

## **THE LONDON BOROUGH OF CAMDEN**

At a hearing of **LICENSING PANEL D** held on **THURSDAY, 19TH JUNE, 2025** at 7.00 pm, which was held remotely via Microsoft Teams

### **MEMBERS OF THE PANEL PRESENT**

Councillors Matt Cooper (Chair) and Matthew Kirk (Substitute)

### **MEMBERS OF THE PANEL ABSENT**

Councillors Joseph Ball and Sabrina Francis

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

## **MINUTES**

### **1. ELECTION OF CHAIR**

The Principal Democratic Services Officer opened the meeting and invited nominations for the election of Chair of the Licensing Panel.

Councillor Kirk nominated Councillor Cooper, as there were only 2 members it was

#### **RESOLVED –**

THAT Councillor Matt Cooper be elected Chair of the Panel for this hearing only.

### **2. GUIDANCE ON REMOTE MEETINGS HELD UNDER THE LICENSING ACT 2003 AND ASSOCIATED REGULATIONS**

#### **RESOLVED –**

THAT the guidance on remote meetings be noted.

### **3. APOLOGIES**

Apologies for absence were received from Councillors Joseph Ball and Sabrina Francis who was substituted by Councillor Matthew Kirk.

It was noted that with 2 members the Panel was quorate.

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

Councillor Cooper and Councillor Kirk both declared that they knew Councillor Ball (who was a member of Licensing Panel D and had made a representation in relation to Item 8 Urban Chocolatier) and Councillor Apak (who had made a representation in relation to Item 9 Domino's Pizza) but they had not discussed the applications with them.

**5. ANNOUNCEMENTS**

**Webcasting**

The Chair announced that the meeting was being broadcast live to the internet and would be capable of repeated viewing and copies of the recording could be made available to those that requested them. Those participating in the meeting were deemed to be consenting to being filmed.

**Item 10 (Sican) Adjourned from this evening's agenda**

The Chair also announced that the transfer of a premises licencing application for Sican had been adjourned and would not be considered.

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

There was none.

**7. MINUTES**

**RESOLVED –**

THAT the minutes of the meeting held on the 15 May 2025 be approved and signed as a correct record.

**8. URBAN CHOCOLATIER, 273-275 KENTISH TOWN ROAD, LONDON NW5 2LP**

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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 summarised the report highlighting that the application was for late night refreshment Monday to Sunday 11.00pm until 1.00 am for customers dining on the premises, and Monday to Sunday 11.00 until 2.00 am for deliveries.

The applicant had agreed to accept a total of 10 additional conditions requested by the Police responsible authority. There were 7 relevant representations opposing the application from a local councillor, 3 resident associations and three residents which could be found on pages 99 – 111 of the main agenda.

The Licensing Officer advised that all of the licencing objectives were engaged by the application. The premise was not situated in the cumulative impact policy area. The hours policy was engaged by the application in relation to the proposed end times for late night refreshment. The application did not include the women's safety principles the premises policies currently engaged by the application were premises supplying hot food and drink between 11.0pm and 5.00 am.

David Dadds, Solicitor, representing the applicant, confirmed that there were no amendments to the application.

Kate Gemmell of TRACT, interested party, also speaking on behalf of Caroline Hill (Kentish Town Residents Association) KTRA (who had technical issues joining the meeting) and Rosemary Lewin (Kelly Street Residents' Association) highlighted the points made in their written submissions.

Interested Parties, Kate Gemmell and Rosemary Lewin provided the following information in response to questions

- With regards to the impact of delivery until 2.00am on residents given that there were similar establishments in the area with similar operating hours, the negative impact on local residents was emphasised, particularly delivery drivers congregating outside causing public nuisance and anti-social behaviour with lack of access to facilities such as toilets. As well as increased night-time traffic and noise from deliveries, and the potential for the venue to become a late-night takeaway, which would exacerbate the issues in the area
- Kentish Town was mostly quiet at night and should not become like Camden Town, allowing the premises to operate till 1.00am, which was outside Camden framework hours and would generate a lot of noise in the area.
- The residents' associations had not received noise complaints about the other premises in the area operating until the early hours of the morning, however residents did not want more venues operating in the area until the early hours of the morning.

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David Dadds (applicant's solicitor) summarised the application emphasising the nature of the business as a dessert venue noting that the agreed conditions were there to alleviate residents' concerns and to prevent public nuisance.

He highlighted that the conditions agreed with the Police, responsible authority including restrictions on the type of food sold and the hours of operation, this was to ensure that the venue did not become a late-night takeaway.

He assured the Panel that the business would manage any issues related to public nuisance, including providing facilities for delivery drivers and ensuring that customers did not cause disturbances outside the venue.

