30 days prior to the event to allow for the relevant responsible authorities to have sufficient time to consider the notice in full.
- 12.11. When a TENs is submitted the Authority expects that the following information will be provided:
- Evidence of permission to use outside space for an event, specifically where the outside space is Council-owned or public land and, where permission has been granted, evidence that all applicable fees have been paid in full;
  - A clear description of the area in which it is proposed to carry out the licensable activities;
  - A risk assessment and capacity determination;
  - Evidence of consultation with the Lambeth Events Safety Advisory Group where this is considered appropriate; and
  - Any other information that is relevant or pertinent to the TENs.
- 12.12. Applicants are requested to note that other documents to support the TEN such as a Noise Management Plan as appropriate may be required by the Licensing Authority and/or Police.
- 12.13. Applications must be accompanied by the relevant fee at the time of application to be considered valid. (details of current fees are available from the Council's website at <https://www.lambeth.gov.uk/Business-rates-services-and-licensing/licensing-and-permits/Apply-change-or-pay-for-a-licence/Apply-for-a-licence/Apply-for-a-temporary-event-notice-%28TEN%29>)
- 12.14. If full information is not provided in support of a TEN it is more likely that an objection will be forthcoming.
- 12.15. It is recommended that applicants for TENs that relate to large events, particularly large outdoor events, consult local residents' groups before submitting their TENs application and show evidence of this in their application.
- 12.16. A TEN may only be applied for by an individual, not an organisation. Individuals must be aged at least 18 to apply for a TEN.
- 12.17. A 'Late' TEN is where a late application is made outside of the statutory 10 clear working days before the event but between 5 to 9 clear working days before the event.
- 12.18. Where a personal licence is not already held, up to 2 late TENs may be served in one year. Where a personal licence is held, the limit is 10. Late TENs count towards the total number of permitted TENs.
- 12.18. Only the Police or Environmental Health can object to a TEN. They must do this within 3 working days of receiving it. They can only object if they think an event could:
- lead to crime and disorder

- cause a public nuisance
- be a threat to public safety
- put children at risk of harm
- If there is an objection, the Council's Licensing Committee will hold a meeting (called a 'hearing') no later than 24 hours before the event (unless all parties agree that a hearing isn't needed).

12.19. At the hearing, the committee will either approve, add conditions or reject the notice.

12.20. If the applicant disagrees with the licensing committee's decision, there is the option appeal to the local magistrates' court. This must be done within 21 days, and at least 5 working days before the date of the proposed event.

12.21. It should be noted that if the police or Environmental Health object to a late TEN, the notice will not be valid and the event cannot be held.

12.22. If an objection to a late TEN is received, a counter notice will be served, and the event will not be allowed to go ahead, and this decision will be final. A late TEN doesn't allow for mediation or a hearing, therefore if an objection is received a counter notice is automatically issued.

12.23. Carrying out an activity that requires a licence (or allowing a premises to be used for one) in the absence of a valid TEN can lead to a fine or imprisonment of up to six months (or both).

### 13. Policy 7: Enforcement approach

**Policy: The Authority supports compliant, well-regulated businesses, and as such will operate a clear, stepped enforcement approach within the circumstances and context of each individual requirement for enforcement action.**

12.1. The Authority prefers to operate a targeted approach to enforcement, where compliant, well-regulated licensed businesses are not generally a focus of enforcement and where licensed businesses that do not meet this standard are supported to become compliant, well-regulated business or, where this is not possible or successful, are subject to appropriate and proportionate enforcement measures.

12.2. Where possible and appropriate, the Authority will aim to give licence holders early warning of any concerns about problems identified at any licensed premises and identify the need for improvement. Repeated or cumulative breaches of licences will potentially lead to a review where the full history of the venue will be examined. This would not preclude the taking of other enforcement action in an appropriate case.

12.3. This enforcement approach will guide Lambeth enforcement agencies and partners in all cases of regulating the licenced trade, except in respect of the sale of age restricted goods and products and services. In this instance test purchasing approaches will be in place to ensure all licensed premises are compliant. It is considered that the importance of these restrictions in practice is significant enough to justify regular monitoring of all licenced premises

- 12.4. An intelligence-led approach will be adopted and information regarding incidents of violent crime, disorder and nuisance in and around licensed premises will be collated to provide a risk-based approach for inspection and, where appropriate, surveillance.
- 12.5. Where necessary, enforcement action will be taken in accordance with the principles of the Regulatory Compliance Code, the Authority's Enforcement Strategies and the Licensing Enforcement Policy.
- 12.6. In particular, the Authority will consider the fundamental principles recommended by the Better Regulation Task Force for good enforcement and the Hampton report:
- Targeting:** for example, focusing on activities that give rise to the most serious risks or where hazards are least well controlled;
- Consistency:** for example, similar approaches in similar circumstances to achieve similar ends;
- Transparency:** for example, helping duty holders to understand what is expected and distinguishing between statutory requirements and guidance;
- Proportionality:** for example, action taken should be proportional to the risk presented; and
- Necessity:** for example, no full licensing inspection to take place without a reason. It should be noted, however, that regular scheduled and ad hoc visits to licensed premises will continue to be undertaken by officers from the Council's Licensing team. On occasion they will be accompanied by colleagues from the Council and/or the Police.

## 14. Policy 8: Reviews

**Policy: Where a valid and reasonable request for a review of a licence is made to the Authority, the Authority will initiate a process to consider and undertake a review.**

- 14.1 Responsible Authorities, residents or businesses or a representative of these may ask the Authority to review a premises licence because of a concern about the premises in connection with any of the four licensing objectives.
- 14.2 Any request for a review of a premises licence is required to be accompanied by evidence to accompany the allegations.
- 14.3 When a request for a review is initiated by other persons, the Authority is required to first consider whether the representation made is relevant to the licensing objectives and is not vexatious or frivolous. Where a Responsible Authority requests a review, it is expected that this consideration is taken prior to the request being made.
- 14.4 Representations must relate to particular premises for which a premises licence is already held and must be relevant to the promotion of the licensing objectives. The review process is not an opportunity to revisit earlier representations made when the original application for a premises licence was determined, unless these relate to different circumstances.

- 14.5 Where the Authority receives a request for a review in accordance with the closure procedures described in Part 8 of the Act, the Authority will arrange a hearing in accordance with the regulations set out by the Secretary of State.
- 14.6 The licensing committee, in determining a review, may exercise the range of powers given to them to promote the licensing objectives.
- 14.7 The options open to the Authority include the following steps:
- modifying the conditions of the premises licence (which includes adding a new condition or any alteration or omission of an existing condition temporarily or permanently);
  - excluding a licensable activity from the scope of the licence;
  - removing the designated supervisor;
  - suspending the licence for a period not exceeding three months;
  - revoking the licence; or,
  - to take no action.
- 14.8 The Authority will seek to establish the cause or causes of the concern and remedial action will be targeted at such causes. Any action will be proportionate to the problems involved.
- 14.9 Where a Magistrates Court makes a Closure Order under part 8 of the Licensing Act 2003 (on grounds of disorder) the Authority must carry out a review of the licence.
- 14.10 Where a Magistrates Court makes a Closure Order under part 4 of the Anti-Social Behaviour, Policing and Crime Act 2014 and the Authority receives notice of this under section 80(9) or section 84(7) of this act the Authority must review the premises licence (as set out under the provisions of section 167 of the Licensing Act 2003). This also applies where a court has made an illegal working compliance order under Schedule 6 to the Immigration Act 2016 and the Authority has received a notice under that Schedule.
- 14.11 Offences under the Licensing Act 2003 include the serving of alcohol to unaccompanied persons under 18. The consumption of alcohol by minors impacts on the health, educational attainment, employment prospects and propensity for crime of young people. The sale of alcohol to persons who are intoxicated is also an offence under the Licensing Act 2003. The Authority will treat representations that these offences have occurred seriously when they arise in connection with the granting or review of a premises licence. It will also have regard to other criminal activities which may take place in some types of licensed premises such as:
- the sale or distribution of drugs;
  - the sale or distribution of stolen or counterfeit goods or weapons sale of smuggled tobacco and alcohol;
  - prostitution, pimping or procuring;
  - use as a base for criminal activity, particularly gangs, organisation of racist activity, unlawful gaming and gambling; and,
  - employment of those who do not have the right to work in the UK.
- 14.12 Where reviews arise and the Authority determines that the crime prevention objective is being undermined through the premises being used in connection with crime or the

committing of a criminal offence(s), it is expected that the revocation of the licence- even in the first instance - will be seriously considered (s182 Guidance, paragraph 11.26). Revocation also remains an option if other licensing objectives are being undermined.

14.13 Comments about applications and reviews are made by representations. These can be from a responsible authority (such as the Police) or other persons (such as a local resident or residents' group). A representation can be an objection to an application or part of an application or can be in support of an application. Guidance on making representations and applying for a review is available on the Council's website.

14.14 The review process is integral to the operation of the Licensing Act 2003.

14.15 The Government's intention is for a light touch regulatory regime with regard to the granting of new licences and variations. Only when there have been representations will the licensing discretion be engaged. If problems arise in connection with a premises licence, it is for the responsible authorities and the other persons to apply for a review of the licence. Without such representations, the Authority cannot review a licence. Proceedings under the Licensing Act 2003 for reviewing a premises licence are provided as a key protection for the community where problems associated with crime and disorder, public safety, public nuisance or the protection of children from harm are occurring.

14.16 Appendix 9 contains further information on what to expect from a review.

### ***'Shadow' Licences***

14.17 The Authority reserves the right to review additional or 'shadow' licences that are in place for a premises where the primary licence is being reviewed.

## **15. Policy 9: Mid-point review of the Licensing Policy**

- 15.1 It is the Authority's intention to implement a fixed mid-point review for the Licensing Policy. The aim of this is to review how the Licensing Policy has supported the implementation of the licensing objectives and Lambeth's aspirations for Lambeth 2030.
- 15.2 The review will be initiated by Lambeth's Head of Regulatory Services and will involve consultation with the Responsible Authorities.
- 15.3 A plan and timetable for the review will be published by 30 January 2026 and the review will be completed and a statement of its conclusions will be published by 31 July 2026.

## Section 2: Specific Matters Policies

### 16. Policy 10: Hours of sale and location

**Policy: The Authority has outlined preferred opening and closing times for licenced premises across the borough. These preferred hours are varied by the type of area and the type of licensed premises and are outlined in the table below. The locations and hours are intended to maintain some flexibility to take into account specific local conditions and considerations.**

- 16.1 This policy is to ensure that the areas and hours which licensable activities occur across Lambeth reflect the character of areas and the needs of both residents and businesses. A full table of the preferred hours, types of venues and areas are at Appendix 5, and further details are at Appendix 7.

#### **Areas**

- 16.2 The Authority has classified areas of the borough, in line with current planning policy as the following:
- Major Town centres;
  - District Town centres;
  - Local centres/shopping parades;
  - Residential areas.
- 16.3 In line with existing development in the borough and designations in the current London Plan, it is noted that the development of the Lambeth Plan may see changes in the planning designations for some of the existing areas. In particular the Vauxhall and Waterloo areas are undergoing significant levels of commercial and residential development. To take into account these and other developing areas the Authority will apply the principle of each application being considered on its own merits – both in terms of the venue and its operations, and in terms of the context in which it operates and its proximity to residential buildings - along with reference to any future planning documents.

