

London Borough of Islington

LICENSING REGULATORY COMMITTEE – 15 MAY 2013

Minutes of the additional meeting of the Licensing Regulatory Committee held at the Town Hall, Upper Street, London N1 2UD, on 15 May 2013, at 4.10 pm

Present: Councillors: Wally Burgess, Tracy Ismail and Marian Spall

Councillor Marian Spall in the Chair

039 APOLOGIES FOR ABSENCE (Item A1)

None.

040 DECLARATION OF SUBSTITUTE MEMBERS (Item A2)

None.

041 DECLARATIONS OF INTEREST (Item A3)

None.

042 AQUA SAUNA, 42 HORNSEY ROAD, LONDON N7 7BP – APPLICATION FOR A NEW SPECIAL TREATMENT LICENCE (Item B1)

The Committee noted that the application had been withdrawn at the request of the applicant, prior to the meeting.

043 PARADISE SPA, 17 CROUCH HILL, LONDON N4 4AP – APPLICATION FOR A SPECIAL TREATMENT LICENCE (Item B1)

The Committee noted that the applicant, Mr Christopher Horwood, was present, together with his legal representative, Mr Christopher Spence. Terrie Lane, Licensing Manager and Katie Tomashevski, Licensing Officer, represented the Licensing Authority, with PC Erica Crawshaw as a witness.

The Licensing Manager reported that, although the report for consideration by the Committee referred to the application being for a new Special Treatment Licence, it was in fact a request for renewal of the licence which had been granted in April 2012 and which had expired.

Mr Spence reported that the alleged parties at the premises had not been advertised by Mr Horwood and that Mr Horwood had undertaken to monitor the website and social media to ensure that no activities were advertised to take place at the premises of which he was not aware. In addition, he advised the Committee that Mr Horwood wished to amend his Special Treatment licence application to provide UV tanning, Sauna and Steam and Spa and Bath treatments only.

Mr Spence also reported that the swing and cages found at the premises on the visit by Licensing and Police Officers on 13 October 2012 had been removed and that the single booths on the upper floor were to be removed as part of the general downsizing of the business.

In response to a question about why the premises had operated outside its permitted hours of operation, Mr Spence stated that that had occurred due to an oversight, as Mr Horwood had thought that his application for an extension to the opening hours was permanent. He had not realised that he had to reapply each year and thus the original approval had expired in October 2011. He confirmed that Mr Horwood had reapplied for an extension to the opening hours. In the meantime, the premises would revert to the hours of operation permitted in their current planning authorisation.

LICENSING REGULATORY COMMITTEE – 14 MARCH 2013

The Committee adjourned to consider their decision at 5.00pm and returned to the meeting at 5.35pm.

RESOLVED:

That the amended application from Mr Horwood for renewal of a Special Treatment licence in Islington, to provide UV tanning, Sauna and Steam and Spa and Bath treatments only, be granted, subject to the standard conditions applying to Special Treatment Licences.

Reason for decision

The Committee considered all of the written and oral evidence, including the fact that a Special Treatment Licence had been granted in April 2012 and that the application for consideration at this Committee was therefore for a renewal of that licence.

The Committee noted the applicant's request to vary the application to provide UV tanning, Sauna and Steam and Spa and Bath treatments only.

The Committee noted that, due to an oversight, the applicant had failed to renew the planning consent in relation to hours of operation and that the business would henceforth comply with the permitted hours until such time as their application to extend those hours was approved.

The Committee noted that the applicant's representative had stated that the manager of the premises at the time of the visit made by Licensing and Police Officers was no longer employed there, that the swing and cages found at the premises on the visit by Licensing and Police Officers on 13 October 2012 had now been removed, that the single booths on the upper floor were to be removed as part of the general downsizing of the business and that the applicant was monitoring the web and social media to ensure that no activities were advertised to take place at the premises of which he was not aware.

The Committee noted that no complaints had been received by the Council's Licensing Team since the visit to the premises on 13 October 2012. Having taken full account of the statements of the visits by the Licensing Officers and the Police on 13 October 2013 and the standard conditions 15 to 19 inclusive, the Committee were of the view that there was no direct evidence of breaches to those conditions.

The meeting closed at 5.36pm.

CHAIR