

THE LONDON BOROUGH OF CAMDEN

At a meeting of **LICENSING PANEL B** held on **THURSDAY, 29TH SEPTEMBER, 2022** at 7.00 pm in Remote meeting via Microsoft Teams.

MEMBERS OF THE PANEL PRESENT

Councillors Gio Spinella (Chair), Jenny Headlam-Wells and Lorna Greenwood

The minutes should be read in conjunction with the agenda for the meeting. They are subject to approval and signature at the next meeting of Licensing Panel B and any corrections approved at that meeting will be recorded in those minutes.

MINUTES

1. GUIDANCE ON REMOTE MEETINGS HELD UNDER THE LICENSING ACT 2003 AND ASSOCIATED REGULATIONS

RESOLVED –

THAT the guidance on remote meetings be agreed.

2. APOLOGIES

There were no apologies.

3. DECLARATIONS BY MEMBERS OF STATUTORY DISCLOSABLE PECUNIARY INTERESTS, COMPULSORY REGISTERABLE NON-PECUNIARY INTERESTS AND VOLUNTARY REGISTERABLE NON-PECUNIARY INTERESTS IN MATTERS ON THIS AGENDA

There were no declarations of interest.

4. ANNOUNCEMENTS

Broadcast of the meeting

The Chair made the following announcement: 'In addition to the rights by law that the public and press have to record this meeting, I would like to remind everyone that this meeting is being broadcast live by the Council to the Internet and can be viewed on our website for six months after the meeting. After that time, webcasts are archived and can be made available upon request.'

If you have asked to address the meeting, you are deemed to be consenting to having your contributions recorded and broadcast, including video when

switched on, and to the use of those sound recordings and images for webcasting and/or training purposes.’

Any other announcements

There was no other announcements.

5. NOTIFICATION OF ANY ITEMS OF BUSINESS THAT THE CHAIR DECIDES TO TAKE AS URGENT

There were no notifications of any items of urgent business.

6. MINUTES

Consideration was given to the minutes of the meeting held on 21st July 2022.

RESOLVED –

THAT the minutes of the meeting held on 21st July 2022 be approved.

7. KILBURN GRANGE PARK, KILBURN HIGH ROAD, LONDON, NW6 2BY

Consideration was given to a report of the Executive Director, Supporting Communities detailing an application for a new premises licence under Section 17 of the Licensing Act 2003.

The Licensing Officer introduced the report and clarified that it was for two weekends per year which, in 2022, would be 27-30 October and 3-5 November. She informed Members that the two Responsible Authorities (the Metropolitan Police and Environmental Health) which had made representations had withdrawn them following negotiation with the Applicant, and that two of the Interested Parties had also withdrawn their representations.

The Applicant, Carsten Raun, was asked if he had any amendments to his application. Mr Raun said that he would reduce the hours requested for both live and recorded music to 10pm.

The meeting heard from an Interested Party, Gary Finnerty, who outlined his concerns about the application. The key points in Mr Finnerty’s submission were:

- He lived in a new-build building on 246-248 Kilburn High Road and the structure proposed would be right in front of that residential building.
- The toilets would be too close to the residential building.
- He had suffered from noise nuisance from a fair over the summer. When the Council’s Noise Team had arrived to check the volume they had noted that it was unduly high.

Licensing Panel B - Thursday, 29th September, 2022

- He was concerned that it would be difficult to remedy noise nuisance caused by an event once it had started.

Members asked Mr Finnerty when the fair had been, and he said that it had been in June.

Members asked whether there had been public nuisance the last time the Oktoberfest was held in Kilburn Grange Park. Mr Finnerty said that, as he was living in a new building, it had not been constructed at the last time the Oktoberfest was held.

