

# Licensing Committee

## Agenda

Thursday 14 January 2010

7.00 pm

Council Chamber - Hammersmith Town Hall

### MEMBERSHIP

Administration:	Opposition
Councillor Victoria Brocklebank-Fowler (Chairman)	Councillor Colin Aherne
Councillor Adronie Alford (Vice-Chairman)	Councillor Michael Cartwright
Councillor Gavin Donovan	Councillor Gill Dickenson
Councillor Steve Hamilton	Councillor Wesley Harcourt
Councillor Lucy Ivimy (Vice-Chairman)	
Councillor Alex Karmel (Mayor)	
Councillor Alexandra Robson	
Councillor Minnie Scott-Russell	
Councillor Greg Smith (Vice-Chairman)	
Councillor Eugenie White (Vice-Chairman)	

**CONTACT OFFICER:** Owen Rees  
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[http://www.lbhf.gov.uk/Directory/Council\\_and\\_Democracy](http://www.lbhf.gov.uk/Directory/Council_and_Democracy)

**Members of the public are welcome to attend. A loop system for hearing impairment is provided, along with disabled access to the building.**

Date Issued: 05 January 2010

# Licensing Committee Agenda

14 January 2010

<u>Item</u>		<u>Pages</u>
<b>1. MINUTES</b>		1 - 4
	To approve as an accurate record, and the Chairman to sign, the minutes of the meeting of the Committee held on 6 December 2007.	
<b>2. APOLOGIES FOR ABSENCE</b>		
<b>3. DECLARATIONS OF INTEREST</b>		
	If a Councillor has any prejudicial or personal interest in a particular report he/she should declare the existence and nature of the interest at the commencement of the consideration of the item or as soon as it becomes apparent.	
	At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a prejudicial interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken, unless a dispensation has been obtained from the Standards Committee.	
	Where members of the public are not allowed to be in attendance, then the Councillor with a prejudicial interest should withdraw from the meeting whilst the matter is under consideration, unless the disability has been removed by the Standards Committee.	
<b>4. REVIEW OF APPEALS AND CASE LAW UPDATE</b>		
	A review of Appeals and a Case Law Update will be the subject of a presentation at the meeting.	
<b>5. LICENSING REVIEW 2009</b>		5 - 34
	The Review will be the subject of a presentation from officers. The presentation will include discussion of the Council's Gambling Policy and of the Council's Cumulative Impact Area (Fulham) Policy. Reports on both, which had previously been considered by the Local Neighbourhoods Scrutiny Committee, are attached for information.	



## **LICENSING COMMITTEE**

### **MINUTES**

**6 December 2007**

#### **PRESENT**

Councillor Alex Karmel (Chairman)  
Councillor Lucy Ivimy (Vice-Chairman)  
Councillor Antony Lillis (Vice-Chairman)  
Councillor Eugenie White (Vice-Chairman)  
Councillor Michael Cartwright  
Councillor Gill Dickenson  
Councillor Gavin Donovan  
Councillor Wesley Cartwright  
Councillor Greg Smith

#### **IN ATTENDANCE**

Councillor Belinda Donovan  
Councillor Donald Johnson

#### **OFFICERS**

Christine Francis – Licensing Officer  
Adrian Overton – Licensing Officer  
Alex Russell – Environmental Services Lawyer  
Oliver Sanandres – Safety and Licensing Manager  
Kevin Unwin – Committee Co-ordinator  
Lisa White – Licensing Officer

**1. MINUTES**

**RESOLVED**

That the minutes of the Committee meeting held on 5 February 2005 be approved as a correct record and signed by the Chairman.

**2. APOLOGIES**

Apologies were received from Councillors Colin Aherne and Alexandra Robson.

**3. DECLARATIONS OF INTEREST**

No interests were declared at this meeting of the Committee.

**4. REVIEW OF LICENSING STATEMENT OF POLICY 2007**

The Safety and Licensing Manager presented a report outlining the recent review of the Council's licensing policy. The policy had been formally adopted at an extraordinary meeting of the Council on 21 November 2007.

During the course of the presentation, the following key points were raised:

- That there was a legal requirement to prepare, consult and publish a new policy every 3 years;
- That the consultation commenced in July and concluded in September 2007, and as part of which 1052 questionnaires were despatched with a 10.6% response rate;
- That the results were positive – between 85 and 90% of respondents commented positively on the policy in all cases;
- Revisions had been made to policy regarding the prevention of crime and disorder to include activities immediately outside premises (where this was within the control of a premises) and the need for a comprehensive risk assessment for significant events;
- The section of the policy regarding Public Safety had been revised in light of the Regulatory Reform (Fire Safety) Order 2005 – parallel changes had also been made to regulations regarding occupancy limits under 'Safe Capacities'.

On opening the item to questions, a Member queried what measures were in place to deal with premises without outside areas and where members of the public congregated on the pavement to smoke. An officer

responded that the onus was on venues to ensure that such situations were managed responsibly.

**RESOLVED:**

That the report be noted.

**5. The Problem Premises Register and the use of Risk Targeting**

The Safety and Licensing Manager gave a presentation to the Committee outlining the problem premises register and use of risk targeting in enforcement.

During the course of the presentation, the following points were raised:

- That joint-working with organisations such as the Metropolitan Police and the London Fire Brigade was key to successful enforcement;
- That there would be a Memorandum of Understanding between the Council and the Metropolitan Police which listed actions required by both organisations and identified lines of responsibility;
- That there were now tasking group meetings taking place between relevant departments to discuss enforcement issues;
- That there was a review of ongoing enforcement approximately every 3 weeks, whereby current problem premises were identified and a short-list drawn up, premises on which would be assessed for compliance against a number of standards;
- That current enforcement practices emphasised a targeted approach.

In response to a Member's question, the Committee heard that the Council was piloting a linking scheme surrounding alcohol and disorder / underage drinking where persons caught with alcohol were asked where they purchased it. An officer informed the Committee that this had resulted in enforcement action against stores, amongst these within the large supermarket chains.

A Member queried how often premises were checked for sale of alcohol to underage individuals using minors, and what actions had resulted. An officer responded that there were currently a number of volunteers used for this work, and that the pool was expanding. Fixed penalty notices were issued to premises selling alcohol to minors, with repeated offences (up to three instances) leading to a review of the license by the Committee.

In response to a Member's question, an officer informed the Committee that only the Police were able to object to events licensed under

'Temporary Event Notices' on the grounds of the prevention of crime and disorder.

In response to a question regarding licensing fees, the Committee was informed that legislation determined fee levels, and that there was no scope for variation across different premises according to their size or turnover or charitable status

In closing, the Chairman commended officers in the licensing team for their work over the past year.

