

## Licensing Sub-Committee

Wednesday 27 January 2016

10.00 am

Ground Floor Meeting Room G02A - 160 Tooley Street,  
London SE1 2QH

## Supplemental Agenda No.1

### List of Contents

Item No.	Title	Page No.
8.	Licensing Act 2003: Christ High Commission International Ministries, River of Life Centre, 12-38 Hatcham Road, London SE15 1TW	1 - 29

### Contact

Andrew Weir on 020 7525 7222 or email: [andrew.weir@southwark.gov.uk](mailto:andrew.weir@southwark.gov.uk)  
Webpage: [www.southwark.gov.uk](http://www.southwark.gov.uk)

Date: 22 January 2016

<b>Item No.</b> 8.	<b>Classification:</b> Open	<b>Date:</b> 27 January 2016	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003: Christ High Commission International Ministries, River of Life Centre, 12-38 Hatcham Road, SE15 1TW	
<b>Ward(s) or groups affected:</b>		Livesey	
<b>From:</b>		Strategic Director of Environment and Leisure	

## RECOMMENDATION

1. That the sub-committee decide whether or not to issue a counter notice in respect of a temporary event notice (TEN) served by Mr. Franklin Miguel Siguencia Curisaca, in regards to an event to be held at Christ High Commission International Ministries, River of Life Centre, 12-38 Hatcham Road, SE15 1TW between 22:00 on 27 February 2016 and 03:00 on 28 February 2016.

## BACKGROUND INFORMATION

### The Licensing Act 2003

2. On 24 November 2005 the Licensing Act 2003 came into effect establishing a licensing regime for the following licensable activities:
  - a) The retail sale of alcohol
  - b) The supply of alcohol to club members or on behalf of a club
  - c) The provision of regulated entertainment
  - d) The provision of late night refreshments.
3. The Act establishes a process for the giving of "temporary event notices" (TENs).
4. Amendments to the Licensing Act 2003 were brought about by way of the Police Reform and Social Responsibility Act 2011 as of 25 April 2012.
5. A premises user may serve a TEN, where it is proposed to use the premises concerned to provide one or more licensable activities for a period not exceeding 168 hours for less than 500 persons.
6. A person holding a personal license issued under the Act may serve up to 50 TENs in a calendar year. Non personal licence holders may serve up to five TENs in the same period. No premises may be used for more than 12 TENs in a calendar year or for more than 21 days in a calendar year.
7. No premises may be used for temporary events that are less than 24 hours apart.
8. The police or environmental health authority may intervene to prevent such an event taking place or agree a modification of the proposed arrangements, and their

intervention may in some cases result in the licensing authority imposing conditions on a TEN.

9. If the police or environmental health team believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premises user and the licensing authority an objection notice. This must be given within three working days of the receipt of the TEN.
10. A TEN does not relieve the premises user from any requirements under planning law for appropriate planning permission where it is required.
11. The police or environmental health may contact the premises user to discuss their objections and attempt to come to an agreement which will allow the proposed licensable activities to proceed. The TEN can be modified. If there is no agreement, the licensing authority must hold a hearing to consider the notice.
12. If the licensing authority receives an objection notice from the police or environmental health that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection (unless all parties agree that this is unnecessary). The licensing committee may decide to allow the licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TEN if it considers that this is appropriate for the promotion of the licensing objectives. If the authority decides to impose conditions, it must give notice to the premises user which includes a statement of conditions, and provide a copy to each relevant party. Alternatively, it can decide that the event would undermine the licensing objectives and give a counter notice. This prohibits the event from taking place.

## **KEY ISSUES FOR CONSIDERATION**

### **The temporary event notice**

13. On 14 January 2016 a TEN was served by Mr. Franklin Miguel Siguencia Curisaca in regards to an event to be held at Christ High Commission International Ministries, River of Life Centre, 12-38 Hatcham Road, SE15 1TW between 22:00 on 27 February 2016 and 03:00 on 28 February 2016. A copy of the TEN is attached to this report as Appendix A.
14. The TEN is summarised as follows:

To permit the sale of alcohol, the provision of regulated entertainment and the provision of late night refreshment between 22:00 on 27 February 2016 and 03:00 on 28 February 2016. The maximum number of people expected at any one time at the premises is 400. The supply of alcohol is in respect of consumption on the premises only.

### **The objection notice**

15. On 18 January 2016 this council's environmental protection team (EPT) served an objection notice in respect of the above TEN. The EPT are concerned that previous use of the premises has resulted in complaints of alleged anti-social

behaviour and noise nuisance. The EPT are also concerned that there are not sufficient health and safety measures and policies in place to ensure the safe operation of the premises. The EPT also reference the fact that a Community Protection warning letter was sent to the proprietor of the premises. The EPT contend that the proposed event will not meet the prevention of public nuisance and protection of public safety licensing objectives. A copy of the EPT's objection notice is attached to this report as Appendix B. The Community Protection warning letter referred to in the EPT's representation is attached to this report as Appendix C.

