

Licensing Sub-Committee

Supplementary Agenda A

Wednesday 27 November 2024 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: youtube.com/hammersmithandfulham

MEMBERSHIP

Administration:	Opposition:
Councillor Patrick Walsh (Vice-Chair) Councillor Florian Chevoppe-Verdier	Councillor Dominic Stanton

CONTACT OFFICER:	Charles Francis
	Committee Co-ordinator
	Governance and Scrutiny
	Tel: 07776 672945
	E-mail: Charles.Francis@lbhf.gov.uk

Public Notice

This meeting will be held remotely. Members of the press and public can watch the meeting live on YouTube: <u>youtube.com/hammersmithandfulham</u>

Speaking at Licensing meetings is restricted to those who have submitted a representation and registered to speak.

Date Issued: 25 November 2024

London Borough of Hammersmith & Fulham

Licensing Sub-Committee Supplementary Agenda A

27 November 2024

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4.1	BOHA LONDON, 562 KING'S ROAD, LONDON, SW6 2DZ -	3 - 8
	ADDITIONAL INFORMATION FROM THE APPLICANT	

From:

Sent: 19 November 2024 08:55

To: Licensing HF: H&F <<u>licensing@lbhf.gov.uk</u>>; Overton Adrian: H&F <<u>Adrian.Overton@lbhf.gov.uk</u>>; Cllr Afonso Jose: H&F <<u>Jose.Afonso@lbhf.gov.uk</u>>; Cllr Pascu-Tulbure Adrian: H&F <<u>Adrian.Pascu-Tulbure@lbhf.gov.uk</u>> Cc: Licensing RBKC: RBKC <<u>Licensing@rbkc.gov.uk</u>> Subject: Objection: 2024/01572/LAPR

<u>Licensing Act - Premises Licence application number: 2024/01572/LAPR</u> <u>Premises name: Boha London</u> <u>Premises address: 562 King's Road London SW6 2DZ</u>

Dear Licensing Team please kindly add this to the pack for the hearing so the back ground to the undermining of the licensing objectives in LBHF, is properly appreciated at 562 Kings Road SW6.

562 Kings Road had multiple meetings in 2021/2022 with LBHF residents. Licensing Officers which included the LBHF Director for Regulatory Services and Safer Neigbourhoods, and Chase the applicant regarding 562 Kings Road. It was About serious concerns with the regards to the undermining of the licensing objectives at the site. I counted at one time 20 concerned residents in attendance.

Despite these interventions by the council, improvements did not occur at 562 Kings Road leading to the apparent harm of a child and young adults after the Licensing and Residents intervention meetings.

More details in the local media concerning this LBHf area here:

Kind regards

08:48 Tue 19 Nov • 88% 🔳 🔒 fulhamsw6.com FULHAMsw6.com Q ONE STOP LOCAL INFORMATIO **Underage Drinker Hospitalised After Bottomless Brunch** 2 Chelsea Lodge on King's Road. Picture: Google Streetview L A Fulham pub could be forced to reduce its opening hours after a 17-year-old girl drank so much at a bottomless brunch she had to go to hospital. Hygiene Inspectors Not Impressed with Seven Seas = The girl had allegedly used a fake id to trick staff at the Chelsea Lodge on King's Road and ended up in hospital along with three other women on March Comment on this article on the 26, 2022. Fulham Forum Now Hammersmith and Fulham Council's licensing committee are looking at **Register for the Fulham** changing the pub's opening hours to prevent a similar incident. newsletter 🗗 🖨 In a review, the council said: "There were serious management failures on the day in question, not least by allowing access to a child, but also by allowing customers to consume so much alcohol that they had to be admitted to hospital." The decision could impact the livelihoods of 20 members of staff, according to the pub's owner Chase Hunter. But the council are still concerned about the venue's ability to manage daytime events. In a witness statement, Mr Hunter explained a resident first spotted the group of girls drinking alcohol before they arrived at the venue. Once inside the pub, one of the young women said she felt ill and her friends took her outside. Staff gave her a soft drink immediately and alerted a manager. The group explained to pub staff that she had recently broken up with her boyfriend and lost a lot of weight as a result. The woman's parents had asked for her to be taken back to Essex by train but the pub's manager insisted on calling an ambulance Mr Hunter also described the moment he allegedly discovered someone underage had managed to get into the pub using a fake ID. He said, "I was so furious that I summarily dismissed the manager who had let her in when I found out. Further investigations of our CCTV proved that this female had, in fact, provided what appeared to be valid identification verifying that she was over 18. "Indeed, social media searches suggest she has gained entry to other licensed premises and purchased alcohol presumably using the same ID. Regrettably, we were duped by this female's false documentation but, as it now turns out, this was not down to our negligence. Nevertheless, we have since tightened further our age verification procedures and the training of staff." Since the incident, the pub has scrapped its bottomless brunch events which often feature 90 minutes of unlimited drinks and then entertainment from drag queens, singers and guest hosts. At first, there were concerns that the incident had involved drinks being spiked but the Met police's forensics team have ruled this out, according to Mr Hunter. The pub also received a warning letter on 5 August for not providing CCTV footage to the Met Police. The police had requested CCTV footage from the pub between 17 December, 2021, and 11 February, 2022, to look into a different incident on the pub's premises on 9 December. Hammersmith and Fulham's licensing committee was set to decide on the future of the pub on Tuesday, 4 October, but all parties present voted to adjourn the meeting to give the council more time to look through new CCTV footage Jacob Phillips - Local Democracy Reporter October 5, 2022

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A London pub has agreed to stop running 'bottomless brunch' events after a 17year-old girl drank so much she had to be taken to hospital.

The Chelsea Lodge on the King's Road faced a review of its license after four people became unwell during a boozy event on 26 March.

Some 96 people attended the brunch, 90 of whom were female, and three people ended up being hospitalised.

A police investigation subsequently ruled out drinks spiking but found one of the victims was a 17-year-old girl.

The committee heard that CCTV appeared to show the girl had used a fake ID document to gain access to the pub and had not visibly appeared intoxicated when she arrived.

Hammersmith and Fulham council officers said: "It is apparent that there were serious management failures on the day in question, not least by allowing access to a child, but also by allowing customers to consume so much alcohol they had to be admitted to hospital."

The council said it took the incident "extremely seriously" and had concerns the pub was unable to safely manage daytime events.

At a licensing hearing on 25 October, Gary Grant, representing the Chelsea Lodge, said "149 out of 150" 'bottomless brunch' events run by the pub had taken place without incident.

He added that the pub was an "important communal hub" and did "a lot of good" for the area.

The pub and council reached an agreement on reducing opening hours and adding several conditions to its license.

This included no longer running 'bottomless brunches' or similar activities offering unlimited alcohol for a fixed price, and to stop all licensed activities at 1:30am on Fridays and Saturdays.

Addressing the licensing committee on behalf of the pub, Grant said: "We are fighting against what was the most horrendous attack on the hospitality industry as a result of Covid. There is no sector of our society damaged more than hospitality. We will be paying off those debts for decades and we need the hours and freedom creative suppliers in the hospitality industry

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From: Sent: 19 November 2024 09:03

To: Licensing HF: H&F <<u>licensing@lbhf.gov.uk</u>>; Overton Adrian: H&F <<u>Adrian.Overton@lbhf.gov.uk</u>> Cc: Cllr Afonso Jose: H&F <<u>Jose.Afonso@lbhf.gov.uk</u>>; Cllr Pascu-Tulbure Adrian: H&F <<u>Adrian.Pascu-Tulbure@lbhf.gov.uk</u>>; Licensing RBKC: RBKC <<u>Licensing@rbkc.gov.uk</u>> Subject: Objection: 2024/01572/LAPR

<u>Licensing Act - Premises Licence application number: 2024/01572/LAPR</u> <u>Premises name: Boha London</u> <u>Premises address: 562 King's Road London SW6 2DZ</u>

Dear Licnesing Team; please kindly add the below to the pack for the hearing,

It shows how despite the council's best efforts giving advice, residents still find the licensing process complicated and difficult to follow. Particularly pensioners and young adults,

There are objections which you'd know about if it wasn't so complicated for the public in general.