**RESOLVED:**

That the report be noted.

THE MEETING COMMENCED AT 7.00 PM, ADJOURNED FOR A FIRE ALARM AT 7.24PM, RECONVENED AT 7.35PM AND CLOSED AT 7.57 PM

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**CHAIRMAN**

Contact: Kevin Unwin  
Committee Co-ordinator  
Room 203, Hammersmith Town Hall  
King Street, London, W6 9JU  
Tel: 020 8753 2088

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9<sup>th</sup> September 2009

**LOCAL NEIGHBOURHOODS SCRUTINY COMMITTEE**

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**REVIEW OF GAMBLING POLICY**

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**WARD/S**

ALL

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**CONTRIBUTORS**

Environment Services Department

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**SYNOPSIS**

The Council's statement of principles in relation to gambling is required by legislation to be reviewed and any amended policy published by the 3<sup>rd</sup> January 2010. The draft amended statement of principles is currently out to consultation.

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**RECOMMENDATIONS**

That the Committee note the report and make recommendations to the Cabinet Member for approval of the statement of principles in relation to gambling.

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**CONTACT OFFICER:**

Valerie Ellison  
Head of Operations (Commercial)  
Public Protection and Safety Division / Environment Services Department  
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020 8753 3905

## **Introduction**

1. Section 349 of the Gambling Act 2005 requires all licensing authorities to prepare and publish a statement of the principles that they propose to apply in exercising their functions under the Act during the three year period to which the gambling policy applies.
2. The first statement of principles was published by the London Borough of Hammersmith and Fulham on the 20<sup>th</sup> December 2006 and took effect on the 31<sup>st</sup> January 2007. This draft statement of principles is our second in the required three year period and must be published at least 28 days before it comes into effect i.e. by the 3<sup>rd</sup> January 2010.

## **Review process**

3. In reviewing the statement of principles we have considered:
  - The guidance issued to licensing authorities by the Gambling Commission (Section 25(2));
  - Local crime prevention;
  - The licensing policy;
  - Our planning, transport, tourism and cultural strategies; and
  - Our equality agenda.

## **Consultation process**

4. The Act requires the licensing authority to consult on its statement of principles with the police; those who represent the interests of gambling businesses in their area; and those which represent interested persons likely to be affected (Section 349 (3)).
5. In addition to the statutory consultees, the following were also consulted:
  - Trade associations
  - Residents' associations
  - Businesses
  - Fire authority
  - Ward councillors
  - Neighbouring authorities
  - Chamber of Commerce
  - Drug and alcohol action team
  - Crime and disorder reduction partnership
  - Trade unions
  - Other relevant people who could be affected by this policy
6. The draft amended statement of principles at Appendix 1 includes a list of the persons consulted.



### **Issues for consideration**

7. The licensing authority can only consider matters within the scope of the Gambling Act, Guidance and associated Codes of Practice and cannot become involved in the moral issues relating to gambling.
8. Consideration must be given to the three licensing objectives set out in paragraph 9 below as well as the needs of businesses within the borough.

### **Licensing objectives**

9. The Gambling Act sets out three licensing objectives:
  - Preventing gambling from being a source of crime and disorder, being associated with crime or disorder or being used to support crime;
  - Ensuring that gambling is conducted in a fair and open way; and
  - Protecting children and other vulnerable persons from being harmed or exploited by gambling.

### **Number of premises within the borough**

10. This Authority currently has the following number of premises with a gaming permit or premises licence:
  - Adult Gaming Centres - 13
  - Betting Shops - 54
  - Track betting premises (all the football grounds) - 3
  - Gaming Permits - 59
  - Small Society Lotteries - 57
11. There has been no significant increase or decrease in the number of premises requiring a gaming permit or a premises licence, within the last three years.

### **Proposed amendments to the policy**

12. Amendments are required to update the policy, particularly having regard to changes made to the Statutory Guidance issued by the Gambling Commission. In reviewing this policy there have only been minor alterations to the Statement of Policy, as detailed in paragraph 13 below.
13. There has been concern that some premises may be sub-divided purely to take advantage of additional machine entitlements offered by two separate premises licences. An additional paragraph in the Policy (paragraph 3.4) seeks to provide clarification on this matter and outlines several questions that an operator would need answer before subdivision of a premises could be considered.

## **No casino resolution**

14. The Council currently has a 'no casino' resolution. This means that we will not consider any applications for a premises licence for a casino. We will return any applications we receive with a notice that a 'no casino' resolution is in place.
15. Previously the Council decided that a casino would not be appropriate in the borough because it is mainly residential and a casino would be out of character with the area. Also, at the moment, we have varied leisure and night-time activities around three town centres. We would not want to create an inequality between these competing town centres.
16. The 'no casino' resolution came into effect on the 31<sup>st</sup> January 2007. This resolution needs to be reviewed at least every three years.
17. A copy of the amended statement of principles is attached as Appendix 1 for comments.

### **LOCAL GOVERNMENT ACT 2000** **LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1.	The Gambling Act 2005	Adrian Overton x3081	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
2.	The Guidance to Licensing Authorities May 2009	Adrian Overton x3081	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
3.	List of consultees	Adrian Overton x3081	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension

Appendix 1 – Draft amended statement of principles

**27 JUNE 2007**

**DEPUTY LEADER  
(+ ENVIRONMENT)**  
*Councillor Nicholas  
Botterill*

**COUNCIL CONSTITUTION: TERMS OF  
REFERENCE OF LICENSING COMMITTEE &  
LICENSING SUB COMMITTEE**

**WARDS**

All

The current Constitution contains the Licensing Committee and Sub-Committee's terms of reference. Under s154 of the Gambling Act 2005, the Licensing Committees have been delegated the functions of the licensing authority which are presently established under s6 of the Licensing Act 2003.

The Gambling Act 2005 (the Act) introduced a unified regulator for Gambling in Great Britain, the Gambling Commission, as well as a new system for commercial gambling to be managed by the Commission or by Local Authorities depending on the operation requiring licensing. Spread betting, Remote gambling and the National Lottery are the only exceptions.

The Council, as the Licensing Authority and the Gambling Commission, will share responsibility for all matters previously regulated by the Magistrates' court. The Gambling commission will be responsible for granting personal and operating licences, the council will issue premises licences for:

- betting offices
- bingo clubs
- adult gaming centres
- family entertainment centres

The Council will also issue permits for:

- gaming machines in alcohol-licensed premises
- gaming machines for members clubs
- gaming in members clubs
- family entertainment centres not licensed to sell alcohol
- occasional and temporary use notices; and
- provisional statements

Under the Act, the council must take into consideration the licensing objectives. These are:

- preventing gambling from being a source of crime and disorder, being associated with crime or disorder or being used to support crime;
- making sure that gambling is carried out in a fair and open way: and
- protecting children and other vulnerable people from being harmed or exploited by gambling.