The Applicant, Carsten Raun, made a submission which included the following points:

- He intended the event to be a showcase for Bavarian culture – and to give Londoners the opportunity to enjoy it in a pleasant communal environment.
- He and his colleagues would do their best to mitigate any impact on residents.
- Other park users would be able to use the park during the daytime during the weekends of the Oktoberfest.
- The tent would be rotated by 45 degrees so that the toilets would be further away from the new residential building.
- There would be fencing to guide people to leave via the High Street exit, so preventing disruption to residents on other roads.
- He would be willing to provide a direct phone number which residents could contact if there was nuisance emanating from the premises. He would also be willing to meet with residents and discuss their concerns.
- Although the licence being applied for was a permanent one, the Council could refuse to hire the park for Oktoberfest in future years. The Applicant would thus have an on-going relationship with the Council's Events Team as it was in all their interests for the event to operate smoothly.

Ajay Kumble spoke in support of Mr Raun's application. He was the Chair of the Friends of Kilburn Grange Park and was of the view the Applicant would be responsible park users. He said that the last beer festival they had organised, which had been held in 2016, had been a good, well-run event.

A question was asked of Mr Raun as to whether the consultation on the application had been comprehensive and if it had included the residents of the new block. Mr Raun said that a community meeting had been called, with the assistance of the Council's Events Team, but he acknowledged that it would not have been possible to meet with everyone.

A Member asked how the phone number for residents to contact would be publicised. Mr Raun undertook to put signs up with that number.

Questions were asked about the egress of visitors. Mr Raun replied that there would only be one exit and that security staff would direct people to it.

Licensing Panel B - Thursday, 29th September, 2022

Councillor Greenwood asked if the park would be open to the public after 8pm. She was told that it would not be.

She asked if the event would be ticketed and was informed that it would be. Mr Raun said that Saturdays were normally sold out but that not all the tickets were normally sold for other days.

Mr Raun was asked about whether glass vessels would be used and if there would be first-aiders on site. He said that plastic drinking vessels would be used, as recommended by the Police. Given the larger number of visitors anticipated on Saturdays, there would be two first-aiders then and one on other days.

The Chair asked what weekends the Oktoberfest was likely to be held on in future years. Mr Raun said that it would depend on when they would be going on tour to other cities.

Panel Decision and Reasons:

Having heard the submissions and concluding remarks from both Parties, Members deliberated on the application.

Members mentioned that there had been a similar event in 2016, but said that the area had changed following the construction of a new residential building. They also noted the submission from a resident that they had suffered from noise nuisance due to a fair in the park in June.

The Panel noted that each application should be considered on its own merits, and that the Responsible Authorities had been satisfied with the measures being taken by the Applicant to deal with the licensing objectives of the prevention of crime and disorder and public safety. They also welcomed the Applicant's reduction of hours for music, and felt that would reduce the risk of public nuisance at night.

Members were of the opinion that the application seemed appropriately conditioned and did not think that any further conditions would be needed to ensure the licensing objectives were upheld. They therefore agreed to grant the licence, subject to the conditions in the report and the subsequent conditions agreed with the Environmental Health Responsible Authority. They believed that granting the licence with these conditions would uphold the licensing objectives.

RESOLVED –

(i) THAT a licence be granted for:

a) Supply of Alcohol (For consumption on the premises)

16:00 – 22:30 Thursday and Friday

11:00 – 22:30 Saturday

Licensing Panel B - Thursday, 29th September, 2022

12:30 – 19:30 Sunday

b) Recorded Music - Indoors

16:00 – 22:00 Thursday and Friday
11:00 – 22:00 Saturday
12:30 – 19:30 Sunday

c) Live Music - Indoors

17:00 – 22:00 Thursday and Friday
11:00 – 22:00 Saturday
12:30 – 19:30 Sunday

d) Opening hours

16:00 – 23:00 Thursday and Friday
11:00 – 23:00 Saturday
12:30 – 19:30 Sunday

(ii) THAT the following conditions be appended to the licence:

Officers' summary of conditions consistent with the operating schedule

1. Between 15 and 30 SIA registered door supervisors will be employed during event days. Door searches will be conducted and those who are suspected of engaging in anti-social behaviour will be denied entrance. The applicant will also stay in close contact with the local police.
2. Safety stewards will be used to aid guests in making a quick departure from the event site.
3. The tent will be closed once capacity is reached.
4. Anti social behaviour will not be tolerated and anyone engaging in such behaviour will be removed from the premises.
5. A noise consultant will be on duty to monitor noise levels and ensure that event music stays within an acceptable range.