He provided the following information in response to questions:

- Facilities would be available for delivery drivers, including access to restrooms and water, to prevent them from congregating outside the venue and causing disturbances.
- The business would manage any issues related to delivery drivers, ensuring that they did not cause public nuisance and that the impact on local residents was minimised.
- Staff were trained to manage situations with drunk customers refusing service if necessary and ensuring that they did not cause disturbances inside or outside the venue. Highlighting that the police had not raised any objections to the application, indicating that they did not anticipate any issues related to crime or disorder from the venue because the premises would not be serving alcohol.
- The applicant would not agree to a condition that specifically requested that deliveries after 1.00am should not be by internal combustion engine vehicles, as the applicant could not control the type of vehicle used by the person deliveries were allocated too. Also issues beyond the immediate vicinity of the premises were matters of individual responsibility.
- The applicant would also agree to the condition which included the adoption of women's safety principles.

The Council's legal officer clarified with the applicant's representative that what had been included in the descriptive part of the application form for the licence did not form a condition of the licence unless it had been set out and offered in the operating schedule. Also for clarity it would be better to set out and define the permitted product offerings for Urban Chocolatier's premises license making this a condition on the licence, to prevent it from becoming a different type of establishment in the future. The applicant's legal representative agreed to this suggestion, commenting that the applicant was happy for this to be added as a condition on the licence.

All parties made closing remarks summing up their representations.

### **Decision and reasons**

Panel Members confirmed that they had been able to follow and understand the discussion in relation to the application.

The Panel noted that the venue was not in a cumulative impact area. They acknowledged residents' concerns but found no objections from the Responsible authorities (police, environmental health or licensing) agreeing that the business model (desserts, not alcohol) justified later hours.

The Panel noted that were the premises to cause nuisance in the future residents could report this to the Responsible Authorities as well as having an option to review the premises licence.

The Panel decided to grant the application with three additional conditions, ensuring delivery drivers had access to facilities, defining the nature of the business, and adopting women's safety principles.

With all Panel Members in agreement, it was

### **RESOLVED –**

That the new premises licence application be granted

#### **a) Late Night Refreshment**

Monday to Sunday: 23:00 - 01:00 for customers dining on the premises  
Monday to Sunday 23:00 - 02:00 (for deliveries)

#### **b) Opening hours**

Monday to Sunday: 11:00 - 02:30

1. Notices shall be prominently displayed at each exit from the premises asking patrons to be considerate to neighbours when leaving.
2. No child under 16 years of age shall be allowed on the premises after 23:00 unless accompanied by an adult.
3. CCTV will be operational at all times while the premises remain open to the public and all images captured be recorded and stored on site for a minimum period of 31 days. Copies of CCTV recordings will be made available to the Police and/or the Licensing Authority on reasonable request.

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4. At least one member of staff on duty whilst the licence is being used shall be trained in the requirements of the Licensing Act in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence.
5. Policies and procedures shall be put in place for the collection of street litter generated by the premises and such policies shall be implemented by staff whenever the premises are being used under the terms of this licence.
6. An incident book will be maintained by the premises that details incidents of note that occur in the premises. This shall include crimes, items seized, defects in the CCTV system, refused admission, disorder and ejection as a minimum. The incident book shall be kept# on the premises and be available for inspection at all times the premises is open.

**Conditions Agreed with the Police**

7. Dining on the premises will terminate at 1am. Deliveries allowed until 2am daily.
8. Deliveries shall only to be made to bona fide business/ commercial address and /or private residences and not to any public /open spaces.
9. At all times when the premises are open for the purposes of licensable activities, a suitably trained member of staff shall be present to assist the Police or an authorised officer in obtaining CCTV footage.
10. 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.
11. Police must be called to incidents of violence and/or disorder.
12. The venue shall not engage the services of street promoters to encourage clientele to attend the venue.
13. No sound emanating from the premises to be audible between 2300 hours and 0800 hours.
14. The premises will encourage all riders involved in deliveries to use their vehicles in a responsible manner so as not to cause a nuisance to any residents or generally gather outside the premises; (where vehicles have engines) not to leave engines running when the vehicles are parked; and not to obstruct the highway.
15. Delivery bikes, or any other vehicle used for the delivery of orders, shall be stored or parked in a way that does not cause a public nuisance to neighbouring residents or businesses.

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16. The business will arrange for the telephone number for the premises and/or a member of the management team to be provided to residents upon request in order that any complaints can be made direct.

Conditions Agreed by the Panel on the night

17. Delivery drivers must have access to facilities inside.
18. The venue must remain a dessert shop and not change to a takeaway selling hot food like kebabs or pizza.
19. All front of house staff shall be trained in Welfare and Vulnerability Engagement (WAVE), "Ask for Angela", drink spiking. Records of staff training shall be provided to an authorised officer upon request.