In order for the above functions to be carried out, and in order to hear any applications which have had representations made against them, a Committee must be duly authorised by the full Council.

#### Comments of Assistant Director Public Protection & Safety

The Assistant Director Public Protection & Safety has no further comments to make.

#### Comments of Head of Legal services

The Council needs to make the recommended changes to its scheme of delegation in order to deal with its new functions under the Gambling Act 2005 effectively. The functions of adopting the Statement of Licensing Principles and passing a "no casinos" resolution must remain with full Council. Fees may be retained by full Council or delegated to the Licensing Committee/Sub-Committee. The remaining functions must be delegated to the Licensing Committee, Sub-Committee or officers (who cannot deal with cases where there are "live" objections).

## CONTRIBUTORS

PPS

### RECOMMENDATIONS:

1. That Council approves the revised terms of reference of the Licensing Committee & Licensing Sub-Committee with immediate effect, as set out in **Appendix 1** attached to the report.
2. That the Council delegates authority under the Gambling Act 2005 as per the revised terms of reference and as illustrated in **Annex 1** attached to the report.

**LOCAL GOVERNMENT ACT 2000  
LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1	Terms of Reference for Licensing committee & Sub-committee	Oliver Sanandres	PPS – Safety and Licensing

**TABLE OF PROPOSED DELEGATIONS OF LICENSING (GAMBLING) FUNCTIONS**

<b>Matter to be dealt with</b>	<b>Full Council</b>	<b>Committee and Sub committee</b>	<b>Officers</b>
Statement of Gambling Principles	✓		
Policy not to permit casinos	✓		
Fee Setting – when appropriate		✓	
Application for premises licences		Where representations have been received and not withdrawn	Where no representations have been received or representations made withdrawn
Application for variation to a licence		Where representations have been received and not withdrawn	Where no representations have been received or representations made withdrawn
Application for a transfer of a licence		Where representations have been made by the commission	Where no representations have been made by the commission
Application for a provisional statement		Where representations have been received and not withdrawn	Where no representations have been received or representations made withdrawn
Review of a premises licence		✓	
Application for club gaming/ club machine permits		Where representations have been received and not withdrawn	Where no representations have been received or representations made withdrawn
Cancellation of club gaming/club machine permits		✓	
Applications for other permits			✓
Cancellation of licensed premises gaming machine permits			✓
Consideration of temporary use notice			✓
Decision to give a counter notice to temporary use		✓	

**LICENSING COMMITTEE**  
**TERMS OF REFERENCE**

**MEMBERSHIP**

- 1.1 The Committee shall comprise 15 Councillors (ratio 11:4).
- 1.2 There shall be no Ex-Officio members.
- 1.3 The quorum of the Committee shall be 5 Councillors.
- 1.4 The Committee may establish Sub-Committees comprising 3 members drawn from the parent Committee, and may delegate any, or all, of its functions to such Sub-Committees or to an Officer, subject to any statutory restrictions.
- 1.5 The Licensing Committee is constituted as Licensing Committee under s6 of the Licensing Act 2003 in respect of licensing and related functions under that Act, and as an ordinary committee under s101 of the Local Government Act 1972 in respect of its licensing, regulatory and registration functions. The functions of the Council as licensing authority under the Gambling Act 2005 are delegated under s154 of that Act to the licensing committee of the authority established under s6 of the Licensing Act 2003.

**OPERATIONAL MATTERS**

- 1.6 In the event of an equality of votes, the Chairman of the Committee shall have a second or casting vote.
- 1.7 A member may consider any matter affecting his/her Ward, or in which he/she (or their spouse/partner) has a personal interest (but not a prejudicial interest), provided the interest is disclosed in the usual manner in line with the provisions of the Members' Code of Conduct.
- 1.8 Ward Councillors may attend meetings where permitted under the Code of Conduct to make representations on behalf of their constituents.
- 1.9 Meetings will take place during the Municipal Year on dates & times as notified and as required.

**DECISION-MAKING POWERS**

- 2.1 All matters relating to the discharge of the Council's licensing and related functions under the Licensing Act 2003 and Gambling Act 2005, (other than the adoption of the Licensing Policy and the adoption of the Statement of Gambling Principles, and the passing of resolutions not to issue casino licences under the Gambling Act 2005 which shall be matters for Full

Council), shall be discharged by the Licensing Committee. See appendix A for further delegations schemes.

- 2.2 The Committee (or any Sub-Committee established for the purpose) shall consider all matters relating to the discharge by the licensing authority of its licensing and related functions under the Licensing Act 2003, with a view to promoting the licensing objectives:
- The prevention of crime & disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm
- 2.3 The Committee shall consider all matters relating to the discharge by the licensing authority of its licensing and related functions under the Gambling Act 2005, with a view to promoting the following objectives:
- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
  - Ensuring that gambling is conducted in a fair and open way, and
  - Protecting children and other vulnerable persons from being harmed or exploited by gambling
- 2.4 The Committee (or any Sub-Committee) shall have regard to the Statements of Licensing and Gambling Policy published by the licensing authority, and to any Guidance issued by the Secretary of State.
- 2.5 To consider and resolve all other matters relating to the Licensing, Certification and Registration functions of the Council undertaken by the Director of Environment Department & Head of Customer First.
- 2.6 To hear appeals against decisions made by officers carrying out delegated functions in respect of the matters set out in paragraph 2.5.
- 2.7 To hear and determine all applications for full or partial waivers of the rule of Management No. 1A (for small establishments) or 3a (for large establishments) relating to striptease/activity which could require a Sex Establishment licence if the Council has so resolved.



**LICENSING SUB-COMMITTEE**  
**TERMS OF REFERENCE**

**MEMBERSHIP**

- 1.1 The Sub-Committee shall comprise 3 Councillors drawn from the membership of the Licensing Committee.
- 1.2 There shall be no Ex-Officio members
- 1.3 The quorum of the Sub-Committee shall be 2 Councillors.
- 1.4 The Licensing Sub-Committee is constituted as a Sub-Committee under s9 of the Licensing Act 2003 in respect of licensing and related functions under that Act and in respect of its functions under the Gambling Act 2005, and as an ordinary committee under s101 of the Local Government Act 1972 in respect of its licensing, regulatory and registration functions.