Licensing Panel B - Thursday, 29th September, 2022

6. People under the age of 18 are only allowed entry on Sundays and only when accompanied by an adult over the age of 18.
7. A Challenge 25 policy is in place and only recognised forms of ID will be accepted (PASS accredited ID, passport, or photo driving licence).

Conditions agreed with the Police

1. An Event Management Plan will be produced for each event. Police and Council Licensing to be given a minimum of three months' notice for any event held.
2. The Licensee shall comply with the event management plan submitted to the licensing authority and no changes shall be made to the event management plan without the prior written consent of the licensing authority.
3. The Event shall be run in accordance with the site plan submitted to the licensing authority. No changes shall be made to the site plan without the prior written consent of the licensing authority.
4. No sports events are to be screened at any time
5. This Premises Licence is limited to two event weekends per calendar year
6. Police must be called to incidents of violence and/or disorder
7. An incident log or electronic record shall be maintained to record the following where appropriate:
 - (a) All crimes reported
 - (b) Any complaints received
 - (c) Any incidents of disorder or violence
 - (d) CAD / incident reference numbers where Police are called.
8. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Camden Police Licensing Team:
 - (a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - (b) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
 - (c) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
 - (d) Viewing of recordings shall be made available immediately upon the request of Responsible Authority Officers throughout the entire 31-day

Licensing Panel B - Thursday, 29th September, 2022

period.

(e) The facility to transfer the images to a compatible, removable format, shall be held on the premises and shall be made available within 48 hours to the Police or Local Authority, upon request.

9. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
10. All Alcohol must be served in plastic or polycarbonate receptacles when the venue is open for Licensable activities.
11. All children under the age of 16 must be accompanied by an adult at all times
12. A Challenge 25 policy will be enforced in all bar areas, where any person reasonably looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. The only acceptable forms of identity will be those with photographic identification documents recognised in the Home Office guidance; including passports, photo-card driving licence or proof of age card bearing the PASS hologram
13. No persons carrying visibly open or sealed alcohol vessels shall be admitted to the premises at any time that the premises are open for any licensable activity.
14. No patron shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle whether empty or containing any beverage
15. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
16. Notices will also be displayed at the exits asking all customers to be considerate of local residents and to keep noise to a minimum as they leave the event site
17. At the end of your licensed hours, staff will actively encourage and disperse patrons directly from outside the venue and the close proximity of the venue.
18. Each customer is to be subjected to a search including any bags. All searches are to be conducted by authorised door staff and must be carried out within an area covered by the venue's CCTV system. Refusal to being searched will result in No Entry. Search to also include metal detectors.

Licensing Panel B - Thursday, 29th September, 2022

19. A door supervisor's register shall be updated on occasions when supervisors are employed. The register is to be made available for inspection by the Police and/or Licensing Authority. Details to show:
 - (a) full name;
 - (b) date of birth;
 - (c) SIA Registration Number; and
 - (d) date and hours worked.
 - (e) Contact telephone number and email address
20. Door supervisors and appropriate staff shall be provided with "two-way" radios or similar systems capable of ensuring continuous communication between each other at all times that the premises are open for a licensable activity.
21. Maximum capacity is limited to 1800 persons on site. Security to utilise clickers to ensure capacity is not breached.

Conditions agreed with the Environmental Health Responsible Authority

1. The licence holder shall manage and operate the event in accordance with the noise management plan and event management plan submitted to the Local Authority which formed part of the application.
2. The noise monitoring report for the event shall be provided to the Local Authority within 7 days post the event, including any noise complaints record and remedy.

8. ANY OTHER BUSINESS THAT THE CHAIR DECIDES TO TAKE AS URGENT

There was no other business.

9. LOCAL GOVERNMENT ACT 1972 - ACCESS TO INFORMATION

The meeting ended at 8.15pm.

CHAIR

Licensing Panel B - Thursday, 29th September, 2022

Contact Officer: Vinothan Sangarapillai
Telephone No: 020 7974 4071
E-Mail: licensing.committee@camden.gov.uk

MINUTES END