

Licensing Sub-Committee – Summary of Decision

Date of Hearing – 4 October 2022

Panel members: Councillors Paul Alexander (Chair), Florian Chevoppe-Verdier and Aliya Afzal-Khan

Apologies: None

Declaration of Interests:

For transparency, Councillor Paul Alexander confirmed that in one of the technical reports, one of the contributors was a member of the same institution as himself. As he had not met them or had any dealings with them, he remained in the meeting and voted on the item

Clerk: Charles Francis (LBHF)

Legal Representative: Poonam Rajput (LBHF)

Licensing Officer(s): Cristina Perez-Trillo (LBHF)

Applicant(s): Adrian Overton, on behalf of the Licensing Authority (LBHF)

Responsible Authorities: James Rawlinson, Noise and Nuisance (LBHF)

Interested Parties:

Premises Licence Holder

Gary Grant, Barrister, Francis Taylor Building

Chase McGuinness, Owner/Operator and DPS

Gavin Wright, Owner/Operator

Liebe McGuinness, Premises Management Team

Richard Bunch, Crime and Disorder Expert Witness

Jim Sollars, Crime and Disorder Expert Witness

Richard Vivian, Acoustics Expert

Marcus Lavell, Legal Representative for Premises

Lucy Kennett, Representor/Witness

Grant Hamlet, Representor/Witness

Mr Don Ewing, Witness/ a resident who lives opposite Chelsea Lodge

Sofia Rouchy, Works at Venue/ Representor

Dr Fintan Larkin, Witness

Ed Mirauskas, Witness

Supporting the Review

Joanne Hipkiss, speaking on behalf of Ei Group Ltd

Craig Baylis, Licensing consultant, representing local residents at Holmead Road

Dickie Bannenberg, Local resident -speaking on behalf of local residents at Holmead Road

Charlotte Dexter, Barclay Road Conservation Area Neighbourhood Watch also speaking on behalf of **Sarah Chambers** Chair - Fulham Broadway Ward Panel

Annabel Cottrell, Co-Chair of the Town Ward Panel

Objecting to the Review

Connagh McCormick, Local resident

Knut Eikrem, Local Resident

Jenneke-Lynne Paterson, Local Resident

Marcus Monsell, Local Business Owner

THE CHELSEA LODGE, 562 KING'S ROAD, SW6 2DZ

SUMMARY OF DECISION

The Committee was scheduled to consider an application for a Review of the premises licence under the Licensing Act 2003 ("the Application") on 4 October 2022. The Application was made by the Council's Licensing Authority ("the Applicant").

The Committee decided that it was in the interests of a fair hearing and public interest to adjourn the hearing.

Reasons

The Committee has the power under Regulation 11 of the Licensing Act 2003 (Hearings) Regulations 2005 to extend a time limit where it considers this to be necessary in the public interest.

On 3 October 2022, the Licensing team were contacted by the Licence Holder who submitted an expert Noise and Nuisance report. The Council's Noise and Nuisance Officer works part-time for the Council and therefore had insufficient time to properly review and respond to the report. He confirmed that he needed further time to properly consider the same. The Committee also noted that the Licensing team requested further time to verify the dates, time and location of the video evidence submitted by the representative of residents in support of the Application. The Licensing Officer at the hearing confirmed that in the event that the adjournment was

granted that he would like to use that time to progress discussion in respect of the conditions proposed with all parties. The Licence Holder's representative stated that he was encouraged to hear this and also agreed to the adjournment request. It was noted that all parties were contacted prior to the meeting and the vast majority were agreeable to an adjournment.

It was decided in the interests of fairness and public interest to allow further time to all parties to address the issues raised in the new noise report, verify video footage and to progress discussions between all parties in respect of the new proposed conditions as submitted by the Licensing Officer.

A new hearing date will be arranged in agreement with all parties and will be provided with 10 clear days' notice of the reconvened hearing as soon as possible.

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