#### **Venues**

- 16.4 The Authority expects that applicants will articulate clearly the type of venue they will be operating. The Authority wants applicants for licences to be clear, open and frank about the nature of the venue they wish to operate. In the night time economy the terminal hour is often a significant factor in determining the nature of the venue. This provides clarity for responsible authorities and other persons who can then assess what the impact may be.
- 16.5 Venues that are of particular concern are those that operate differently for different parts of the evening – for example, restaurants that are primarily food led during the early evening but are primarily alcohol led at later hours. To address this Appendix 5



outlines clearly the expectations of the types of venues and what preferred hours are expected of them. For applications such as these the Authority will impose conditions appropriate to the style of operation and category of the business. The Authority believes that it is best placed to make decisions about appropriate opening hours in the area based on its local knowledge, in consultation with the responsible authorities and other persons. The categories of businesses are:

- Nightclubs;
- Non-Diversified Alcohol Led Venues;
- Public Houses and Bars;
- Restaurants and Cafes;
- Off licences;
- Take-Aways;
- Hotels;
- Theatres;
- Other entertainment venues; and
- Qualifying clubs.

### ***Preferred hours***

16.6 The list of preferred hours for different types of venues in different areas within Lambeth are outlined in Appendix 5. The Authority has outlined preferred terminal hours of operation for licensable activities. The Authority has also outlined preferred starting hours for licensable activity for certain types of venues.

16.7 Where preferred hours are outlined for applications that fall within these hours (shown in Appendix 5) there is no presumption that these hours will be granted. An appropriate operating schedule is still required, and representations may still be made. Only if no representations are received will the licence be granted as applied for without being determined by the Licensing Sub- Committee.

### ***Where flexibility may apply***

16.8 Specific circumstances or mixes of hours, locations and premises type will be treated with flexibility.

16.9 For example, where a premises is located near a border between an area type, the Authority expects that the specific circumstances of that location will be taken into account in the application in terms of hours applied for and voluntary conditions offered to ensure that the intention of the preferred hours policy is maintained.

16.10 Late Night Refreshment only applications will also be considered more flexibly within the specific local conditions and circumstances to reflect the potentially lower impact of these types premises.

## 17. Policy 11: Age verification and test purchasing

**Policy: The Authority expects all licensed premises to have the specific age verification measures outlined below in place and will conduct test purchasing operations to test and assure compliance with the minimum purchase age requirements. If sales to children are made action will be taken by the Authority.**

- 17.1 Age verification measures, and test purchasing to assure these are robust and well-operated by licenced premises are the core measure to ensuring the licensing objective for the protection of children is met.
- 17.2 To support the age-verification process the Authority strongly recommended that premises have the following measures in place to ensure age verification for sales:
- That “Challenge 25” is supported as part of the age verification scheme established. The scheme should require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to staff engaged in selling or supplying alcohol to be under the age of 25 and who is attempting to buy alcohol.
  - That evidence of the scheme (in the form of documented procedures) is maintained and made available for inspection by authorised officers.
  - That all staff involved in the sale of alcohol shall be trained in the age verification scheme and records of such training shall be retained on the premises and made available for inspection by authorised officers.
  - That an incident log shall be maintained, and details of all age-related refusals recorded. This book shall be reviewed monthly by the DPS and any actions taken recorded in the book and signed off by the DPS. This log shall be retained on the premises and made available for inspection by authorized officers.
  - That a personal licence holder shall be on the premises at all times that alcohol is supplied.
  - That the DPS shall ensure that, as far as is reasonably practical, alcohol is displayed in an area which can be constantly monitored or supervised by staff, separate from goods likely to be purchased by persons under 18.
- 17.3 Lambeth Trading Standards operate a policy of carrying out test purchasing for under age sales of alcohol. If sales are made to children, action will be taken. This may be a review of the licence, or a request to include additional conditions on the licence designed to assist the management to counter attempts by children to buy alcohol. Any additional conditions felt appropriate will be subject to discussion with licence holders. The Authority may also, as a responsible authority, apply for reviews of premises licences when appropriate. If deficiencies in operating schedules of current licences become apparent the Authority will initially usually ask the licence holder to remedy this by way of an application for a minor variation. If this is not done then a review may be necessary to impose conditions on the licence. This process does not preclude prosecutions for offences under the Licensing Act.

## 18. Policy 12: Violence Against Women and Girls

**Policy: We expect all licensed premises to have appropriately trained staff, who are proactive and vigilant around women's safety at night. This includes a duty to capture information and report to the police where appropriate.**

- 18.1. Lambeth is a signatory to the Women's Safety Charter and is committed to sharing in the Mayor of London's vision that all Londoners are able to travel, work and go out safely and confidently at night without fear of being victims of criminal offences.
- 18.2. Lambeth has made tackling Violence against Women and Girls (VAWG) a priority for the borough. We were one of the first councils in the UK to develop an integrated VAWG strategy; bringing together all strands of violence that either only, or disproportionately, affect women under the same umbrella. Our strategic work has been developed in conjunction with victims, and we were the first council to develop and deliver a service specifically addressing all forms of VAWG under one roof.
- 18.3. We were also one of the first councils in the UK to run a series of campaigns that specifically tackle the perpetrator, and not the victim, of sexual violence. Taking a non-'victim blaming' approach has been widely applauded by practitioners in the field. We have shared our award-winning 'Know the difference' campaign and our 'Pay the price' campaign with other boroughs as examples of good practice.
- 18.4. We commit to sharing GLA and MOPAC women's safety campaigns, promoting them within Lambeth and across our social media channels. We encourage licensed premises across the borough to participate in and promote locally any London-wide campaigns to keep women safe at night that discourage harassment and encourage reporting.
- 18.5. We expect all licensed premises to build an atmosphere of transparency and safety for women who work at night.
- 18.6. We also recommend licence holders put in place measures to reduce gender-based violence, intimidation and harassment for all staff and customers. This may include 'Ask for Angela', WAVE and specific training for staff. Further details are available at the following links:
  - Ask for Angela: <https://www.met.police.uk/AskforAngela>
  - WAVE: <https://nbcc.police.uk/crime-prevention/safeguarding/welfare-and-vulnerability-engagement-wave-lesson-plan>
- 18.6. We expect all licensed premises to have appropriately trained staff, who are proactive and vigilant around women's safety at night. This includes a duty to capture information and report to the police where appropriate.

## 19. Policy 13: Violence Against Vulnerable People in the Night Time Economy

**Policy: We expect all licensed premises to have appropriately trained staff, who are proactive and vigilant around the safety of vulnerable people in the night time economy. This includes a duty to capture information and report to the police where appropriate.**

- 19.1 We expect all licensed premises to build an atmosphere of transparency and safety for those who may be vulnerable working or taking leisure in the night time economy.
- 19.2 This should include the full diversity of people in the night time economy, include the full range of gender and identified gender, relationships, age, race and any other demographic characteristic.
- 19.3 We also recommend licence holders put in place measures to reduce vulnerability based violence, intimidation and harassment for all staff and customers. This may include WAVE and specific training for staff. Further details are available at the following links:
- WAVE: <https://nbcc.police.uk/crime-prevention/safeguarding/welfare-and-vulnerability-engagement-wave-lesson-plan>
- 19.4 We expect all licensed premises to have appropriately trained staff, who are proactive and vigilant around women's safety at night. This includes a duty to capture information and report to the police where appropriate.

## 20. Policy 14: Venue safety and assessment of risk at venues and events

**Policy: Public Safety is expected to be a key consideration in large venues and higher profile events. This may include conducting a risk assessment to identify risks and mitigation approaches for venues where certain factors or circumstances (such as overcrowding or terrorism) may make the venue unsafe to those present in the premises. Mitigations may also need to consider the role of security staff in safety as well as security.**

- 20.1 Public Safety in venues is a key consideration for the Authority. Incidents occurring at larger venues or events with high attendance are of particular concern to the Authority. The Authority expects applicants of larger venues or where high attendance events may take place to give particular consideration to measures to promote Public Safety. These may include:
- Conducting a risk assessment and consulting Lambeth Licensing and Police (see section below);
  - Considering the role of security staff in promoting safety as well as security; and,
  - Consideration about capacity limits and the ingress and egress of customers.
- 20.2 The Authority considers it prudent to prepare for the passage of the Terrorism (Protection of Premises) Bill ('Martyn's Law'). When and if this Bill is passed into legislation there will be additional requirements placed on a number of licensees to consider the threat from terrorism and implement appropriate and proportionate mitigation measures. If this Bill is

passed into Legislation the Authority expects relevant applicants to include appropriate measures to meet these obligations in their licensing application.

## **Risk Assessments**

- 20.3 Where an event that is promoted by the licence holder or an outside promoter, is to take place, Premises operators are advised to undertake a risk assessment. Where this identifies a potential crime and disorder and/or a public safety risk linked to those providing the entertainment or to those attending the event, advice may be sought from Lambeth Police's Licensing team via email at [Licensing-LX@met.police.uk](mailto:Licensing-LX@met.police.uk). Where risk assessments are required, they should be submitted at least 14 calendar days before any proposed event and debrief forms submitted within 14 calendar days of the conclusion of the event.

## **21. Policy 15: Outside spaces**

**Policy: Beer gardens, roof terraces, pavements and other outdoor areas serving licensed premises are expected to comply with appropriate conditions to the individual premises to ensure minimal disruption to residents in proximity to the premises.**

- 21.1. Outside spaces are an increasingly popular part of licensed premises, particularly in summer where there is more demand for outside drinking and eating options. There is a need for all outside spaces that are used for smoking, eating and drinking by patrons of licensed premises to be well managed to reduce the potential for nuisance to be caused to nearby residents.
- 21.2. Where smoking, eating and drinking takes place outside, the Authority expects applicants to provide comprehensive details in their operating schedule on:
- the location of outside areas to be available for use;
  - how the outside areas will be managed to prevent:
    - a) noise;
    - b) smell; and
    - c) pavement obstructions, and littering.
  - the arrangements for clearing, tables and chairs; and
  - preventing nuisance from smoke fumes to residents living in close proximity to smoking areas.
- 21.3. Where outside spaces are used for eating, and where children and pregnant women may also be present in the outside space, the Authority expects applicants to provide details as to how smoking areas will be separated from the general use areas of the outside space.
- 21.4. Licensees must take into account the needs of patrons with disabilities and comply with the requirements of the Equalities Act 2010.

- 21.5. Where the use of outside spaces by the patrons of a licensed premises is unplanned and makes use of the pavement there is need for specific consideration. Members of the public can sometimes feel intimidated and crowds of drinkers spilling out onto the street may cause obstruction. Safety problems can also be caused with drinkers moving into the road. Wherever possible drinking should be contained within areas that are part of licensed premises, such as beer gardens, terraces or, where a street trading licence has been granted by the Council for tables and chairs, on the public highway, and consideration should be made for local residents with mobility difficulties.
- 21.6. Applications for the use of licensing of tables and chairs on the highway are not within the remit of this policy. In the event that the hours under any such licence do not match those on a licence issued under the Licensing Act 2003 the earlier hours will apply.

## 22. Policy 16: Voluntary ban on high strength sales

- **Policy: The Authority strongly encourages applicants to implement a voluntary ban on the sale of high strength alcohol.**

- 22.1 The Authority supports and encourages licensees implementing a voluntary ban on high strength alcohol sales. These voluntary bans are aimed to tackle the problems associated with street drinking by removing from sale low price, high-strength alcohol products through voluntary bans implemented by local retailers. Street drinkers often consume high strength alcohol. The scheme follows increasing evidence of the harm caused by this type of alcohol to vulnerable drinkers, and also the crime, disorder and nuisance caused by street drinkers within the town centre. The models used vary from place-to-place but tend to target alcohol products above 6.0% alcohol by volume (ABV), although some have focused on a slightly lower ABV or lower cost products.
- 22.2 The Authority encourages and supports applicants to outline any voluntary ban in their operating schedule or voluntary conditions offered as part of their license application. Where applications are made within areas covered by a CIZ the consideration of an application will cover a range of matters, a voluntary ban may be part of these applications.