**9. DOMINO'S PIZZA, 194 KENTISH TOWN ROAD NW5 2AE**

Consideration was given to a report of the Executive Director Supporting Communities detailing an application to vary a premises licence under section 34 of the Licensing Act 2003.

The Licensing Officer summarised the report highlighting that the application was for late night refreshment Monday to Sunday 11.00pm until 1.00 am for customers dining on the premises, Sunday to Thursday 11.00 until midnight, Friday to Saturday 11.00 until 1.00am with delivery only midnight until 1.00am.

Two relevant representations had been received opposing the application. They were from a local ward councillor and a resident association. The applicant had agreed to a further condition, that the premises shall only use electric mopeds for deliveries.

The Licensing Officer advised that the licencing objective engaged by the application was the prevention of public nuisance. The premise was not situated in the cumulative impact policy area. The hours policy was engaged by the application. The application did not include the women's safety principles and the premises policies currently engaged by the application were premises supplying hot food and drink between 11.00pm and 5.00 am.

Hildigar Cameron (applicant's agent), confirmed that there were no amendments to the application.

Rosemary Lewin, interested party, speaking on behalf of Kelly Street Residents' Association highlighted the points made in her written submission noting that although the application was to extend the delivery hours not by very much the residents would still get disturbed at night even by electric delivery vehicles.

In response to questions Rosemary Lewin provided the following information:

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- Residents were concerned about the noise from mopeds, as well as safety concerns because of speeding moped drivers using residential streets as shortcuts.
- Litter was also a cause of concern due to customers of the premises eating their takeaway in the street and the premises appeared to be contravening its planning permission with regards to trading after 11pm.

Hildigar Cameron (applicant's agent) and Sachin Solanki (applicant Manager) summarised the application emphasising that the premises already had a licence which operated to 12 midnight, the application was to extend the time by 30 minutes for delivery only.

Domino Pizza was a franchise company that took its business seriously with strict policies regarding training staff on a continuous basis. The business was not aware of any complaints, if residents had any concerns, they were welcome to contact the manager on site. The application related to delivery only, customers were not allowed on the premises after 12 midnight. The applicant was willing to adhere to any conditions the Panel considered necessary to add to the licence.

The following information was provided by the applicants' representatives in response to questions:

- Their delivery drivers only used electric mopeds. They tracked drivers' speed and routes using an app.
- Drivers were trained and warned or dismissed if they broke the rules.
- They agreed to additional conditions, to train all drivers, accept women's safety principles and respond to complaints from residents.

All parties to the hearing made closing remarks summing up their representations.

### **Decision and reasons**

Panel Members confirmed that they had been able to follow and understand the discussion in relation to the application.

The Panel were reassured by the absence of any objections from the Responsible Authorities particularly Environmental Health and the Licensing Authority in relation to noise nuisance issues noting that the application was for a short extension.

The Panel was also reassured that the applicant monitored and had procedures in place to ensure safe driving by its delivery drivers as well as the agreement to conditions relating to the premises only using electric mopeds for deliveries,



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sufficient training for all their delivery drivers and adopting and implementing the women's safety principles.

The Panel considered that these additional conditions would uphold the licensing objectives and agreed that the variation application should be granted.

The Panel decided to grant the application with two additional conditions, ensuring all delivery drivers were trained in safe driving techniques and the premises to adopt women's safety principles.

With all Panel Members in agreement, it was

**RESOLVED –**

That the variation application be granted for:

**c) Late Night Refreshment**

Sunday to Thursday: 23:00 - 00:00

Friday to Saturday 23:00 - 01:00 (Delivery to customer's home/work: 00:00 – 01:00)

**d) Opening hours**

Sunday to Thursday: 11:00 - 00:00

Friday to Saturday: 11:00 – 01:00 (Delivery to customer's home/work: 00:00 – 01:00)

Conditions agreed with the Licensing Authority

1. Delivery drivers shall be given clear, written instructions to use their vehicles or motorcycles in a responsible manner so as not to cause a nuisance to any residents or generally outside the license premises; not to leave engines running when the vehicles/motorcycles are parked; and not to obstruct the highway.
2. The premises shall only use electric mopeds for deliveries.

Conditions Agreed by the Panel on the night

3. All delivery drivers must be trained.
4. All front of house staff shall be trained in Welfare and Vulnerability Engagement (WAVE), "Ask for Angela", drink spiking. Records of staff training shall be provided to an authorised officer upon request.

**10. SICAN 26-28 WHITFIELD STREET, LONDON W1T 2RG**

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This item was adjourned and not discussed.

**11. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT**

The hearing ended at 9.33 pm.

**CHAIR**

**Contact Officer: Sola Odusina**

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**MINUTES END**