**OPERATIONAL MATTERS**

- 1.5 In the event of an equality of votes, the Chairman of the Sub-Committee shall have a second or casting vote.
- 1.6 A member may consider any matter affecting his/her Ward, or in which he/she (or their spouse/partner) has a personal interest (but not a prejudicial interest), provided the interest is disclosed in the usual manner in line with the provisions of the Members' Code of Conduct.
- 1.7 Ward Councillors may attend meetings where permitted under the Code of Conduct to make representations as interested parties themselves, or on behalf of their constituents, where permitted by the relevant legislation.
- 1.8 Meetings will take place during the Municipal Year on dates & times as notified and as required.

**DECISION-MAKING POWERS**

- 2.1 All matters relating to the discharge of the Council's licensing and related functions under the Licensing Act 2003, (other than the adoption of the Licensing Policy and the adoption of the Statement of Gambling Principles, and the passing of resolutions not to issue casino licences under the Gambling Act 2005 which shall be matters for Full Council).
- 2.2 The Sub-Committee shall consider all matters relating to the discharge by the licensing authority of its licensing and related functions under the Licensing Act 2003, with a view to promoting the licensing objectives:

- The prevention of crime & disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm
- 2.3 The Sub-Committee shall consider all matters relating to the discharge by the licensing authority of its licensing and related functions under the Gambling Act 2005, with a view to promoting the following objectives:
- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
  - Ensuring that gambling is conducted in a fair and open way, and
  - Protecting children and other vulnerable persons from being harmed or exploited by gambling
- 2.4 The Sub-Committee shall have regard to the Statements of Licensing and Gambling Policy published by the licensing authority, and to any Guidance issued by the Secretary of State.
- 2.5 To consider and resolve all other matters relating to the Licensing, Certification and Registration functions of the Council (i.e. matters other than those under the Licensing Act 2003).
- 2.6 To hear appeals against decisions made by officers carrying out delegated functions in respect of the matters set out in paragraph 2.5.
- 2.7 To hear and determine all applications for full or partial waivers of the Rules of Management No. 1A (for small establishments) or 3a (for large establishments) relating to striptease/activity which could require a Sex Establishment licence if the Council has so resolved.

11<sup>th</sup> November 2009

**LOCAL NEIGHBOURHOODS SCRUTINY COMMITTEE**

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**FULHAM TOWN CENTRE – Adoption of a special licensing policy**

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**WARD/S**

Fulham Broadway, Town, Parson's Green & Walham

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**CONTRIBUTORS**

Environment Services Department

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**SYNOPSIS**

A cumulative Impact Study carried out in the Fulham Town Centre area in November 2008 indicated that the area was suffering stress due to the concentration of licensed premises adversely affecting the objectives under the Licensing Act 2003.

A draft special licensing policy has been developed and consulted upon. This report considers the need for adoption of a special policy and the results of the consultation carried out.

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**RECOMMENDATIONS**

That the Committee note the report and make recommendations to the Cabinet Member concerning the adoption of a special licensing policy for the Fulham Town Centre Area.

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**CONTACT OFFICER:**

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Public Protection and Safety Division / Environment Services Department  
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020 8753 2213

## Introduction

1. In May 2008 as a result of concern over problems with public disorder and nuisance, a project was initiated to establish if the Fulham Town Centre area was suffering stress as a result of the cumulative impact of a concentration of licensed premises. The project objectives were to assess the level of evidence in favour for and against the creation and adoption of such a policy

The project was undertaken and data collected by the following methods:

- A responsible authority working group was established to discuss the progress of the project. The group was formed with representatives from Environmental Health, Metropolitan Police, Planning and Licensing.
  - Consultation was carried out with the following parties
    - i) Licensed premises
    - ii) Responsible authorities and major stakeholders
    - iii) Local residents and business
  - A consultant specialising in the night-time economy (Make Associates) were contracted to carry out an observational study and carry out a statistically significant survey of 4,000 residents and businesses.
  - Data was obtained from responsible authorities.
2. The evidence produced was wide ranging and consisted of, crime data, anti-social behaviour data, service requests (noise complaints relating to licensed premises) licensing statistics, hospital admissions and local residents and businesses opinion on the introduction Cumulative Impact Policy.
  3. Most residents surveyed said they experience and witnessed problems associated with licensed premises within the area in the evening at night. Residents were also mainly supportive of further action including a cumulative impact policy to try and address these issues.
  4. A considerable amount of negative activity associated with the night time economy of the town centre area was identified.
  5. Following the initial consultation in November and the evidence gathered as part of this project a policy was drafted for formal consultation. Consultation was undertaken with all the bodies listed in Section 5(3) of the Licensing Act 2003.
  6. Formal consultation started on the 30th June 2009 for a period of twelve weeks ending on the 23rd September 2009. Consultees were invited to comment on the proposed draft policy and provide any evidence in support or against the need for such policy. On conclusion of the consultation exercise, all consultation comments were considered with the majority supporting adoption of the proposed policy.

## **Cumulative Impact**

7. "Cumulative impact" is not mentioned specifically in the Licensing Act 2003 (LA2003). It is however mentioned in the guidance issued by the secretary under section 182. It is defined as the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
8. In accordance with the guidance, where the cumulative effect of many licensed premises within an area gives rise to problems of public disorder and nuisance to the surrounding area, the Council, may consider it inappropriate for any further licensed premises to be established in the area or permitted hours of operation to be increased. Therefore through adopting a special licensing policy for Fulham Town Centre area, the Licensing Authority will be empowered to reject new applications and restrict changes to existing licences following a valid representation.

## **Number of premises within the borough**

9. The Borough has a total of 884 premises licensed under the Licensing Act 2003; this figure includes all premises such as pubs, restaurants, nightclubs, off-licences, take aways, cinemas and hotels.
10. There are currently sixty-nine licensed premises falling within the proposed area which may be affected by the implementation of the special policy.
11. Based on the capacities of venues, Fulham Town Centre can see upwards of 3,000 people in the area at any one time. This is further exacerbated when Chelsea Football Club are playing at home. On match days up to 42,000 fans pass through the Broadway, many of them using the licensed premises and local facilities.

## **Proposed Cumulative Impact Area**

12. The geographical boundary of the proposed special policy was considered by the working group and decided based upon historic complaint mapping and intelligence from the Metropolitan Police and Responsible Authorities. The Proposed Cumulative Impact Area (CIP) can be seen in Appendix 1.
13. During the consultation study on the proposed area the majority (79%) of people said that they agreed with the boundaries that were used on the map. The same area with only minor changes was used for the formal consultation.
14. The main areas that residents felt should also be included were the residential side streets off Fulham Road / Fulham Broadway area, e.g. Effie Road, Barclay Road. However it was felt that, these streets should be adequately protected by planning designation as residential land use. Therefore, it would be extremely unlikely that a building that was zoned for

residential would receive planning permission for a change from residential to leisure use.