### TENs History

16. Below is the recent history of TENs in respect of the premises.

No.	Premises user	Date of event	Time of event	Maximum no. of persons expected	Activities permitted	Objection notice served?	Counter notice served?
1	Natalie Restrapo-Rave	7/6/14	21:00 – 05:00	490	Sale of Alcohol (A), Provision of regulated entertainment (E) Provision of late night refreshment (LNR)	No (n)	n
2	David Panda-Noah	28/6/14	19:00 – 04:00	400	A, E, LNR	n	n
3	Edwin Lliguin	19/9/14	21:00 – 05:00	480	A, E, LNR	n	n
4	Geronimo Palacios	17/10/14	21:00 – 00:00	450	A, E, LNR	n	n
5	Katherine Padilla	8/11/14	21:00 – 04:00	495	A, E, LNR	n	n
6	Umarr Sesay	6/12/14	20:00 – 04:00	400	A, E, LNR	n	n
7	Orville Russell	29/11/14	23:00 – 05:00	400	A, E, LNR	n	n
8	Andrea Gibson	1/1/15	23:00 – 04:00	450	A	n	n
9	Michael Mantock	24/1/15	00:00 – 05:00	400	A, E, LNR	No (n)	n
10	Jomha Jaramillo	7/2/15	22:00 – 04:00	450	A, E, LNR	n	n

No.	Premises user	Date of event	Time of event	Maximum no. of persons expected	Activities permitted	Objection notice served?	Counter notice served?
11	Tanisha Grant						n (rejected as submitted late)
12	Choannah Anderson	29/3/15	12:00 – 05:00	400	A, E, LNR	n	n
13	Dale Christie	17/4/15	23:00 – 05:00	450	A, E, LNR	n	n
14	Lloyd Brown	14/3/15	23:00 – 04:00	400	A, E, LNR	n	n
15	Andre Joseph	23/5/15	22:00 – 05:00	450	A, E, LNR	n	n
16	Beverly Gabbidon	10/4/15	23:00 – 05:00	450	A, E, LNR	n	n
17	Philip Johnson	5/4/15	20:30 – 04:00	350	A, E, LNR	n	n
18	Andrew Harris	3/5/15	22:00 – 04:00	499	A,E, LNR	n	n
19	Orville Russell	8/5/15	19:30 – 05:00	400	A, E, LNR	n	n
20	Maria Mejia	15/5/15	22:00 – 04:00	450	A	n	n
21	Hagar Cole						Yes (y) Permitted annual limit of days reached
22	Jason Austin						y – permitted annual limit of TENs reached
22	David Panda-Noah						y – permitted annual limit of TENs reached
24	Karla Clark						y – permitted annual limit of TENs reached

No.	Premises user	Date of event	Time of event	Maximum no. of persons expected	Activities permitted	Objection notice served?	Counter notice served?
25	Umarr Sesay						y – permitted annual limit of TENs reached
26	Franklin Curisaca	27/2/16	22:00 – 03:00	400	A, E, LNR	Y	TBC

### Premises history

17. No premises licence or other similar authorisation under prior licensing legislation has been or is held in respect of the premises.

### Complaint and visit history

18. On 11 February 2014 an anonymous allegation was received by the licensing unit that an unlicensed event that would include licensable activities (sale of alcohol and provision of regulated entertainment) was due to take place at the premises, and no licensing authorization was in place in respect of the event. Records show that a licensing officer contacted the premises to apprise the premises management of the allegation and the requirement for a licensing authorization in respect of the event.
19. A complete history of the night time economy team’s (NTET) visits to the premises are attached to this report as Appendix D.

### Map

20. A showing the location of the premises is attached to this report as appendix E. The premises are identified at the center of the map by a black diamond.

### Policy considerations

21. Section 4 of the Southwark statement of licensing policy on “administration, exercise and delegation of function” deals with the parameters under which TENs may be considered.

### Consideration by the sub-committee

22. The sub-committee is asked to consider whether the issue of a counter notice is necessary for the promotion of the prevention of public nuisance and protection of public safety licensing objectives.

### **Community impact statement**

23. Members are advised that under the Act, the matters to which consideration may be given in this instance are the crime and disorder and public nuisance objectives.
24. In considering the TEN in terms of community impact the sub-committee must restrict its considerations to this matter.

### **Resource implications**

25. A fee of £21.00 has been paid by the applicant in respect of the TEN, this being the statutory fee payable.

### **Consultation**

26. The Act provides for no consultations to take place other than the process outlined in this report.

## **SUPPLEMENTARY ADVICE FROM OTHER OFFICERS**

### **Director of Law and Democracy**

27. The sub-committee is asked to determine the notification of this temporary event under Section 105 of the Licensing Act 2003 and to consider whether or not counter notice should be issued in the circumstance. It must only issue a counter notice if they believe the event would undermine the crime prevention objective set out in the Act
28. The principles which sub-committee members must apply are set out below.

