

### **Licensing Officer's Recommendation**

The recommendation of the Licensing Officer is to grant the application with conditions.

The only representation by a Responsible Authority was submitted by the Licensing Authority. After successful mediation, this representation was withdrawn. Under S. 182 Guidance, in paragraph 2.1, it says that "*Licensing Authorities should look to the police as the main source of advice on crime and disorder*". The Metropolitan Police have sent an e-mail confirming that they do not object to this Application.

The Application is for a small lock up shop situated within the confines of a new build development consisting of various blocks of flats divided by communal areas. The cafe which is viewable and accessible at street level affords a communal area within a courtyard closed on three sides by private apartment accommodation beginning at one level above the ground (street) floor level. Immediately outside the front of the cafe is an overhang of the building line being several meters in depth, this being the line of the building and apartments above. The overhang provides for some natural cover for outdoor seating for the cafe customers against the elements etc.

The Application seeks to put a number of conditions on the licence by way of addressing the licensing objectives. These are seen in section 18 of the report in subsections a to e. The premises will operate as a food-led establishment and not exclusively or primarily for the retail sale of alcohol. The operating schedule conditions and the additional conditions as agreed by the Applicant with the Licensing Authority reflect that intention. The regulations require that these would be added to a licence if no changes were made at any hearing. In transposing licensing objectives onto the licence they can be adjusted to ensure that they are accurate, clear and consistent albeit the essence of the condition remains the same.

In addition to the conditions volunteered by the Applicant, the Licensing Authority has proposed the following conditions which the Applicant agrees to:

- The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
- The supply of alcohol shall be by waiter or waitress service only.
- The use of the outdoor areas shall cease at 22:00 hours each day and the area shall be cleared of tables and chairs.
- Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises and at the point of sale.

Furthermore the condition on CCTV on the operating schedule will be amended to read as "VCR tapes or digital recordings shall be held for a minimum of 31 days after the recording".

## Appendix 2 - Officer's Recommendation