### **Consultation process**

15. In order to give a scientific basis to the necessity of a special licensing policy and to give a strong evidential foundation to the policy, consultants were engaged to initially consult and monitor within the proposed area. The aim of the study was to produce independent and robust observational and public opinion data on the cumulative impact of the evening and night-time economy in Fulham Town Centre.
16. The study comprised two separate strands of research. The first was an observational study which involved the training and deployment of 6 field researchers around Fulham Road on various nights who observed the behaviour of those using the town centre. The objectives were to capture incidents of low level crime and anti-social behaviour which would have an impact on the area but may not be necessarily recorded by Police.
17. The second part of the study involved a statistically significant survey of 4,000 residents and businesses within a boundary of 200m of the proposed stress area.
18. The Council then carried out a formal 12 week consultation concerning adoption of the proposed special licensing policy (Appendix 2) starting on the 1<sup>st</sup> July 2009 and ending on the 23<sup>rd</sup> September 2009. The consultation was carried out in accordance with the guidance issued under the Licensing Act. The consultation was placed on the council web site, advertised in h&f news and received wide press attention. Consultees included:
  - Residents' associations
  - Licensed premises
  - Metropolitan Police
  - Fire authority
  - Ward Councillors
  - Drug and alcohol action team
  - Crime and disorder reduction partnership

### **Consultation Results**

19. A copy of the responses received via the internet are attached for information at Appendix 3.
20. The Council's twelve week consultation returned 47 written responses. Overall 45 were received via the internet and 2 received as letters. The vast majority of which show support for the adoption of a special policy.
  - 1 response chose to make no comment and 1 was un-readable.

- 4 repeated comments suggested that problems arose as a result of closing times being too restricted and supported longer opening hours.
- 2 felt that there were not enough licensed premises and would support new business and that competition should be allowed to control numbers of premises.
- 2 responses expressed concern about the policy not extending further.

### **Recommendation**

21. Given the evidence collected and the results of the formal consultation it is recommended that draft special licensing policy for the Fulham Town Centre area is recommended for adoption by the Council.
22. That the Committee note the report and make recommendations to the Cabinet Member concerning the adoption of a special licensing policy for the Fulham Town Centre Area.

### **LOCAL GOVERNMENT ACT 2000** **LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1.	Guidance Issued under section 182 of the Licensing Act	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
2.	Fulham Town Centre Cumulative impact Area report May 2009	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
3.	Statement of Licensing Policy – November 2007	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
4.	Fulham Town Centre cumulative impact are report summary May 2009	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension

**Appendix 1** – Proposed plan of the area to be covered by the special licensing policy



Proposed Area  
Fulham Town Centre

**Appendix 2** – Draft special licensing policy



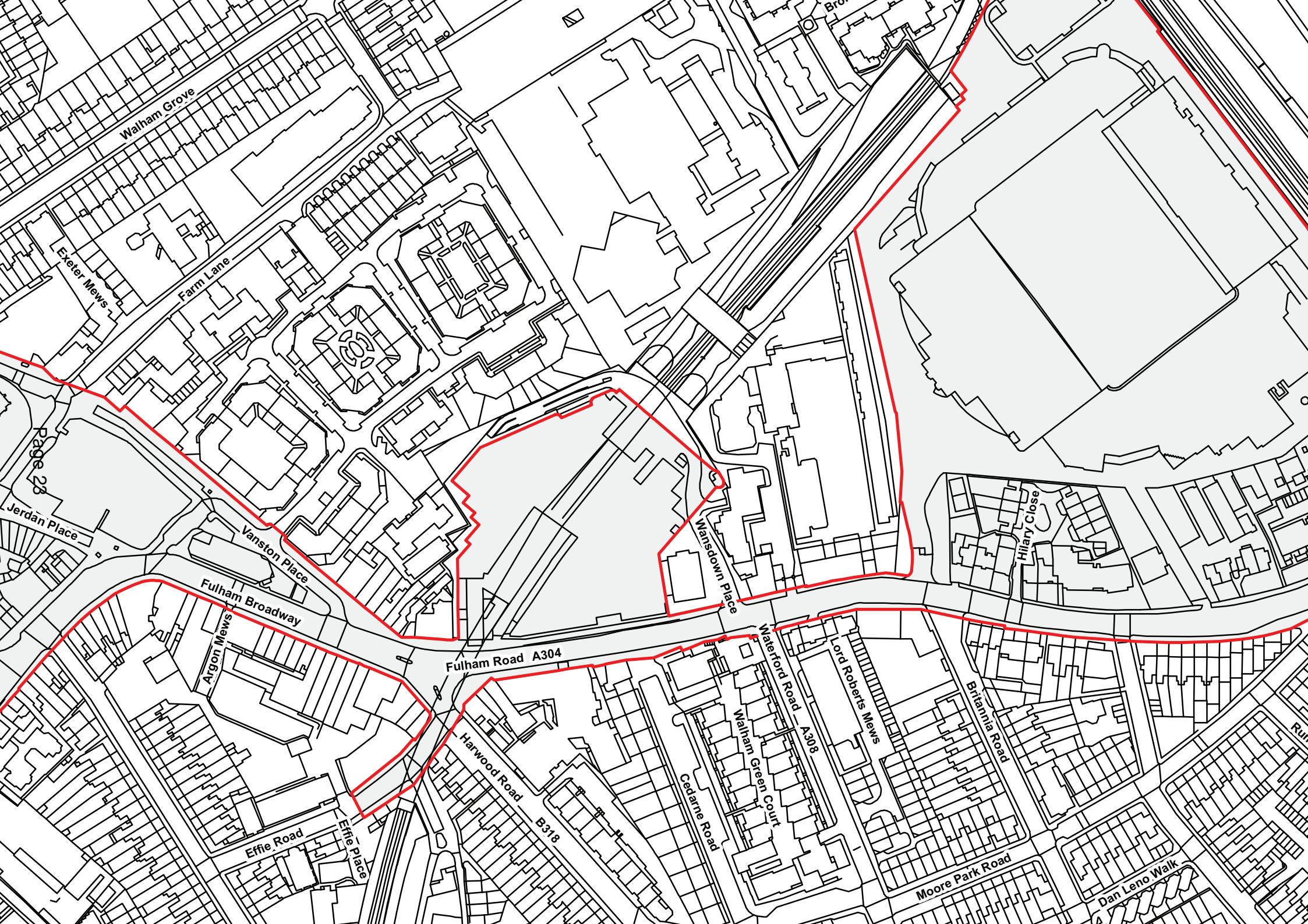
Draft Final Policy

**Appendix 3** – Responses to consultation on Citizen Space



F:\Consultation  
Results.doc





Walham Grove

Farm Lane

Fulham Road A304

Harwood Road B318

Wansdown Place

Fulham Broadway

Argon Mews

Effie Road

Effie place

Wansford Road A308

Lord Roberts Mews

Britannia Road

Moore Park Road

Dan Leno Walk

Cedars Road

William Green Court

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Jerdan Place

Vanston Place

Hilary Close

## **Draft special licensing policy for Fulham Town Centre Area**

1. The Council has decided to introduce a special policy relating to cumulative impact as provided by the Secretary of State in the Guidance issued under section 182 of the Licensing Act 2003 (paragraphs 13.24 to 13.39) and the Council's own Statement of Licensing policy dated November 2007 at paragraph 4.3 to the Fulham Town Centre Area (being the shaded area and all premises which have a principal form of access onto the shaded area as shown on the plan in Appendix 1)
2. "Cumulative impact" means the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
3. The Fulham Town Centre Area has been identified as being adversely affected in terms of the licensing objectives because of the cumulative impact of the concentration of drink led premises. There is evidence that the cumulative impact includes serious problems of crime, disorder and public nuisance. Having regard to the evidence, the Licensing Authority has been satisfied that it is appropriate and necessary to include an approach to cumulative impact. The evidence for this special policy may be viewed on request at the Council Offices.
4. Applications for new premises licences, club premises certificates or any variations within the Fulham Town Centre Area that are likely to add to the existing cumulative impact will normally be refused where a relevant representation has been made, unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives. Accordingly, the presumption of refusal in this policy is not absolute and the circumstances of each application will be considered where a relevant representation has been made.
5. The presumption of refusal does not relieve responsible authorities or interested parties of the need to make a relevant representation. Applicants will need to address the special policy issues in their operating schedules. If there are no representations the licensing authority must grant the application in terms consistent with the operating schedule submitted.
6. The cumulative impact policy will be kept under review by the Licensing Authority.

## **Fulham Broadway Saturation**

### **Policy Overview**

From **02/07/2009** to **24/09/2009**, London Borough of Hammersmith & Fulham ran a consultation entitled '*Fulham Broadway Saturation Policy*'. This report covers the online element of the consultation process, which was run from <http://www.citizenspace.com/local/lbhf/SaturationPolicy>

#### ***Topic 1: Comments***

**Q1:** Your comments on the Saturation Policy proposal:

*There are 45 responses to this question. Please see Appendix A for the text of these responses.*

## Appendix A

### ***Your comments on the Saturation Policy proposal:***

1. I have several very simple points which support a tighter control on the type of venues proposing to add to the writhing mass of existing establishments. The first is the amount of vomit, rubbish, empty glasses which result from these places. The second is the amount of unruly bodies which fill the pavements not just outside the venues but anywhere you happen to be unfortunately enough to have to walk as they zig zag drunkenly across the pavements or through local shops and bash into you, not to mention the foul language, shouting and screaming. The thing I personally find most frightening is the way they either overflow outside these places into the street or just stagger out in front of you when you're driving-I'm terrified of knocking one of them over and have had to slam on the breaks several times to avoid doing so. Thirdly it is extremely difficult- no impossible- for the many local residents to find somewhere to go out themselves in the evening where they can avoid this mess.

2. I believe that this proposal is a step in the right direction but I also believe that the council and police need to take further action to reduce the amount of drunken and anti-social behaviour that occurs week in, week out around Fulham Broadway. The council should consider reducing the number of licensed premises or requesting that the format of some premises is changed to be more welcoming to older, local residents. Promotions and offers for cheap or free drinks should be banned and perhaps the age for drinking alcohol in the zone should be increased to 21 (if legally possible). I speak as a local resident who steers clear of Fulham Broadway on Thursday, Friday and Saturday evenings because the behaviour of (usually non-local) drinkers is so out of hand and unpleasant. Seeing guys urinate in the street as you walk home, or picking your way round vomit and rubbish, is one of the considerable downsides of living in this neighbourhood. If Fulham Broadway was no longer regarded as a "drinking destination" in London, then the quality of life for local residents and workers such as shop assistants and the police would improve significantly.

3. Thank you for not granting any more licences for pubs/bars or granting extensions of licences in the saturation zone. I fully support the idea of restricting existing licensed premises. We, your voters, will be grateful for it!

4. I think that residents will never be happy. When there are no bars restaurants and nightlife the area is not attractive and people do not move in. When there is nightlife people complain about noise. The best solution would be to provide incentives to build bars and clubs in industrial areas (see off Carnwath Rd). Alternatively, venues could be built on adapted barges docked somewhere along the river like happens in many European cities. I agree that there must be a limit

on new venues in residential areas but the council must provide an appropriate nightlife development strategy.

**5.** As a resident in a very nearby area, I strongly support the proposal and would urge the council to extend the proposal to put restrictions on existing premises. This is a huge problem for our neighbourhood and it is already out of control. We can not go to town center for shopping or restaurants due to extreme rowdiness. It is very uncomfortable even sitting in our living room with levels of noise and antisocial behaviour on our street until the morning on Friday and Saturdays. Large part of the problem is places with cheap drinks and sports bars. This attracts lots of people from outside the borough to travel here to cause trouble and litter the streets. Licensing should be used to create premises which can also be enjoyed by the residents.

**6.** We support the initiative to introduce a special policy in relation to cumulative input.

**7.** I am not sure limiting the number of bars opening is going to make a difference. To a certain extent competition will dictate the number that can survive. Perhaps it would be better to control via limiting opening hours.

**8.** I agree with this person's statement (below) - it's ridiculous that closing times are so early, you force people to binge drink early in the evening, you get rowdy behaviour. Plus, if you're going to give licences to places like Belushi's then that's the kind of crowd you get. Why not give licenses to some wine bars? The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much as they can until 7/9PM and then they only have 3-5h in front of them to have a good time. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people very excited are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well.

**9.** I support the whole idea of restricting further licences in the area. It has become dirty, entire areas neglected, rowdiness, drunken behaviour etc. Ideally some officers should be checking regularly the streets. It is shameful and embarrassing to see some people urinating in the streets and no police in the area to stop it, in front of women and children.

**10.** I LIVE ON FULHAM BROADWAY, AND THE NOISE FROM PEOPLE LEAVING THE PUBS AT NIGHT IS EXTREME, NOT ONLY DO WE HAVE THEM COMING ONTO OUR ESATE AND USING IT AS A TOILET, BUT NOE

hAVANA HAS GOT ITS LATE NIGHT LICENSE BACK THE BURGER BAR OPPERSITE US IS NOW STAYING OPEN UNTIL APPROX 3.30.AM SO WE HAVE THE NOISE FORM PEOPLE COMING OUT OF THE PUBS AND THEN THEY HANG AROUND THE BURGER BAR SHOUTING, THIS SITUATION CAN NOT BE ALLOWED TO CONTINUE, I AS A RESIDENT WILL NOT GO OUT IN THE BROADWAY AFTER 10PM ON A THURSAY, FRIDAY SATURDAY, SUNDAY EVENINGS.