## 23. Policy 17: Street drinking

- **Policy: In areas where street drinking has been identified as a problem by the Authority new applicants and those applying for variations are required to demonstrate how their premises will not contribute to street drinking in those areas.**

- 23.2 Applicants may wish to seek guidance from Licensing, Community Safety and Police partners as to specific measures that may be appropriate for their specific location. However, some general examples of good practice include:
- Reducing the strength approaches having voluntary bans on high strength low cost alcohol.
  - Visible labels identifying the premises.
  - Use of different coloured or labelled bags for sales of alcohol.
  - Ensuring street drinkers do not congregate outside the premises.

- Ensuring drinkers do not consume alcohol on the premises, also not having the paraphernalia to allow that (eg. Single plastic drinking vessels or bottle openers near the till area).
- Keeping the premises locality clear of litter.

## 24. Policy 18: Cumulative Impact

**Policy: The Authority will consider evidence of cumulative impact in areas across the borough. Where the evidence indicates a Cumulative Impact Assessment is appropriate the Authority will undertake one. Where a Cumulative Impact Policy is in place a Cumulative Impact Assessment will be conducted every 3 years to assess whether the evidence supports a continuation of the Cumulative Impact Policy or whether the evidence supports a discontinuation.**

- 24.1 At the time this policy was drafted there was one designated cumulative impact area, centred on Clapham High Street. Details are at Appendix \*\*. This creates a rebuttable presumption that applications for new licences and variations for longer hours will be refused providing a relevant representation has been received.
- 24.2 The Authority will undertake a 3-yearly Cumulative Impact Assessment for the Clapham High Street Cumulative Impact Policy area.
- 24.3 Where the evidence to consider further Cumulative Impact Policies in Lambeth arises the Authority will consider undertaking a Cumulative Impact Assessment to determine the need for implementing any additional Cumulative Impact Policy areas. Where the Cumulative Impact Assessment provides sufficient evidence to show that the number or density of licensed premises in an area is having a cumulative impact and leading to problems which are undermining the licensing objectives, the Authority will consider adopting a Cumulative Impact Policy in that area. Such a policy would operate so as to create a rebuttable presumption that applications for new premises licences or material variations to existing premises licenses (such as an increase in hours, capacity or change of conditions) in the area to which this policy applies, will be refused, if representations are received. This may be rebutted by the applicant showing that a particular application will not impact adversely on the licensing objectives.
- 24.4 It is important to note that such a policy if adopted will not cause any existing licences to be changed. It can only apply to new applications and variations of existing licences. It is also not an absolute policy.
- 24.5 The need for premises is a commercial matter and is not a consideration for the Authority in the discharge of its functions and this policy. Need is a matter for the planning authority and market forces.

### ***Cumulative impact outside of Cumulative Impact Policy areas***

- 24.6 The Authority recognises that the cumulative impact of licensed premises can be

experienced by residents in areas where there is no current cumulative impact policy. Cumulative impact is defined in Section 5(A)(1) of the Licensing Act 2003 as being where the number of premises licenses in one or more parts of its area is such that it is likely that it would be inconsistent with the authority's duty to uphold the Licensing Objectives to grant further premises licenses.

- 24.7 The guidance goes on to state that the cumulative impact of licensed premises on the promotion of the licensing objectives is a proper matter for a licensing authority to consider in developing its licensing policy statement.
- 24.8 The Authority will consider any representation that refers to the impact of a number of premises in an area. The absence of a special policy in an area will not prevent any responsible authority or other person from making representations on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives in the area in question. Representations referencing cumulative impact need to be evidenced based and show how the present number of licensed premises are impacting on the objectives and demonstrate how a specific licensed premises in a particular area will add to those problems.

## 25. Policy 19: Late Night Levy

**Policy: The application of a Late-Night Levy is one that is available to Local Authorities where it is considered appropriate. Lambeth has a high number of Business Improvement Districts where a different approach to meeting the same outcome is in place. However, the Authority will consider this approach if at any point it becomes appropriate and necessary.**

- 25.1 The Authority will consider the implementation of provisions for a Late-Night Levy (LNL) if it is deemed appropriate and following consultation. The LNL does contain some exemptions such as Business Improvement Districts. The Authority notes that Lambeth has seven Business Improvement Districts that cover the key night time economy areas in the borough.
- 25.2 The Authority will continue to work with the Business Improvement Districts to support the amelioration of any negative impacts from licensed premises in night time economy areas.
- 25.3 We are aware of the economic benefits of a busy night time economy as many of our residents are employed within the sector, but these have to be weighed against costs, including health and financial impact on residents and other businesses. Should we adopt these provisions in the future the relevant information will form an appendix to this Statement of Licensing Policy.



## 26. Policy 20: Resource impact

**Policy: The Authority will consider likely resource implications for the Council of new licences. Where a likely resource implication is identified conditions to address it will be considered.**

- 26.1. In some instances, the operation of licensed premises may lead to unintended or unexpected resource implications for the Council or impacts on residents' ability to use local amenities fully. Examples of this may include:
- Additional litter collection being required;
  - Parking for residents being affected;
  - Changes to street or pathway lay outs to address additional traffic caused; and,
  - Further CCTV or other measures being required to address issues caused by premises dispersal.

Applicants are expected to demonstrate in their application that they have identified and taken into account any implications as above and to set out how they will mitigate against these.

- 26.2. Where likely resource implications for the Council are identified in the consideration of a new licence application, an application for a licence variation or a review of a licence appropriate conditions may be applied to the licence to ameliorate these impacts.
- 26.3. Licence holders are required to be a member of the Business Improvement District (BID) where one covers the area in which they have a premises and the rateable value of the business is £20,000 or over. We would also recommend those licensed premises with a rateable value of less than £20,000 which are within a BID area become members of the BID which covers the area in which they operate.

## 27. Policy 21: Health

**Policy: The Authority will consider the impact on the health and public health of Lambeth residents as part of its considerations and duties relating to the sale and supply of alcohol.**

- 27.1 Health is not a licensing objective, but the Authority is aware that there is a significant negative impact on the health of our residents caused by alcohol, reflected in hospital admissions and deaths from alcohol related illnesses, and alcohol induced violence. Significant alcohol related hospital accident and emergency admissions and ambulance pick-ups are indicative of problems and may result in reviews of premises licences where these can be related to specific premises.
- 27.2 The evidence base for the impact alcohol has on the health and wellbeing of local areas is strong. For a full review of the evidence the Public Health England evidence review is

available

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/733108/alcohol\\_public\\_health\\_burden\\_evidence\\_review\\_update\\_2018.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/733108/alcohol_public_health_burden_evidence_review_update_2018.pdf) .

- 27.3 Many Lambeth residents suffer negative health and wellbeing effects from alcohol misuse and use and it is important to take into account these impacts as part of the wider balance for both residents and businesses in Lambeth.
- 27.4 Since 2012 the Lambeth Director of Public Health has been a responsible authority and is able to make representations on applications and initiate reviews. The Lambeth Director of Public Health has access to data and evidence that is useful and informative for the, development of policy, the consideration of applications and the conduct of reviews. This includes:
- evidence on the impact of alcohol on the physical and mental health of residents, particularly children;
  - data on hospital admissions for alcohol related illness and injury;
  - data from London Ambulance Service on alcohol related ambulance attendances; and,
  - data and evidence from local alcohol services, such as out-reach and treatment services.
- 27.5 When such evidence and data is presented it will be considered and where links are made to any of the four licensing objectives it will be taken into account by the Licensing Sub Committee in reaching its decision.
- 27.6 *The Lambeth Director of Public Health is considering the development of a Good Operator Guide in conjunction with other London Directors of Public Health. Once this has been published it would be recommended that applicants read this prior to making an application. It is likely that this Good Operator Guide would include the following which applicants may want to take into account:*
- *The provision of drinking water for patrons of licensed premises;*
  - *A clear policy on outdoor smoking areas as part of any consideration of the Outside Areas policy; and*
  - *A clear statement to patrons that vaping is not permitted inside the premises.*
- 27.7. Applicants should also consider proximity to substance misuse treatment services and primary care centres. If substance misuse treatment services are in proximity it may be valuable to consider the knowledge and experience of service users using alcohol premises in a specific area as evidence towards new licensing applications.

## 28. Policy 22: Delivery Services

**Policy: The Authority expects licence applications for delivery services that include the delivery of alcohol to take into account issues relating to reducing public nuisance related to delivery vehicles, ensuring the security of premises and delivery drivers, and protecting children by applying rigorous age checks at purchase point and at point of delivery.**

- 28.1 Since the last Statement of Licensing Policy there have been an increasing number of applications for licences relating to delivery services. These tend to fall into three groups:
- Premium specialist product mail order-type services;
  - Food delivery services (both meal and grocery) that include alcohol delivery but are primarily food lead; and
  - Convenience-type alcohol delivery services that are targeted at convenience for those drinking at home.
- 28.2 Although these types of services are not provided for in the Licensing Act 2003 in any way differently from other licensed premises they do provide their own unique circumstances that need to be addressed. In particular the Authority has concerns with the potential for the following:
- Age verification at both purchase point and delivery point;
  - The safety of delivery drivers at point of delivery;
  - Safety of the premises from which orders are taken and sent out for delivery; and
  - Possible public nuisance caused by delivery drivers collecting deliveries from the licensed premises.
- 28.3 The Authority is likely to place the following conditions on to a premises license for delivery services where it is appropriate and relevant to the individual license application:
- A standard age verification check shall be undertaken on entering the website.
  - A signature at the point of delivery **must** be obtained from a person above the age of 18 with appropriate age verification identification. No delivery shall be left without a signature.
  - Alcohol shall only be delivered to a residential or business address and may not be delivered to a public place.
  - Every third-party courier delivery box shall be labelled with the words “Age Restricted Product”.
  - Any delivery driver or third-party courier will be required to have appropriate age verification training, and in particular they will be required to have undergone training in refusal of supply where age verification is not provided, or the recipient is clearly intoxicated.
  - A refusals log will be maintained for deliveries and available for inspection on request.
  - Appropriate security will be in place at the premises as agreed with Police.
  - Measures for minimising noise and disturbance caused by the dispatch of deliveries to be identified in the operating schedule.

- Website and all promotional material should be designed and set out in a way which is consistent with the responsible retail of alcohol.
- The Authority would expect operators to have systems in place to ensure alcohol is not delivered to problematic house parties or to people who appear drunk and, in such instances, alcohol should be refused, and that refusal recorded.

## 29. Policy 23: Boat based premises and cruises

**Policy: Licensed premises and events that take place on river boats and floating premises are expected to give further consideration to the Public Safety licensing objective in their applications to show how they intend to mitigate the additional risks present in their premises.**

- 29.1 The Authority is aware that a number of licensed premises are located on river boats moored to the bank of the Thames or are located on boat cruises.
- 29.2 Because the nature of these premises involve additional risks to Public Safety we expect applicants to provide additional conditions that outline the mitigations for these risks. The Authority also expects applicants to provide confirmation that they have consulted the Thames River Police and any other relevant authorities to ensure that any risks identified are mitigated.

## 30. Policy 24: Dispersal and entry

**Policy: Licensed premises should take all reasonable measures to ensure that dispersal of patrons from the premises, and entry of patrons into the premises promote to the licensing objectives.**

- 30.1 Section 182 guidance makes it clear that licensing should not be seen as the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from licensed premises and therefore beyond the direct control of those with responsibility for managing and controlling licensed premises. However, licensees should take all reasonable steps to prevent the occurrence of crime and disorder and public nuisance immediately outside their premises, for example on the pavement, in a beer garden or in a smoking shelter to the extent that these matters are within their control.
- 30.2 Licence holders should also consider the impact that patrons or others congregating around entry points to their premises have on the licensing objectives, particularly in relation to the general public. Licence holders should take all reasonable measures to ensure that both dispersal from their premises and entry into the premises contribute to the licensing objectives.
- 30.3 The Authority recognises that it is difficult for licence holders to have influence over

their patrons once they have left the immediate vicinity of their premises, however, disturbance caused by patrons, if linked to the operation of the premises can be a reason for the Authority to take action.

