

Licensing Act 2003 Responsible Authority representation

This representation is made by a responsible Authority for the London Borough of Havering concerning an application for a review of a premises licence.

Premises Name and address: Licensing Act 2003 – Review of the premises licence for Array, 91 Shepherds Hill, Harold Wood, RM3 0NP

Your Name: Oisin Daly

Organisation name/name of body you represent: London Borough of Havering/Licensing

Your Address: C/O, Town Hall, Main Road, Romford, Essex, RM1 3BD

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Summary of Objection: Representation based upon the licensing objective of public nuisance being undermined.

Policy Considerations

19. Dispersal policies

19.1 The Licensing Authority will normally require all licensed premises to be cleared of patrons within a reasonable period, usually 30 minutes, after the end of the time permitted for licensable activities. A dispersal policy is recommended for an application for a new late night premises licences or variation application but each application will be considered on its own merits.

19.2 The general principle will be that the carrying on of licensable activities at premises should cease some time before the end of the operational hours to allow for the premises to be cleared of patrons in a gradual and orderly manner. The Licensing Authority recognises that the time required for clearing premises of patrons will differ from business to business depending on the type of licensable activities provided and the nature of the clientele. It is for applicants themselves to judge what time scale is reasonable however, the Licensing Authority recommend that between 30 minutes and one hour would be sufficient for the majority of businesses. Operating schedules should detail the applicant's proposals for clearing the premises which could include arrangements such as:

- The provision of food
- Issuing customers leaving the premises with lollipops and boiled sweets
- The management of the lighting as well as the nature and tone of the music
- The balance between the continued sale of alcoholic drinks and the availability of non-alcoholic beverages
- Arrangements for accessing transport for customers
- Signage advising patrons to leave premises quietly

19.3 It is recognised that licensing law is not the primary mechanism for the general

control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned.

Representation

I have considered the application and wish to make representations that the licensing objective of the prevention of public nuisance is being undermined.

I have, along with local authority and police colleagues, been present at meetings at the premises to discuss issues. One action outstanding from a meeting of the 20th July 2022 is a dispersal policy.

Having recently seen a video of a person dressed up as a large polar bear dancing along to music on Tuesday the 18th October at approx. 21:00hrs at the front of the premises it would appear that the management are not giving due consideration to local residents.

If I were a local resident with young children trying to get them to sleep for school the next day I can imagine that the nuisance caused would be infuriating. Residents have also attested to groups of individuals leaving the premises late at night, disturbing their sleep, to get to cars parked locally due to overspill from the car park.

Conclusion

Whatever the decision of the sub-committee, consideration may also be given to adding a condition which ensures that a bespoke dispersal policy to be implemented at the venue.

The car park does not seem to have capacity for the amount of patrons at the premises. The committee may wish to consider implementing a capacity limit on the premises for patrons and staff, this could be based on the car park capacity. Ensuring that there was adequate parking could reduce the impact of patrons parking in adjoining roads and disturbing neighbours.

Complaint and Inspection History (if applicable)

See Agenda Pack

Other documents attached

Signed

Oisín Daly

Dated: Friday 21st October 2022