**11.** Limit late opening hours 2. Limit further licenses 3. Get the cleaning crews onto the street at 1am - nothing like starting to clean up for people to get the message to "go home" 4. Actively police anti-social behaviour: issue £50 spot fines for urinating/ vomiting/ littering

**12.** It's wise, but be sure that it doesn't force the businesses to buy further down the road (Aka North End, or perhaps properties in Munster or Dawes) as this will only widen the problem area. There will still be drunks, they'll just be wandering further, although I suppose that means they'll be working off the alcohol!

**13.** This seems an entirely sensible idea and one which I would support.

**14.** I fully support the Saturation Policy proposal. I walk / drive through the area to get to my home. At nights and on match days, the area is like a war zone with boisterous drunks, noise, road accidents waiting to happen, litter and general filth. I would aslo ask that consideration also be given to: 1) removing whatever entitlement permits bars and pubs to have their patrons drinking outside their premises. Often, to avoid the mayhem, one has to walk along the road becasue the pavement is full of drinkers. Also, on match days, when things are particularly boisterous and intimidating, drinkers outside pubs from opposite teams tend to goad each other into battle. 2) extending the zone to include Fulham Road in the area of the Munster Raod cross. There is s growing problem there on match days with heavy drinkers (apparently from opposing teams' support) outside pubs on both sides of the Fulham Road indulging in 'tribal' taunting. By the close of last football season, there had been two all-out battles on the road and after the last couple of matches, there were nine ( 9 !) policemen on precautionary watch at the road cross ready to intervene. - But that, ofcourse, doesn't make things any quieter or less intimidating. - It just stops the drinkers killing each other. - Again - WHY are bars allowed to have their drunken patrons drinking OUTSIDE their premises? - If they were inside while drinking, things swould be far better.

**15.** kghjgjhghj

**16.** There is an increasing problem in Fulham Broadway at night and I think there should definitely be a restriction on drinking hours and no further licences be given to new premises. As a local I would like to be able to support the good restaurants in the area and visit the cinema - I rarely do either because of the problems highlighted. When football is on it is unbearable and quite frightening.

Something must be done immediately.

**17.** I agree that there are already too many drinking establishments in these areas. The drunks on our streets at night are a disgrace. Fulham Broadway despite attempts to improve the area is considered by most people as a no go area at night.

**18.** I fully support the proposed policy of limiting both the number of licenced premises and also the hours of operation. I can see no justification for the majority (namely residents) to be seriously inconvenienced by the very anti-social behaviour of the minority (some of whom undoubtedly travel into the area because of its reputation).

**19.** Hammersmith & Fulham compared with other inner London boroughs, is fairly quiet on Friday and Saturday nights. The most significant problems appeared to go away once the School Disco night at Hammersmith Palais finished. Licensing & opening hours are already fairly strict in the borough (very few late night venues). Because of this I usually travel outside of the borough when going out, to places such as Islington and Camden. Perhaps it would be more worthwhile speaking to boroughs and seeing how they manage their night time economy. Especially as the number of bars in Fulham seems relatively sparse in comparison to these other places

**20.** There are too many bars in the Broadway offering cheap drinks, so called happy hours that extend for most of the evening. The customers are so drunk, they urinate in the street, cause fights, overload the hospital emergency departments and are generally very unpleasant at the bus stops in the area. Please ban these offers. It is nice that there are places to go in the area but these offers attract people who just want to get drunk and cause trouble. In the Parsons Green area outside Fests, there is often broken glass on the pavements which is not cleaned up by them but the local street cleaner. Customers are noisy and often destructive when they leave at closing time. Now it appears that there is another licencing application for a new bar opposite. Instead of more bars could we have some useful shops?

**21.** I applaud any action taken to deal with drunken loutish behaviour in Fulham. It is depressing that the Borough Council has to contemplate this action because the breweries and other businesses selling alcohol indiscriminately appear to be unwilling to control the amount of alcohol they sell to their customers, and also appear to abdicate any responsibility they have to discourage disorder and anti-social behaviour. Although I do not have much experience of Fulham Broadway late at night I am not surprised that the borough council has decided that it is necessary to introduce a more stringent policy in this area. My main concern is that a policy to regulate more strictly the bar businesses in Fulham town centre may result in the problems of disorder and mayhem migrating to other areas of Fulham. I live in a residential area just off Fulham Road between Parson's Green

Lane and Munster Road. Until recently we had to endure the utter misery of living near the Leopard Lounge, and we had to fight hard to stop it from operating after midnight, disgorging rowdy drunken louts into our streets while we were trying to sleep. Although mercifully the Leopard Lounge is no longer in operation near us, we still have two other bars in the vicinity which create nightly mayhem particularly acute at the weekends. My fear is that the rapacious operators of these bars will be encouraged to seek later licenses in our area and to subject us to unutterable misery if Fulham town centre is brought under some kind of control. So, my plea is that the residential areas not far from the town centre must also be protected from this nuisance. The special licensing policy should be available to our area as well, and there should always be a presumption against the operation of bars and clubs after midnight near residential areas.

**22.** Maybe quality rather than quantity should be the main focus. Even if individual premises are well run or well staffed, if you are serving individuals pint upon pint of cheap snakebite before sending them home then they are most likely to vomit on the locals' doorsteps. I am of the belief that the area of Fulham Broadway could do with one or two nice bars that are open past the midnight curfew and that there are a couple of bars that could do with shutting down permanently as they add nothing to the area.

**23.** I would be very pleased if the Council introduced a special policy in relation to cumulative impact regarding licensed premises, clubs and so on. Let's clean our Borough up, protect our children, young people, residents and shop keepers from drunks and their doings and bad behaviour. Police time too would be spared to do other jobs necessary for our protection.

**24.** A large percentage of the licensed premises in the Fulham Broadway area are focussed on attracting overwhelmingly young people. Unfortunately in the evenings (particularly Fridays and Saturdays) these premises become predominantly associated with heavy binge drinking with predictable consequences. At best this involves groups of people making considerable noise in the streets often very late at night and leaving a trail of detritus behind, at worst it degenerates into violence of various sorts. Although this area is designated as a town centre, it is also a residential area. The only way to protect the amenity of residents plus reduce the antisocial behaviour associated with such style of drinking (recently highlighted in international surveys as the new British Disease) is to curb and roll back this particular type of nighttime economy. It is simply unacceptable and irresponsible to allow a predominance of these types of licensed establishments in the Fulham Broadway area. I therefore support the Saturation Policy as proposed by H&F Council.