## 31. Policy 25: Minimum Unit Pricing

**Policy: Premises are required on request by the Licensing Authority to demonstrate that alcohol is being sold at a price not less than the permitted price: i.e. the level of alcohol duty plus VAT**

- 31.1. A ban on selling alcohol below a “permitted price” has been in place since 28 May 2014. This was introduced through the Licensing Act 2003 (Mandatory Conditions) Order 2014. The permitted price is defined as the level of alcohol duty plus VAT.
- 31.2. All premises are required on request by the Licensing Authority to demonstrate that any alcohol is being sold at a price not less than the permitted price: i.e. the level of alcohol duty plus VAT.
- 31.3. Premises are expected not to offer or publicise irresponsible promotions which encourage irresponsible drinking. This includes time-limited ‘all you can drink’ offers, such as ‘bottomless brunches’. The Authority is of the view that these fall under the definition of irresponsible promotions encouraging irresponsible drinking. These offers also increase the risk of alcohol being sold under the permitted price as outlined in the Licensing Act 2003 (Mandatory Conditions) Order 2014.
- 31.4. Where any relevant representations which demonstrate a clear causal link between sales promotions or price discounting and levels of crime and disorder on or near the premises, it will be appropriate for the Licensing Authority to consider the imposition of a new condition prohibiting irresponsible sales promotions or the discounting of prices of alcoholic beverages at those premises. Each case will be considered on its own merits.
- 31.5. Any future legislation or legislative guidance on minimum unit pricing per unit of alcohol sold will apply.

OR

**• Policy: The Authority has a preference that applicants include a voluntary condition that they will not sell alcohol at a price under 70p per unit of alcohol.**

- 31.1 There is significant research evidence, including modelling research and real-life research examples, to show that a Minimum Unit Price can have a significant positive benefit for the health and wellbeing of the population and of communities. These positive benefits have an impact on promoting each of the licensing objectives.
- 31.2 As such, the Authority strongly encourages applicants to consider including a voluntary condition of a Minimum Unit Price in their application and will more positively consider applications that include a voluntary condition of a Minimum Unit Price for all sales of alcohol.

- 31.3 Where a licence does not include a voluntary condition of a Minimum Unit Price and a review is initiated through the appropriate processes outlined in the legislation, guidance and this policy the Authority will apply a condition of a Minimum Unit Price of 70p if it is relevant to address the matters and issues raised in the review process.
- 31.4 This is additional to the current legal minimum price for the sale of alcohol. A ban on selling alcohol below a “permitted price” has been in place since 28 May 2014. This was introduced through the Licensing Act 2003 (Mandatory Conditions) Order 2014. The permitted price is defined as the level of alcohol duty plus VAT.
- 31.5 All premises are required on request by the Authority to demonstrate that any alcohol is being sold at a price not less than the permitted price: i.e. the level of alcohol duty plus VAT.
- 31.6 Premises are expected not to offer or publicise irresponsible promotions which encourage irresponsible drinking. This includes time-limited ‘all you can drink’ offers, such as ‘bottomless brunches’. The Authority is of the view that these fall under the definition of irresponsible promotions encouraging irresponsible drinking. These offers also increase the risk of alcohol being sold under the permitted price as outlined in the Licensing Act 2003 (Mandatory Conditions) Order 2014.
- 31.7 Where any relevant representations which demonstrate a clear causal link between sales promotions or price discounting and levels of crime and disorder on or near the premises, it will be appropriate for the Licensing Authority to consider the imposition of a new condition prohibiting irresponsible sales promotions or the discounting of prices of alcoholic beverages at those premises. Each case will be considered on its own merits.
- 31.8 Any future legislation or legislative guidance on minimum unit pricing per unit of alcohol sold will apply.



## PART 3: APPENDICES

### Appendix 1: Measures to promote the prevention of crime and disorder

The following lists suggestions that should be considered, although as they will vary according to the use of each premise, the following list is not exhaustive and is intended to act as a prompt for matters to consider. Licensees/applicants should use their own experience and knowledge of their customers and location to add or amend to these and form them into an operating schedule.

The content of an operating schedule subsequently becomes the basis of conditions on the licence and should be in a form that can be expressed as an enforceable condition. Failure to do this may lead to a representation from the Authority, a responsible authority or other person.

- Is there CCTV, and, if so, what are the areas covered, does it have the ability to see clear full face recording of patrons entering, does it record the patron search area at the entrance;
- What is the retention period for recordings and the provision of instant access to Police and Authority officers, the ability to produce copies or download images;
- Are SIA door staff employed, numbers of door supervisors, use of search arches/wands, location of such searches, all such staff to have their details recorded and checks made with SIA website to ensure that licences are current, staff to sign in when commencing work and out when they leave. Any induction/training given to new door staff;
- Do door staff receive any venue specific training to enable them to deal effectively with the clientele of the venue;
- Is there use of ID scanning and recording systems, if so what are the hours during which such systems will be in place, that all patrons will be required to use the system;
- Will there be a "No ID No entry" policy, or use of Clubscan;
- Any measures proposed to prevent possession, supply or consumption of illegal drugs and possession of weapons. For example, designing out areas or surfaces where there is a likelihood of drug use;
- Is there a clear written policy regarding persons caught using/supplying, provision of safe storage for any seized drugs;
- Has the use of plastic or toughened glass for the serving of alcohol been considered, will glass bottles be handed across the bar;
- Any restrictions on patrons taking drinks outside the premises;
- Any restrictions on numbers of patrons using outside smoking areas;
- Are patrons searched on re-entering from smoking areas if there is the potential for patrons to have contact with non-patrons;



- Location of lighting inside/outside the premises;
- Is there a proof of age scheme to be, if so what, is there any dress code used at the premises;
- How are the numbers of patrons in the premises managed, including reference to any capacity restriction;
- The means capacity is counted if appropriate;
- What is the frequency of staff training, what training is given, what is the availability of completed training records and details of the content of training;
- What measures are used to manage queuing;
- Detailed, achievable dispersal policy;
- Is there a drinking up time before the terminal time of the licence?
- Are staff aware of how to respond to and record incidents of crime on their premises?  
Are incidents logged and reviewed in order to identify recurring issues?

**For premises selling alcohol for consumption off the premises the following should be considered:**

- Should beers, ales, lagers and ciders and anything similar that are sold/ supplied in a can only be sold in multiple packs in order to discourage street drinkers?
- Will there be a restriction on the sales/supplies of beers, ales, lagers or ciders or anything similar of 6% ABV or above, excluding the sale of specialist branded alcoholic beverages?
- Will there be a restriction on the sale/supply of miniature bottles of spirits of 50ml or less at any time?
- Will ales, lagers and cider be supplied only in bottles of 2 litres and above in capacity?

## Appendix 2: Measures to promote public safety

The following suggestions should be considered but will vary according to the use of each premise. The following list is not exhaustive and is intended to act as prompt for matters to consider. Licensees/applicants should use their own experience and knowledge of their customers and location to add or amend to these and form them into an operating schedule. The content of an operating schedule subsequently becomes the basis of conditions on the licence and should be in a form that can be expressed as an enforceable condition. Failure to do this may lead to a representation from the Authority, a responsible authority or other person.

- What staff training will there be? Will it include an awareness of selling alcohol to those already drunk?
- The potential impact of drunkenness on levels of violence;
- For premises operating to later hours what is the availability of taxis and public transport?
- Is a scheme such as 'TfL Cabwise' promoted?
- Is a telephone available inside the premises for patrons to call taxis?
- Are staff given training to recognise and deal with any harassment experienced by customers and is there a written policy?
- Does publicity material both inside the venue and on any website exist in relation to combating harassment, such as Lambeth Council's *Know the difference* campaign?
- Any measures to combat drink spiking?
- Is there a dispersal policy to reduce queuing for taxis and transport?
- Is relevant and regular training provided to staff (e.g. 'Ask for Angela') in relation to safety, and in particular the safety of women patrons and staff?
- Has the premises and its staff (including door security staff) signed up to any relevant voluntary Charters in relation to keeping staff and patrons safe?
- Are all staff including door staff trained to recognise and assist vulnerable patrons, such as those who are leaving alone and/or appear to be under the influence of alcohol or drugs?

### **Appendix 3: Measures to promote the prevention of public nuisance**

The following suggestions should be considered but will vary according to the use of each premise. The following list is not exhaustive and is intended to act as prompt for matters to consider. Licensees/applicants should use their own experience and knowledge of their customers and location to add or amend to these and form them into an operating schedule. Applicants will be expected to demonstrate in their operating schedule, that nuisance arising from noise, light, smoke odour, litter, ASB, human waste, fly posting, highway/footway disruption, can be minimised. The content of an operating schedule subsequently becomes the basis of conditions on the licence and should be in a form that can be expressed as an enforceable condition. Failure to do this may lead to a representation from the Authority, a responsible authority or other person.

- Is an acoustic report needed if application involves live or recorded music and later hours?
- Can details of the location and types of any schemes designed to attenuate noise from the premises be provided?
- Can details of any measures to minimise the noise caused by patrons outside the premises be provided?
- The location and availability of any taxi ranks, bus stops, train or tube stations in relation to the premises which are operational at or just after the terminal hour of the licence; Provide details of the location and management of any outdoor areas within the property boundary for use by patrons drinking, eating, smoking, queuing or congregating outside, and the hours of use of such areas. The hours of use should also be included;
- Include details of dispersal policies, and consider the role of door supervision and winding down periods;
- Will you reduce music sound levels and tempo towards the end of the evening? Will lighting be increased towards the end of the evening?
- Will there be an area for patrons to use whilst waiting for taxis? Any wind down/chill out areas?
- Any use of outside areas such tables and chairs on the highway or smoking areas?
- If the operation of the venue will attract additional litter such as food cartons or publicity flyers what measures will be put in place to deal with this?
- Will there be litter patrols for takeaways?

## Appendix 4: Measures to promote the protection of children from harm

The following suggestions should be considered but will vary according to the use of each premise. The following list is not exhaustive and is intended to act as prompt for matters to consider.

- Adoption of a proof of age scheme, details of which should be provided; Details of which proofs of age will be accepted;
- Any regular training of all staff, details of which should be recorded; Will new staff be trained on induction?
- Will on-line training be used, if so provide details of the training and who has completed this? Is further or refresher training required - If so when is this scheduled for?
- Who ensures that training takes place and proper records are kept and regularly updated?
- Will a refusals register be kept on the premises and used to record instances when sales have been refused?
- The frequency with which the refusals register will be checked to see if it is consistently used;
- Are there any restrictions on the hours that children may be present in the premises?
- Are there any requirements for accompanying adults to be present?
- If applicable, how will compliance with the British Board of Film Censorship (BBFC) film classification system be ensured?

Licensees/applicants should use their own experience and knowledge of their customers and location to add or amend to these and form them into an operating schedule.

The content of an operating schedule subsequently becomes the basis of conditions on the licence and should be in a form that can be expressed as an enforceable condition. Failure to do this may lead to a representation against the application from the Authority, a responsible authority or other person.

We recommend that off-licences consider the Guidance from the Association of Convenience Stores on their obligations in relation to underage sales. This guidance can be found at <https://www.acs.org.uk/advice/age-restrictions>.

Venues that are family friendly are particularly welcome, applicants are encouraged to make this clear in their application, and to make this explicit in the operating schedule.

## Appendix 5: Types of premises and recommended hours by type of location

Areas of the borough are classified as four different types: major town centres and strategic cultural areas; district town centres; local centres and shopping parades; and residential areas. This section sets out recommended hours for the different types of licensed premises, for the purposes of licensable activities, in these different types of areas. 'Start times', where listed, are the earliest preferred hours for the start of licensable activity and 'end times' are the latest preferred hours for when licensable activity will cease.