Begin forwarded message: From:

Date: 29 October 2024 at 13:41:10 GMT

To:

Subject: FW: Boha London - Temporary Event notice 2024/01638/LATEMP & 2024/01572/LAPR

Boring

Will try and re-present one of them

From: Licensing HF: H&F <<u>licensing@lbhf.gov.uk</u>> Sent: 28 October 2024 18:04

To:

Subject: RE: Boha London - Temporary Event notice 2024/01638/LATEMP & 2024/01572/LAPR

Dear

<u>Licensing Act 2003</u> <u>Premises name: Boha London</u> <u>Premises address: 562 King's Road London SW6 2DZ</u> Thank you for your email. Please see the below responses for both applications mentioned in your initial emails.

Premises Licence Number: 2024/01638/LATEMP

Thank you for your recent e-mail lodging a representation in respect of the application for the Temporary Event Notice in respect of the above premises.

Unfortunately, in accordance with the legislation of the Licensing Act 2003, only the Chief Officer of Police or the Home Office may make representations in such cases. Since comments from the public and residents' associations may not be considered in conjunction with these types of applications, I regret to inform you that your e-mail has been dismissed.

Premises Licence Number: 2024/01572/LAPR

Thank you for your recent e-mail lodging a representation in respect of the application for the variation of the Premises Licence for the above premises.

However, the Licensing Authority may consider your representation to be invalid as you have not stated how you think this application for the addition of a condition will fail to promote the licensing objectives.

The Licensing Act 2003 requires that any representation made regarding an application must relate directly to the premises which are the subject of that particular application. What is more, the Local Authority is under a legal duty to disregard representations that are not specific to the particular application to which they relate. Your representation must therefore clearly show how the intended operation of these individual premises will fail to promote one or more of the licensing objectives.

In order for your representation to be accepted by the Licensing Authority and considered at a hearing it would need to be revised to make it premises-specific in the way described above. Please note that your representation must still relate to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives.

These objectives are:

- 1. Prevention of crime and disorder
- 2. Public safety
- 3. Prevention of public nuisance
- 4. Prevention of harm to children

You may of course resubmit your representation. If you choose to do so, please be aware that the closing date is **29/10/2024**. If you require any further information please contact me at the address or telephone number shown below.

Kind regards Lorna McKenna Licensing Compliance Officer

Sent: 28 October 2024 14:54

To: Licensing HF: H&F <<u>licensing@lbhf.gov.uk</u>> Subject: RE: Boha London - Temporary Event notice 2024/01638/LATEMP & 2024/01572/LAPR

I am resending this to include the application reference 2024/01572/LAPR

From: Sent: 28 October 2024 14:42 To: licensing@lbhf.gov.uk Subject: Boha London - Temporary Event notice 2024/01638/LATEMP

Hello

I wish to object to the proposed variation to (or relaxing of, as I understand it) certain licence conditions for BOHA.

As I'm sure the council are only too aware, there has been a long, costly and unconstructive relationship in the past with this premises. The new operation has largely done away with any of the old problems and I have no complaints at all about their business currently.

However, this appears to be the thin end of a wedge returning to the old days of noise and potential bad behaviour;

- 1. A 3am extension is too late for a residential area. We will have all the old problems of noisy patrons leaving and being collected by equally noisy, horn-sounding cabs.
- 2. There should be no relaxation of ID checks and requirements. Again, the Council will be familiar with the regular problems of drunkenness that took place in the past.

I will have no hesitation in mobilising the street and engaging legal advice if there is any prospect of returning to the hellish days we all used to suffer. I really had hoped those days were behind us.