**25.** I agree with the proposed policy but the same caution should be applied in the surrounding streets of the saturation zone as well.

**26.** The area is already over-saturated with late-night establishments, with the



result that Fulham Broadway attracts , from a wide area including from well outside the Borough, people looking for a late night out. Sadly, however, this brings with it serious inconvenience to residents, with noise, rowdiness, drunken behaviour and occasionally violence too. So, no new licences please, and appropriate restrictions on the hours of those establishments already with licences.

**27.** the council has made great efforts to improve fulham broadway, decent bars clubs and restaurants are part of it, but the place is now overrun on friday and saturday nights with scenes of mayhem. if it cannot be controlled the number of establishments needs to be limited or the type of establishments changed- more restaramts less pubs etc.. apparently these areas are referred to as 'drinking villages' which says it all. i live on eel brook common and the noise from people coming home is often terrible...but the planes are much worse!

**28.** I believe that the bars and clubs of Fulham bring much needed business and jobs to the area. However more control needs to be excercised over the unruly behaviour.Competition will sort out which and how many can survive. Fulham Broadway area used to be a complete dump - a nothing area- now it has a certain livliness that seems to have improved the area . If there was a way of controlling the drunks, vomiting and urinating in the street. I would welcome any new business into the area.

**29.** To ban more bars without resticting football matches is ridiculous - it is almost always on Chelsea match days that problems occur from excess traffic and parking pressure to antisocial behavior. The bars are not the problem it is the people in them.

**30.** I completely agree that Fulham has reached saturation point on new pubs and clubs. We too, are tired of warning our children to step over vomit and broken glass, and are tired of being woken up frequently by the drunken element leaving the venues. Certainly we have enough places for people to drink around here! We have lived in both the Fulham Broadway and Parsons Green areas, and anywhere you mix ignorance and alcohol, you get trouble for the residents. I do not agree with another comment someone made about not living in Fulham if you want a quiet neighborhood - there is nothing wrong with wanting to live in a vibrant, metropolitan place, but the partying element lack common sense and courtesy towards the residents. What we really need is a much bigger police presence around the hot spots during problem times (I was actually told by the police once that they couldn't do anything about so-called noise disturbances!). And while I do appreciate the frequent street cleaning, don't forget the pavements, which suffer more than the streets do! Between the vomit, spit and dog mess, it is less fraught to walk in the street!

**31.** None

**32.** We also have this disturbance daily on the Uxbridge Road near Covedale Road. What about looking at this area as well as Fulham.

**33.** The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much as they can until 7/9PM and then they only have 3-5h in front of them to have a good time. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people very excited are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well.

**34.** Restricting the number of licensed premises is a worthwhile & sensible step. Fulham Broadway & its surrounding area is not a safe or pleasant place to be on a Friday or Saturday night or on any day when Chelsea are playing at home. I do not understand why it has taken the authorities so long to realise this fact

**35.** I am in favour of restricting new licences in the Fulham Broadway, Fulham Road area and of very strict supervision of existing licenced premises. The visible police presence at Fulham Broadway is very reassuring to those who have to pass through the area late in the evening.

**36.** I think that restriction should be made to opening times for Bars like Belushi, Havana, Slug at Fulham Bar. They should all close at normal licensing hours to help avoid problems below. The customers congregate at the pavement during and after closing time and endanger the public using it as they have to walk around the crowd - by walking through the ROAD and endangering ourselves on a daily basis. This is ridiculous and unacceptable. Plus vomit, noise, rowdiness and antioicial behaviour towards others public users and the neighbourhood. Plus general bolshie intimidating and threatening drunken behaviour. from drunks....

**37.** Fulham Broadway is a no go area at the weekends for local residents the bars spill out on to the streets and pavements i suppose because of the cigarette ban inside

**38.** I support the policy and hope that it leads to variations in the licensing hours - as many have said Fulham Broadway and the surrounding streets/eel brook common are becoming a no go area and whilst there might be a Police presence on the Broadway itself most of the mayhem happens in the side streets on the common.

**39.** The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much

as they can until 7/9PM and then they only have 3-5h in front of them to have a good time and liberate all that energy accumulated during the week. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do next, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people, very excited, are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well. Please note that I don't own any bar or club. Just a regular citizen.

**40.** I support the introduction of this policy

**41.** Disagree with the need for more licensing regulation. Fulham is a young, lively and fun area to live in and if people want to have more "quiet" then they should not live in Central London. I am married, a father of one and live within spitting distance of the so called impact area on Fulham Road and I actually enjoy having such facilities near-by. What the council should focus on imo is facilitating a lively nightlife but managing the impact by good policing and street cleansing. Nightlife does not cause us any noise burden to speak of (unlike air traffic which does), but our street frequently looks like a rubbish dump, so rather than impose rules on a sector that's already suffering, I like to see some more promotion, enforcement and perhaps some more bins. Hope this helps,

**42.** Fulham Broadway already has far too many 'open all hours' bars and pubs. The Saturation Policy sounds like a very good idea as there is a real need to curb the number of establishments of this type. Fulham (except for the Broadway area) is in general a quiet and civilised area and unfortunately these establishments tend to lower the tone and cause disruption over the weekends. On another note, the length of pub and bar licences should, in my opinion, be reviewed. For example, I find it bizarre that people can drink until quite so late on a Sunday night. Although I'm sure having lax licensing helps the bar owners to make a lot of extra cash, I'm not convinced that the more general implications of such a licensing policy is well thought through.

**43.** I agree the area has currently reached saturation point. I live on Dawes Road which is a popular route home for revellers and the level of noise and general rowdiness is excessive and goes on throughout the night until the early hours of the morning ( 4am / 5am ) this is not just restricted to weekends but is also experienced during the week. I have to sleep with ear plugs in. In addition, empty bottles and cans of beer are left strewn around the street, on garden walls and hedges ( incl. mine ) - so increased litter and criminal damage are also a problem. It would be beneficial if police could heighten their profile in / around the streets when clubs and pubs are winding up to remind revellers that they are in a residential area, and that they should refrain from breaching the peace.

**44.** I fully endorse this proposal and hope the Council implements it as soon as possible. Not only am I woken up on a regular basis on Thursday, Friday and Saturday nights, I fear for myself and my young teenage children coming home from events on those evenings. We have a right to live in peace and safety and certainly I pay council tax on two properties to ensure that right. Please Please implement this strongly, and for a long foreseeable period of time.

**45.** I endorse your proposal to curb further entertainment licenses in the Fulham Broadway area.