Where an early morning time is stated for a particular day as the preferred end time for the licensable activity this relates to the following morning i.e. Saturday 1am means that the preferred end time for licensable activity taking place on a Saturday evening is Sunday morning at 1am.

Type of premise		Major Town Centres and strategic cultural area	District centre	Local centres Shopping parades	Residential
Restaurants and cafes	Earliest recommended start time	No specific start time recommended	No specific start time recommended	No specific start time recommended	No specific start time recommended
	Latest recommended end time	Friday and Saturday: 1am Sunday to Thursday: midnight	Friday and Saturday: 1am Sunday to Thursday: midnight	Friday and Saturday: midnight Sunday to Thursday 11pm	11pm on any day
Public houses, wine bars or other drinking establishments	Earliest recommended start time	11am on any day	11am on any day	11am on any day	11am on any day
	Latest recommended end time	Friday and Saturday: 2am Monday to Thursday: 1am Sunday: midnight	Friday and Saturday: 1am Sunday to Thursday: midnight	Friday- Saturday 00:00 Sunday- Thursday 23:00	11pm on any day
Hotel bars	Earliest recommended start time/ end time	No restriction for residents	No restriction for residents	No restriction for residents	No restriction for residents
		Where these operate for non-residents recommended start and end times for public houses, wine bars or other drinking establishments apply			
Night-clubs/Non-Diversified Alcohol-Led Venues	Earliest recommended start time	11am on any day	11am on any day	Not considered appropriate	Not considered appropriate
	Latest recommended end time	Friday and Saturday: 2am Monday to Thursday: 1am Sunday: midnight	Friday and- Saturday 1am Sunday to Thursday: midnight	Not considered appropriate	Not considered appropriate

Type of premise		Major Town Centres and strategic cultural area	District centre	Local centres Shopping parades	Residential
Off-licences	Earliest recommended start time	All week: 11am	All week: 11am	All week: 11am	All week: 11am
	Latest recommended end time	All week: midnight	All week: midnight	All week: 11pm	All week: 11pm
Take-aways	Earliest recommended start time	A licence is required between 11pm and 5am for the sale of hot food and/or hot drinks. Outside of these times this is not a licensable activity under the Licensing Act 2003 so no specified start time is recommended in this section in relation to this activity. It should be noted that where the sale is of alcohol it is classified as off licence and the relevant start and end times within this document should be referred to for guidance.			
	Latest recommended end time	Friday and Saturday: 2am Monday to Thursday: 1am Sunday: midnight	Friday and Saturday: 1am Sunday-Thursday: midnight	Friday and Saturday: midnight Sunday to Thursday: 11pm	End time after 11pm is not considered appropriate
Other entertainment venues/Theatres	Earliest recommended start time	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.
	Latest recommended end time	All week: 2am	All week: 1am	All week: midnight	All week: 11pm
Qualifying clubs	Earliest recommended start time	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.	No specified preferred start time. Applicant is required to specify this in their application.
	Latest recommended end time	All week: 2am	All week: 1am	All week: midnight	All week: 11pm
Festivals and outdoor events	Earliest recommended start time	Friday to Sunday: 11am Bank Holiday Monday: 11am	Friday to Sunday: 11am Bank Holiday Monday: 11am	Friday to Sunday: 11am Bank Holiday Monday: 11am	Friday to Sunday: 11am Bank Holiday Monday: 11am
	Latest recommended end time	Friday and Saturday 11pm Sunday and Bank Holiday Monday: 10pm	Friday and Saturday 11pm Sunday and Bank Holiday Monday: 10pm	Friday and Saturday 11pm Sunday and Bank Holiday Monday: 10pm	Friday and Saturday 11pm Sunday and Bank Holiday Monday: 10pm

## Appendix 6: Types of premises and potential impact

Type of premise	Typical style of operation	Potential impact	Appropriate model conditions to consider (See Appendix 15 for more detail)
<b>Nightclubs</b>	Nightclubs expected to be the latest opening premises Sale of alcohol and multiple entertainment activities take place in these types of premises	Disturbance late at night from the departure and dispersal of patrons Potential for music noise Issues associated with noise from outside smoking areas Drunkenness problems associated with longer hours Violence associated with alcohol consumption Sexual violence Drug misuse	LMC 1-8, 9-10, 15-34, 37, 41-45, 56-59, 62-66, 75, 79-80, 85-89, 93, 96-103,114-127.
<b>Non-Diversified Alcohol Led Venues</b>	Primarily for the consumption of alcohol No significant entertainment Limited inside seating Limited take up of food by customers	Disturbance late at night from the departure and dispersal of patrons Disturbance from patrons outside Drunkenness problems associated with longer hours Violence associated with alcohol consumption	LMC 1-8, 9-10, 15-34, 37, 41-45, 56-59, 62-66, 75, 79-80, 85-89, 93, 96-103,114-127.
<b>Public Houses and Bars</b>	Mix of food and alcohol consumption Alcohol available without food purchase. Adequate seating May provide limited live music	Disturbance from departure and dispersal of patrons Issues associated with the use of outside space Including beer gardens Limited drunkenness Limited violence	LMC 1-8, 9-10, 15-34, 37, 41-45, 56-59, 62-66, 75, 79-80, 85-89, 93, 96-103,114-127.

Type of premise	Typical style of operation	Potential impact	Appropriate model conditions to consider (See Appendix 15 for more detail)
<b>Restaurants and Cafes</b>	<p>Alcohol only sold to accompany food</p> <p>No more than 20% of patrons are drinking at a bar at any one time.</p> <p>Table service for alcohol</p> <p>Significant food offer</p> <p>Business is food led.</p> <p>May provide limited live music</p> <p>Floor plans indicating dedicated kitchen and food preparation areas accompanying the licence application will be expected</p>	<p>Minimal disturbance from departure of patrons</p> <p>Limited drunkenness</p> <p>No violence, lower impact than a pub</p>	<p>LMC 1-11, 14-23, 31-40, 45, 65-92, 97, 113-127.</p>
<b>Off licences</b>	<p>Alcohol only sold for consumption off the premises</p>	<p>In some areas attract street drinkers and associated anti-social behaviour</p> <p>New applicants are required to demonstrate how their premises will not contribute to street drinking in an area</p> <p>Premises more likely to be targeted by underage drinkers</p>	<p>LMC 1-11, 14, 17-24, 46, 50-53, 71-76, 105, 114-127.</p>
<b>Take-Aways</b>	<p>No alcohol, a licence for late hot food sales is only needed between 23:00 and 05:00</p>	<p>Noise from patrons or delivery vehicles</p> <p>Litter dropped by patrons</p> <p>Cooking smells</p> <p>Can be a place for people to congregate after late-night drinking, and there is a small associated risk for violence and anti-social behaviour to</p>	<p>LMC 85-92,</p>



Type of premise	Typical style of operation	Potential impact	Appropriate model conditions to consider (See Appendix 15 for more detail)
		occur as a result	
<b>Hotels</b>	Providing accommodation Alcohol available 24/7 to guests staying on premises, often from in room mini bars	Minimal in relation to guests. If bars open late to non-guests then there is the potential for drunkenness Child protection and safety issues may occur.	LMC 1-11, 14-23, 31-40, 45, 65-92, 97, 113-127.
<b>Other entertainment venues</b>	Alcohol ancillary to other activity such as entertainment.	Minimal disturbance from departure of patrons Limited drunkenness No violence. Potential for music noise	LMC 1-11, 14-23, 31-40, 45, 65-92, 97, 113-127.
<b>Theatres</b>	Alcohol ancillary to live theatrical performances	Minimal disturbance from departure of patrons Drunkenness unlikely, no violence and minimal noise from performance.	LMC 1-11, 14-23, 31-40, 45, 65-92, 97, 113-127.
<b>Qualifying clubs</b>	Only supply alcohol to members or bona fide guests No DPS needed Possibly entertainment	Minimal disturbance from departure of patrons Limited drunkenness No violence Possible noise from entertainment	LMC 1-11, 14-23, 31-40, 45, 65-92, 97, 113-127.
<b>Festivals and outdoor events</b>	Not alcohol led, including food and alcohol offer on site Likely large numbers of attendees Will have been considered	Likely disturbance from large numbers of people in one space Alcohol likely to exacerbate noise and nuisance issues Dispersal may be an issue Drug dealing, and drug consumption may	LMC 1-8, 9-10, 15-34, 37, 41-45, 56-59, 62-66, 75, 79-80, 85-89, 93, 96-103, 114-127.

Type of premise	Typical style of operation	Potential impact	Appropriate model conditions to consider (See Appendix 15 for more detail)
	by the Lambeth Events Safety Advisory Group.	also be an issue Child protection and safety issues may occur.	

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## **Appendix 7:**

### **Major, District and Local Town Centres and South Bank Strategic Cultural Area**

#### ***Major centres***

Major Centres are important shopping and service centres and are characteristic of Inner London. Their attractiveness for retailing is derived from a mix of both comparison and convenience shopping. They usually have more than 50,000m<sup>2</sup> of retail floor space. With sizeable local catchment areas, many of these centres have enough established cultural and entertainment facilities to keep them busy in the evenings. Areas classed as major centres for the borough are Brixton and Streatham - maps can be found overleaf.

#### ***South Bank Strategic Cultural Area***

The South Bank area is classified in the London Plan 2011 as strategic cultural area, this means that it is an area with internationally important cultural attractions which are also major tourist attractions.

We recognise that although both Major and District Town Centres have prominent commercial activity, they also contain significant residential populations. Applicants are advised to ensure that they have complied with S.5 above and have considered in detail the nature of the area, including canvassing residents' views before submitting an application and completing an operating schedule.

#### ***District centres***

District Centres have traditionally provided convenience goods and services for local customers. They typically range in size from 10,000m<sup>2</sup> to 50,000m<sup>2</sup> and contain at least one food supermarket or superstore and non-retail services.

We very much see these as places where the night time economy does have a role, alongside other daytime shopping and other places of employment. Whilst not as big as our town centres they are generally well served by public transport and connected in numerous directions.

The key areas of concern for these areas is that whilst there might be very little residential property in the immediate area, a short walk will lead into highly residential streets and the potential for public nuisance in the form of noise, litter from late night eateries and the targeting of individuals by criminals is high.



#### **Areas classified as 'District centres' in Lambeth for the purposes of this Statement of Licensing Policy are:**

- Clapham High Street
- Clapham South
- Herne Hill
- Lavender Hill/Queenstown Road
- Norbury
- Stockwell
- Vauxhall
- West Norwood/Tulse Hill
- Westow Hill/Crystal Palace

## Brixton Town Centre Area map

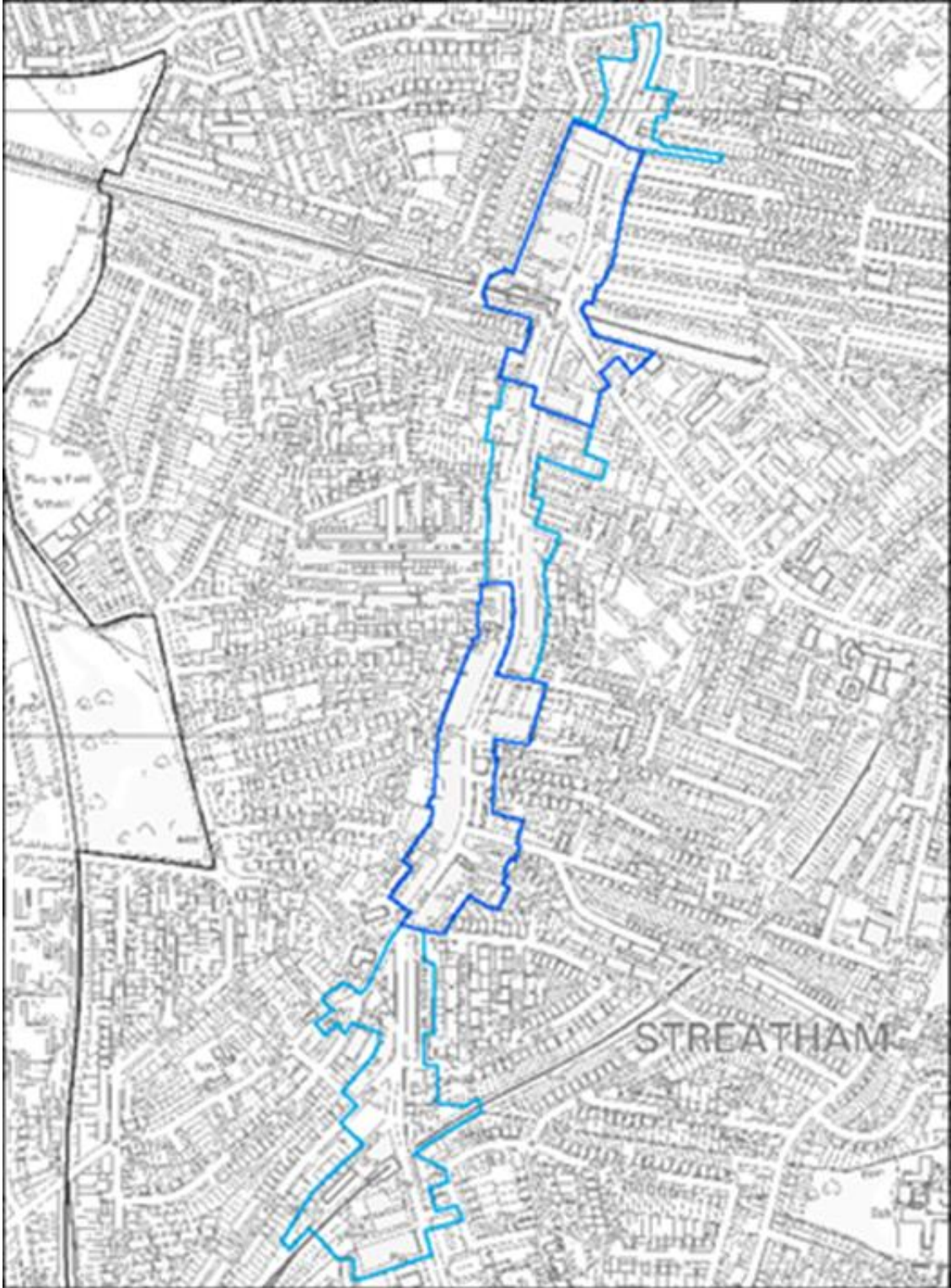


Brixton Town Centre Area

-  Major Town Centre: Core
-  Major Town Centre: Edge

1:5,659

Streatham Town Centre Area map



Streatham Town Centre Area

- Major Town Centre: Core
- Major Town Centre: Edge

## ***Local centres / shopping parades***

Local Centres have traditionally provided a range of small shops of a local nature, serving a small catchment. Typically, local centres might include shops, a small supermarket, newsagent, sub-post office and a pharmacy. Other facilities may include a hot food takeaway and launderette.

- Abbeville Road
- Acre Lane
- Amesbury Avenue/Hillside Road
- Ascot Parade
- Black Prince Road
- Brixton Hill/New Park Road
- Brixton Hill/St. Saviours Road
- Brixton Road
- Camberwell New Road
- Cavendish Parade/Hydethorpe Road
- Crown Point
- Croxted Road
- Elm Park
- Gipsy Road/Gipsy Hill
- Kennington Cross
- Kennington Lane
- Kennington Park Road/Kennington Road
- Kennington Road
- Lambeth Walk
- Landor Road
- Loughborough Estate
- Loughborough Junction
- Loughborough Road
- Norwood High Street/Chapel Road Oval (Brixton Road)
- Oval (Clapham Road)
- Poynders Road
- Rosendale Road/Guernsey Road
- Rosendale Road/Idmiston Road
- South Lambeth Road
- Streatham Common
- Streatham Vale
- Terry House
- Tulse Hill
- Vauxhall Street/Jonathan Street
- Wandsworth Road
- Wilcox Road

Areas not included in the above areas are generally deemed to be residential in nature, unless an applicant can demonstrate otherwise. The Authority recognises that it is not possible to categorise every street, and the nature of a street or area may change over time. This will be reflected in licensing decisions on a case by case basis.

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## **Appendix 8: What to expect from a Licensing Sub-Committee Hearing**

### **Hearing procedure for Licensing Sub-Committee**

Full information on the procedure is sent to all parties prior to the hearing. The information below is a summary of that information.

Parties to the hearing must notify the Council's Licensing team within prescribed timescales (these vary according to the type of hearing) that they intend to attend and/or be represented at the hearing and whether any witnesses will be attending on their behalf.

The hearing will operate as follows (subject to the discretion of the Chair of the Licensing Sub-Committee)

1. A total of 3 minutes speaking time is normally allowed for each party. Any preliminary points will be treated separately.
2. In the form of a discussion led by the Committee; cross examination will not normally be permitted.
3. Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing.
4. Parties to the hearing may be permitted to ask questions of any other party or witness.
5. Parties to the hearing may be required to answer specific questions from members of the committee seeking clarification of information.

The typical order of the hearing is as follows:

1. Chair will ask all parties and witnesses to introduce themselves and this should include a brief explanation of the purpose of their attendance.
2. Officers present the report.
3. Committee members ask questions of officers.
4. Applicant speaks.
5. Applicant's witnesses speak (with permission of Chair).
6. Committee members ask questions of applicants and their witnesses (only applies to witnesses who have been given permission to speak).
7. Other parties speak.
8. Other parties' witnesses speak (with permission of Chair).
9. Committee members ask questions of the other parties to the hearing and their witnesses (only applies to witnesses who have been given permission to speak).
10. Applicant (with exception and with permission of Chair) asks questions of the other parties to the hearing and their witnesses.
11. Other parties to the hearing (with exception and with permission of Chair) ask questions of the applicant/other parties to the hearing and their witnesses.
12. Chair's closing remarks.
13. Committee retires to make their decision.



14. Legal adviser informs the hearing of any advice that they have given to the committee during the decision-making process.
15. Committee announces decision and gives reasons.
16. After the hearing, officers will write to all parties to confirm the committee's decision.

## **Appendix 9: Licence reviews**

We expect licensed premises to operate in accordance with the law and with any conditions attached to their licences. There may be occasions when concerns exist over the operation of premises which cannot be resolved either through mediation or enforcement. In those situations, a licence may be reviewed.

### **What you need to know**

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The review process should be used as a last resort. Attempts to resolve the problem should have been made through other avenues such as informal approaches and intervention by other council services before a review is requested.

The grounds on which a review is requested should relate to one or more of the licensing objectives under the Licensing Act 2003, which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

Anybody requesting a review will be expected to produce evidence to demonstrate the extent of the problem that forms the grounds for review.

### **Next Steps**

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It will also be necessary to give notice of the review to the licence-holder, and to the responsible authorities, by sending them a copy of the completed application form.

If a request for a review is accepted, we will advertise the review in the area around the premises to enable other affected persons to make comments. A period of 28 consecutive days will be allowed for this.

Applications for review will be decided at a hearing of the Licensing Sub-Committee. The person who requested the review, the licence holder, and anyone else who has made a valid appeal will be invited to attend the hearing and present their case.

The Sub-Committee will then decide whether or not to amend the licence or suspend or revoke it. All parties will have a right of appeal against any decision made.

In certain circumstances an expedited review may be brought.

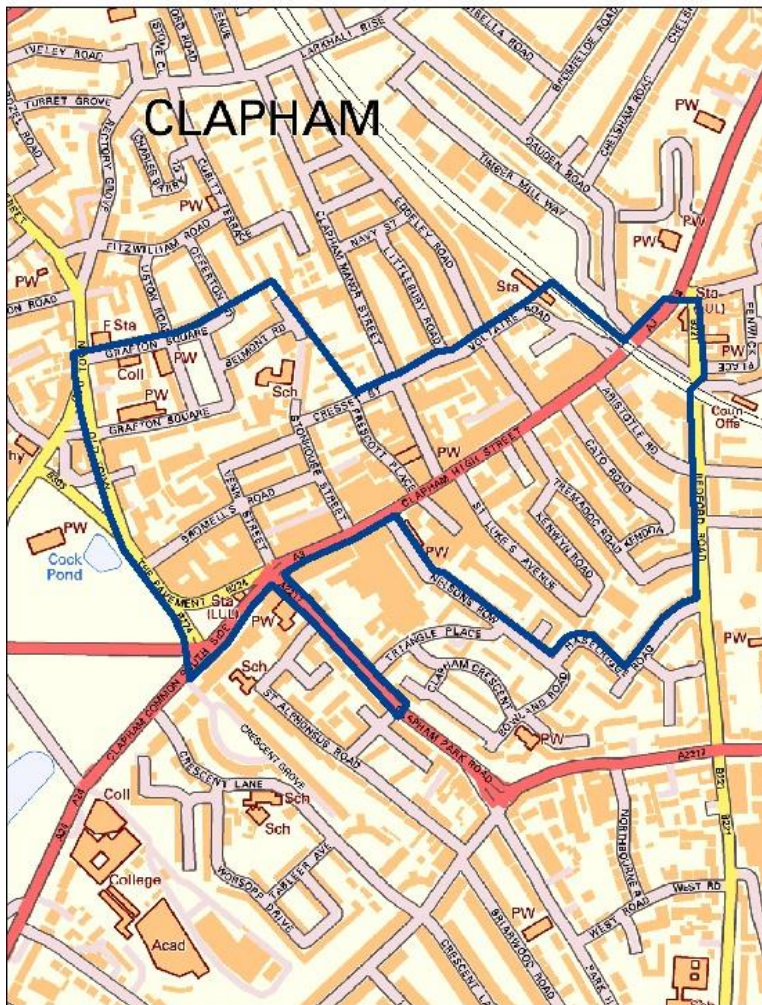
## Appendix 10: Clapham Cumulative Impact Policy

On the 9th November 2011 the Authority resolved that a Cumulative Impact Policy be adopted for Clapham High Street be put in place and incorporated into the Authority's current Statement of Licensing Policy. This policy came into effect from the 10th November 2011.

The policy creates a rebuttable presumption that any new applications for premises licences or club premises certificates, along with any major variations that could impact negatively on the licensing objectives will be refused, unless the applicant can demonstrate that there will be no negative impact on any of the licensing objectives.

The area covered by this policy is shown on the map below.

### Clapham High Street: Special Licensing Policy Zone



## Appendix 11: Documents which demonstrate entitlement to work in the UK

Applicants may be asked to demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. Guidance on how this can be demonstrated in specific circumstances is outlined in the linked document:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1071247/Employer s Guide to Right to Work Checks PDF .pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1071247/Employer_s_Guide_to_Right_to_Work_Checks_PDF_.pdf)

## Appendix 12:

### Alignment with the Mayor's Vision for London as a 24-hour City

The Mayor's Vision sets out a number of aspirations. These are set out below, along with commentary to provide the Lambeth context.

**1. Be a global leader.**

Lambeth's night time economy contributes to the broader nightlife of London through its areas of wider cultural and entertainment appeal. The Licensing Authority supports this aspiration and believes that a vibrant, diverse and cultural entertainment sector is supported and enhanced through compliant, well-regulated business and an effective and clear Licensing Policy and a high-quality Licensing function within the Council.

**2. Provide vibrant opportunities for all Londoners, regardless of age, disability, gender, gender identity, race, religion, sexual orientation or means.**

Lambeth has a wide and diverse night time economy, with different areas within Lambeth providing culture and entertainment for the diverse population of Lambeth and from other areas. The Licensing Authority supports this through an effective and clear Licensing Policy and a high-quality Licensing function within the Council.

**3. Promote all forms of cultural, leisure, retail and service activity.**

The Licensing Authority promotes a mix of businesses and this has been outlined in the General Principles.

**4. Promote the safety and wellbeing of residents, workers and visitors.**

The Licensing Authority promotes this through the promotion and enforcement of the Licensing Objectives.

**5. Promote welcoming and accessible nightlife.**

The Licensing Authority promotes this through a range of policies in the Licensing Policy, and through the promotion of the Licensing Objectives.

**6. Promote and protect investment, activity and entrepreneurship.**

Providing clarity and certainty to businesses through clarity in the Licensing Policy and in the operations and activities of the licensing partners, and through the promotion of partnership working supports compliant, well-regulated businesses to operate effectively. By enforcing the Licensing Act 2003 the Licensing Authority also protects the investment, activity and entrepreneurship of compliant, well-regulated business from unfair competition and business practices by businesses that are not operating correctly within the Licensing Act 2003.

**7. Promote domestic and international visits to London.**

Some of the night time economy areas of Lambeth do draw domestic and international visitors, particularly with the advent of the Night Tube to key areas in Lambeth. By promoting a well-run sector through the promotion of the Licensing Objectives it is expected that domestic and international visitors are more likely to come to Lambeth venues and premises and will be more likely to return.

**8. Be strategically located across London to promote opportunity and minimise impact.**

Lambeth has a number of night time economy areas that provide a varied offer. The Licensing Policy and the operations and activities of the Licensing partners are aimed to minimise the impact of these on residents and others.

**9. Become a 24-hour city that supports flexible lifestyles.**

There is a balance to be struck between offering an environment that supports flexible lifestyles and a borough that meets the needs and wants of its residents. The Licensing Authority and its licensing partners, in partnership with businesses and communities, are best placed to determine what this balance is and how to meet it.

**10. Take account of future global and domestic trends in leisure, migration, technology, employment and economics.**

The Authority and the licensing partners will take these into account.

## **Appendix 13: Women's Night Safety Charter**

Women have the right to socialise and work in safety in our borough. That means they should be able to enjoy a night out or be able to work in a venue without danger, fear or harassment. Sexual comments from a stranger and uninvited touching or contact are never acceptable.

The Council takes the safety of women at night incredibly seriously and think it's essential that we do all we can to ensure a safe environment for women. The Council is one of the first signatories of the Mayor's Women's Night Safety Charter and we are committed to delivering these important pledges to make Lambeth even more welcoming at night. The Council has appointed two Women's Night Time Safety Champions for the borough.

More information is available at the following link: <https://www.london.gov.uk/press-releases/mayoral/pledge-to-improve-womens-safety-at-night>

## Appendix 14: Glossary of Licensing terms

<b>DPS</b>	The Designated Premises Supervisor (DPS) is the personal licence holder specified in the premises licence. All premises licensed to sell alcohol will have an identified personal licence holder, known as the DPS. The purpose of the DPS is to ensure there is always one specified individual who can be identified as a person in a position of authority at a licensed premises. The DPS does not have to be on the premises at all times.
<b>Late TENS</b>	Late Temporary Event Notices. These refer to TENS applications received less than 10 full working days of the proposed event.  If there is an objection to a late TEN, the event will be immediately vetoed. There is no option for a hearing, nor to appeal against the decision.
<b>Licensable activities</b>	Licensable activities are the sale of alcohol, the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club, the provision of regulated entertainment and the provision of late night refreshment. Any of these activities is likely to require prior authorisation (a premises licence, a club premises certificate or a temporary event notice).
<b>Licensing authority</b>	Licensing authorities are usually local authorities, and are responsible for licensing functions under the Licensing Act 2003.
<b>Licensing Committee</b>	Licensing Committees are appointed to carry out the functions of licensing authorities. They are made up of Local Authority Councillors. The Committees delegate a number of their functions to sub-committees and to Licensing Authority officers.
<b>Licensing objectives</b>	The Licensing Act 2003 sets out four licensing objectives which must be taken into account when a Local Authority carries out its functions. They are: <ol style="list-style-type: none"> <li>1. the prevention of crime and disorder,</li> <li>2. public safety,</li> <li>3. prevention of public nuisance, and</li> <li>4. the protection of children from harm</li> </ol>
<b>Live Music Act</b>	The Live Music Act 2012 regulates live performances, not recorded music. According to the Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013) A licence is not required for the following: <ul style="list-style-type: none"> <li>• activities provided they take place between 08:00-23:00 on any day;</li> <li>• performance of a play in the presence of any audience of no more than 500 people;</li> <li>• an indoor sporting event in the presence of any audience of no more than 1,000 people;</li> <li>• most performances of dance where the audience comprises no more than 500 people</li> </ul>
<b>Local Statement of</b>	Section 5 of the Licensing Act 2003 requires each Licensing Authority to prepare and publish a Statement of its Licensing Policy every five years. Lambeth Council's current Statement of Licensing Policy received formal approval in January 2014. The Policy has full regard to the Act, secondary regulations made under the Act and

<b>Licensing Policy</b>	<p>section 182 Guidance issued under S182 of the Licensing Act 2003, as issued from time to time by the Home Office.</p> <p>A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.</p>
<b>Operating schedule</b>	<p>An Operating Schedule is required as part of an application for a Premises Licence or Club Premises certificate. The Operating Schedule sets out:</p> <ul style="list-style-type: none"> <li>• What licensable activities will take place</li> <li>• Days of the week and hours when these will take place</li> <li>• The steps undertaken to promote the licensable activities</li> </ul> <p>If the license is granted, the information in the Operating Schedule becomes the conditions of the licence.</p>
<b>Review</b>	<p>The Licensing Act 2003 offers the ability to bring a premises to review where they are operating in a manner which is in contravention of one or more of the licensing objectives.</p> <p>The application for the review may be made by ‘responsible authorities’ such as the Police, Fire Authority, or the Council’s Noise team, or ‘other persons’, for example people who live or work near a venue and are affected by it. The individual or organisation applying for the review must demonstrate how the operation of the individual premises is in contravention of one or more of the Licensing objectives.</p> <p>The application for the review will trigger a Hearing of the Licensing Committee, unless an agreement is reached by all parties on the future operation of the premises, and the Licensing Authority agrees to waive the requirement for the Hearing as a result.</p>
<b>Section 182 Guidance</b>	<p>Section 182 of the Licensing Act 2003 provides that the Secretary of State must issue and, from time to time, may revise guidance to Licensing Authorities on the discharge of their functions under the Act.</p>
<b>VAWG</b>	<p>Violence Against Women and Girls</p>



## Appendix 15: Lambeth Pool of Model Conditions

### Lambeth Model Conditions

Please note that the conditions below seek to promote the licensing objectives when determining an application under the Licensing Act 2003.

The Council, when exercising the licensing functions, must have regard to the Guidance issued by the Secretary of State under the Act.

Conditions which are appropriate to promote the licensing objectives should appear within the operating schedule from the prospective licence holder's assessment which form part of the application.

These conditions have been produced to assist applicants to consider where they would promote the licensing objectives in relation to their application and to assist the responsible authorities and other parties to provide a consistent approach when proposing conditions on licences.

**This group of model conditions is not an exclusive or exhaustive list of conditions which may be imposed on a licence. It does not restrict any applicant, responsible authority, or other person from proposing any alternative conditions, nor would it restrict a licensing sub-committee from imposing any reasonable condition on a licence it considers appropriate for the promotion of the licensing objectives.**

<b><u>Protection of Children from Harm</u></b>	
LMC1	A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
LMC2	Signage advertising the aforementioned proof of age scheme shall be prominently displayed throughout the premises with a particular emphasis on the alcohol display area and service area.
LMC3	All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. This shall take place every 6 months.
LMC4	All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises and made available upon request to either Police Officers or an authorised officer of Lambeth Council.
LMC5	No unaccompanied children shall be permitted on the premises at any time.

LMC6	All children under the age of 18 shall be accompanied by a responsible adult at all times whilst on the premises after 19:00
LMC7	All children under the age of 18 shall be accompanied by a responsible adult at all times whilst on the premises

LMC8	All children under the age of 12 shall be accompanied by a responsible adult at all times whilst on the premises.
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**Prevention of crime and Disorder**

LMC9	An incident log shall be kept at the premises and made available on request to an authorised officer of the Lambeth Council or the Police. It must be completed within 24 hours of the incident and will record the following:
Remove (b), (e) if necessary	<ul style="list-style-type: none"> <li>a) all crimes reported to the venue</li> <li>b) all ejections of patrons</li> <li>c) any complaints received concerning crime and disorder</li> <li>d) any incidents of disorder</li> <li>e) all seizures of drugs or offensive weapons</li> <li>f) any faults in the CCTV system, searching equipment or scanning equipment</li> <li>g) any refusal of the sale of alcohol including date, time and name of staff member</li> <li>h) any visit by a relevant authority or emergency service.</li> </ul>
LMC10	A direct telephone number for the Licence Holder/DPS/manager of the premises shall be publicly available at all times that the premises is open. The number is to be made available to residents and businesses in the vicinity. Any complaints shall be remedied within 48 hours and details to be recorded in the incident book including the action taken by the Licence Holder/DPS/manager.
LMC11	Where internet/telephone sales are placed, appropriate age verification software must be used to verify the age before the sale takes place. Acceptable forms of ID must also be checked on point of delivery.
LMC12	There shall be no Wifi available to the public when licensable activities are taking place.
LMC13	Public Wifi shall only be available during the following permitted hours: <b><i>(insert times)</i></b> on the premises.
LMC14	A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of Lambeth Council at all times whilst the premises is open

LMC15	All staff member should be checked to ensure they have the right to work in the UK. These checks should be made available upon requests to all responsible authorities. All associated ' <i>entitlement to work</i> ' documents: <ul style="list-style-type: none"> <li>a) must be logged and kept on the premises for the duration of the employment; and</li> <li>b) must be retained for a minimum of 12 months after employment has ceased.</li> </ul>
LMC16	Customers shall only consume alcohol which has been purchased from the premises.

LMC17	The premises shall install and maintain a comprehensive CCTV system. All entry and exit points must be covered enabling frontal identification of every person entering in a light condition. The CCTV system shall continually record whilst the premises are open. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer of Lambeth Council
LMC18	A staff member from the premises who is conversant with the operation of the CCTV system shall be in the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested and within a maximum of 24 hours of the initial request.
LMC19	Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk/USB Stick for the Police or authorised officers of the Local Authority or UK Border Agency without difficulty, delay or charge.
LMC20	Any CCTV breakdown or system failure will be notified to the Police and Local Authority immediately & remedied as soon as practicable. Repair records / invoices shall be kept on site for at least 12 months and be readily available to be viewed by all authorised persons upon request.
LMC21	All CCTV electrical and data storage equipment shall be connected via a surge protected extension lead/cable.
LMC22	Notices shall be prominently displayed within the premises stating that CCTV is in operation
LMC23	There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
LMC24	All alcohol products sold at the premises shall have the relevant UK duty paid label attached.
LMC25	A minimum of (X) SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for licensable activities.
LMC26	At least (X) SIA licensed door supervisors shall be on duty at the entrance of the premises at all times whilst it is open for licensable activities.

LMC27	A minimum of <b>(X)</b> SIA licensed door supervisors shall be on duty at the premises from 21:00 until the premises close and until 30 minutes after the premises closes.
LMC28	All staff engaged outside the entrance of the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
LMC29	Body-worn cameras shall be worn by a minimum of one SIA door supervisor deployed at the front of the premises and one SIA door supervisor deployed within the premises as a 'floor walker'.

LMC30	All SIA staff must sign a register detailing the information stated below. This register must be kept on the premises and made available immediately upon the request of Police or authorised officer of Lambeth Council.  <ul style="list-style-type: none"> <li>(a) start and end of shift times</li> <li>(b) SIA badge registered number</li> <li>(c) Full names</li> </ul>
LMC31	There shall be no vertical drinking within any external area
LMC32	There shall be no vertical drinking at the premises.
LMC33	There shall be no vertical drinking at the premises, save for persons waiting for a table to become available within a designated areas as identified on the plans deposited.
LMC34	There shall be no admittance or re-admittance to the premises after <b>(23.00)</b> except for patrons permitted to temporarily leave the premises to smoke.
LMC35	The supply of alcohol on the premises shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meal
LMC36	Any person entering the premises who appears to be under the influence of alcohol or drugs shall in the interests of other members of the public using the premises be requested to leave the premises.
LMC37	No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.
LMC38	The supply of alcohol shall be by waiter or waitress service only.
LMC39	There shall be no consumption of alcohol off the premises
LMC40	There shall be no sale of alcohol for consumption 'Off' the premises after 23:00
LMC41	The licensee shall provide a Freephone taxi service within the premises. Customers shall be allowed to remain on the premises whilst awaiting their taxis.

LMC42	All drinking vessels in which drinks are served shall be of strengthened glass (tempered glassware) in a design whereby in the event of breakage the glass will fragment and no sharp edges are left. Alternatively, plastic-type drinking vessels to the above breakage specifications may be used
LMC43	The premises shall use polycarbonate glasses after 21:00
LMC44	The premises shall operate a zero-tolerance policy to the supply and use of drugs.

LMC45	No open vessels or containers containing alcohol shall be allowed off the premises
LMC46	There shall be no consumption of alcohol on the premises
LMC47	All sales of alcohol for consumption off the premises must be in sealed containers only and shall not be consumed on the premises. (Sealed containers meaning manufacturers sealing of the vessel)
LMC48	The sale and supply of alcohol for consumption off the premises shall be restricted to alcohol consumed in the outside area shown on the plans attached to this licence and shall be by waiter or waitress service. Such service shall be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
LMC49	Alcohol shall only be sold for consumption by persons attending a pre-booked and bona fide private function or event to which members of the public are not admitted. A register of persons attending the event shall be kept at the premises and made available for immediate inspection by police or an authorised officer of the Council.
LMC50	Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises (including alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers
LMC51	No more than 15% of the licensed area shall be used to display alcohol products.
LMC52	All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
LMC53	Alcohol shall not be located in the immediate vicinity of the entrances and exit to the premises, but shall be in an area in which it shall be monitored by staff on a frequent and daily basis whilst licensable activities are taking place.
LMC54	There shall be no striptease or nudity, and all persons shall be decently attired at all times
LMC55	The premises shall install and maintain an industry recognised electronic identification scanning system for patrons entering the premises. This system shall be operated at all times the premises. All information stored must for a minimum of 31 days and shall be made available immediately upon the request of Police or authorised officer of Lambeth Council.
LMC56	The Police Licensing Team and Licensing Service shall be notified a minimum of 31 days prior to any event whose planned attendance will exceed 499 patrons.

LMC57	<p>A drug and psychoactive substance policy, to be agreed with the Police Licensing Team, shall be in place detailing, but not limited to the following information:</p> <ul style="list-style-type: none"> <li>(a) Seizures to be logged on a register</li> <li>(b) Disposal methods of any seized goods and type of secure deposit box.</li> <li>(c) Access restricted to management only at all times. Names to be registered</li> <li>(d) Notification to Police for emergency on 999 or non-emergency on 101</li> <li>(e) Welfare, e.g. intoxication</li> </ul>
LMC58	<p>An incident management policy to be drawn up in agreement with the Police Licensing Team and shall be implemented whilst licensable activities are taking place and until 30 minutes after the premises closes</p>
LMC59	<p>A dispersal policy shall be drawn up in agreement with the Police Licensing Team and Licensing Service and shall be implemented whilst licensable activities are taking place and until 30 minutes after the premises closes. Information to be included but not limited to the following:</p> <ul style="list-style-type: none"> <li>(a) A minimum of (X) SIA approved door supervisor</li> <li>(b) Welfare, e.g. intoxication</li> <li>(c) No open vessels or drink containers</li> </ul>
LMC60	<p>An attendant shall be on duty in the cloakroom during the whole time that it is in use.</p>
LMC61	<p>An attendant shall be on duty in the toilets when the premises are open for licensable activities.</p>
LMC62	<p>Staff/Security to undertake routine patrols of the W/C facilities which shall be logged with date, time and name of person.</p>
LMC63	<p>All persons entering or re-entering the premises shall be searched by a SIA licensed member of staff and monitored by the premises CCTV system.</p>
LMC64	<p>All persons entering or re-entering the premises shall not be permitted to bring any liquid bottles/containers into the premises.</p>
LMC65	<p>All bags must be searched by a SIA licensed member of staff and monitored by the premises CCTV system and be placed in a cloak room thereafter, with the exception of small handbags/purses.</p>
LMC66	<p>A search policy shall be drawn up in agreement with the Police Licensing Team and shall be implemented whilst the premises are open for licensable activities. Information to be included but not limited to the following:</p> <ul style="list-style-type: none"> <li>(a) Seizures of offensive weapons/firearms to be logged on a register</li> <li>(b) Disposal methods of any seized goods and type of secure deposit box.</li> <li>(c) Access restricted to management only at all times. Names to be registered</li> </ul>

	(d) Notification to Police for emergency on 999 or non-emergency on 101
LMC67	The previous DPS ( <i>insert name</i> ) and Premises licence Holder ( <i>insert name</i> ) shall not work, be it paid or unpaid at the premises.
LMC68	Anyone who appears to be drunk or intoxicated shall not be allowed entry to the premises and those who have gained entry will be escorted from the building immediately
LMC69	No patrons shall be admitted or re-admitted to the premises after (21.00) unless they have passed through a metal detecting search arch and, if the search arch is activated or at the discretion of staff, then physically searched, which will include a 'pat down search' and a full bag search
LMC70	All persons entering or re-entering the premises shall be searched by a SIA licensed member of staff and monitored by the premises CCTV system.
<b><u>Prevention of Public Nuisance</u></b>	
LMC71	No beers, lagers or ciders above 6% ABV shall be sold or supplied in bottles of less than 750ml
LMC72	No beers, ales, lagers or ciders of 6% ABV or above to be sold
LMC73	No single cans of beer, lager or cider shall be sold at the premises.
LMC74	The premises shall not sell or supply miniature bottles of spirits of 50ml or less.
LMC75	There shall be no sales of alcoholic 'shots'.
LMC76	All beers, ales, lagers and ciders and anything similar that are sold in a can to be sold in packs of four (4) minimum at all times.
LMC77	All alcohol shall be poured or decanted into plastic or polycarbonate drinking vessels.
LMC78	No alcohol shall be sold or supplied at the premises unless there are a minimum of (X) food vendor's on site and trading in hot food.
LMC79	Patrons permitted to temporarily leave and then re-enter the premises to smoke shall be restricted to a designated smoking area at the front of the premises. The maximum number of patrons permitted within this area shall not exceed (X).
LMC80	The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
LMC81	Patrons temporarily permitted to leave and re-enter the premises e.g. to smoke, shall not be permitted to take drinks or with them
LMC82	Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.



LMC83	No drinks shall be permitted outside the front of the premises.
LMC84	There shall be a minimum of 2 members of staff present at the premises at all times whilst the premises are open the public and licensable activities are taking place.
LMC85	Management/staff shall proactively monitor the conduct and behaviour of patrons on the public highway to ensure no noisy, rowdy or anti-social behaviour (this includes loud talking/shouting and people congregating in large groups on pavement obstructing the public highway). Those patrons deemed to be engaging in such behaviour shall be asked to cease this activity and/or disperse from the premises quietly.
LMC86	All waste shall be properly presented and placed out for collection as specified in the time collection zone.
LMC87	All tables and chairs to remain in-situ at all times whilst licensing activities are taking place.
LMC88	All outside tables and chairs shall be rendered unusable by <b>(23.00)</b> each day.
LMC89	All tables and chairs shall be removed from the outside area by <b>(23.00)</b> each day.
LMC90	Last orders for food shall be made 20 minutes prior to the end of licensable activities.
LMC91	After 23:00, the maximum number of persons permitted on the premises at any one time shall not exceed <b>(X)</b>
LMC92	The public facilities shall be deemed unusable after 23:00.
LMC93	Loudspeakers shall not be located in any entrance lobbies or outside the premises building entrances
LMC94	There shall be no alcoholic drinks allowed on the premises. Customers shall not be allowed to enter the premises with alcoholic drinking vessels or to consume alcohol on the premises.
LMC95	The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by the Duty Manager so as to ensure that there is no public nuisance or obstruction to the public highway.
LMC96	During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

LMC97	Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
LMC98	A direct telephone number for the manager of the premises shall be publicly available at all times that the premises is open. This number is to be made available to residents and businesses in the vicinity. Any complaints shall be remedied within 48 hours and details to be recorded in the incident book including the action taken by the manager.
LMC99	Any third party promoted events involving licensable activities must be notified a minimum of 21 days prior to the Licensing Authority, Public Protection and Police Licensing Team for approval.
LMC100	A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of Public Protection, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from Public Protection and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with Public Protection. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of Public Protection. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
LMC101	All windows and external doors shall be kept closed after (21:00) hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
LMC102	No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
LMC103	The maximum number of persons accommodated at the premises shall not exceed (XX) persons (excluding staff)
LMC104	No alcohol shall be sold or supplied at the premises unless there are a minimum of (x) food vendors on site and trading in hot food
LMC105	The management shall ensure that receptacles for waste within the premises are emptied regularly to minimise nuisance smells
LMC106	Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
LMC107	The provision of licensable activities on the Premises shall at all times be ancillary to the use of the Premises as a ( <b>to be defined e.g. theatre/food court</b> )

LMC108	No alcohol shall be sold or supplied at the premises unless there are a minimum of (x) food vendors on site and trading in hot food
LMC109	No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
LMC110	Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
LMC111	The provision of licensable activities on the Premises shall at all times be ancillary to the use of the Premises as a food hall/food court
LMC112	There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises
LMC113	There shall be no deliveries to the premises between (23.00) and (08.00) on the following day.
<b><u>Public Safety</u></b>	
LMC114	All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.
LMC115	The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
LMC116	The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
LMC117	All exit doors on designated escape routes shall be available at all material times without the use of a key, code, card or similar means.
LMC118	All self-closing doors shall be effectively maintained and not held open other than by an approved device.
LMC119	All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
LMC120	The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
LMC121	Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

LMC122	All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.
LMC123	The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.
LMC124	The certificates listed below shall be submitted to the Licensing Authority upon written request. <ul style="list-style-type: none"> <li>a) Any emergency lighting battery or system</li> <li>b) Any electrical installation</li> <li>c) Any emergency warning system</li> </ul>
LMC125	Any special effects or mechanical installations shall be arranged, operated and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 14 days prior notice being given to the licensing authority where consent has not previously been given. <ul style="list-style-type: none"> <li>• dry ice and cryogenic fog</li> <li>• smoke machines and fog generators</li> <li>• pyrotechnics including fireworks</li> <li>• firearms</li> <li>• lasers</li> <li>• explosives and highly flammable substances.</li> <li>• real flame.</li> <li>• strobe lighting.</li> </ul>
LMC126	An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
<b>Shadow Licences</b>	
LMC127	No licensable activities shall take place at the premises until premises licence xxxx/xxxxxx/xxxxxx (or such other number subsequently issued for the premises) has been surrendered and is incapable of resurrection.