### **Principles for making the determination**

29. The general principle is that temporary event notices must be accepted unless a relevant objection is received from the police. This is subject to the proviso that the premises user has complied with regulations and submitted the notice within a prescribed time.
30. A relevant objection is that which:
  - Is about the likely effect of the TEN on the promotion of the crime prevention of the licensing objectives
  - Is made by the Metropolitan Police Service or environmental protection team
  - Has not been withdrawn
  - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
31. If a relevant objection notice is received then the sub-committee must have regard to it in determining whether it is necessary for the promotion of the prevention of crime prevention and the prevention of public nuisance licensing objectives of the Licensing Act to:

- Issue a counter notice by adding to, omit, and/or alter the conditions of the licence or
- Reject the whole or part of the application for TEN.

### **Conditions**

32. The sub-committee may attach conditions on the carrying on of permitted licensable activities. The sub-committee's function is to determine whether a counter notice should be issued
33. Members are also referred to the Department for Culture, Media and Sport (DCMS) guidance on conditions, specifically section 7, and Annexes D, E, F and G.

### **Reasons**

34. The sub-committee must give reasons for its decision to issue or not to issue a counter notice.

### **Hearing p rocedures**

35. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:
  - The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the objection.
  - Members of the authority are free to ask any question of any party or other person appearing at the hearing.
  - The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
    - Address the authority
    - If given permission by the committee, question any other party.
    - In response to a point which the authority has given notice it will require clarification, give further information in support of their submission.
  - The committee shall disregard any information given by a party which is not relevant:
    - To the particular submission before the committee
    - To the licensing objectives prevention of crime and disorder.
  - The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
  - In considering the objection and notice the authority may take into account documentary or other information produced by a party in support of their



objection or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

36. This matter relates to the determination of a notification for a temporary event notice under section 105 of the Licensing Act 2003. Regulation 26(1) (c) requires the sub-committee to make its determination at the conclusion of the hearing.
37. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
38. As a quasi-judicial body the licensing sub-committee is required to consider the temporary event notice on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of the police objection.
39. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
40. Under the Human Rights Act 1998 the sub committee needs to consider the balance between the rights of the applicant and those making the objection to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
41. Where the relevant counter notice under section 105(3) is given the premises user may appeal against that decision. Where a counter notice is not given, the chief officer of police may appeal against that decision. The appeal must be made to the Magistrates' Court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against. No appeal may be brought later than five working days before the day on which the event begins.

### **Guidance**

42. Members are required to have regard to the DCMS guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

## REASONS FOR URGENCY

43. The TENs process is time limited, and due to legislative time constraints it would not be possible to wait for a further meeting to be held to consider this report.

## REASONS FOR LATENESS

44. This report was not available for circulation within five clear days before the meeting due to legislative time constraints.

## BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 DCMS Guidance Secondary Regulations Statement of Licensing Policy Various papers from the premises file.	Licensing Unit Hub 2 Third Floor 160 Tooley Street SE1 2TZ	Kirty Read (020 7525 5748)

## APPENDICES

No.	Title
Appendix A	Copy of the temporary event notice
Appendix B	Copy of the environmental protection team objection notice
Appendix C	Copy of community protection warning letter
Appendix D	List of the night time economy team visits to the premises
Appendix E	Map

## AUDIT TRAIL

<b>Lead Officer</b>	Deborah Collins, Strategic Director of Environment and Leisure	
<b>Report Author</b>	Wesley McArthur, Licensing Enforcement Officer	
<b>Version</b>	Final	
<b>Dated</b>	21 January 2016	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	No	No
<b>Cabinet Member</b>	<b>No</b>	<b>No</b>
<b>Date final report sent to Constitutional Team</b>	21 January 2016	



*Southern*  
Council

Before completing this notice please read the guidance notes at the end of the notice. If you are completing this notice by hand please write legibly in block capitals. ~~In all cases ensure that~~ your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary.

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

<b>1. The personal details of premises user (Please read note 1)</b>	
<b>1. Your name</b>	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	SIGUENCIA CURISACA
Forenames	FRANKLIN MIGUEL
<b>2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)</b>	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
<b>3. Your date of birth</b>	
<b>4. Your place of birth</b>	
<b>5. National Insurance Number</b>	
<b>6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)</b>	
<b>7. Other contact details</b>	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail Address (if available)	
<b>8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)</b>	

Post town	Post code
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail Address (if available)	

<b>2. The premises</b>	
Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (Please read note 2)	
CHRIST HIGH COMMISSION INT'L MINISTRIES RIVER OF LIFE CENTRE 12-38 HATCHAM ROAD LONDON SE15 1TW	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	NO
Club premises certificate number	NO
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
IT IS A HALL, (RELIGIOUS ORGANISATION) AS PREVIOUSLY EVENTS HAS BEEN CARRIED OUT I KNOWLEDGE THERE IS NOT DANGER OF NUISANCE BRAKE OUT, PROPER FIRE EXITS IN CASE OF EVACUATION, (CONTINUE ON ADDITIONAL PAGE)	
Please describe the nature of the event below. (Please read note 5)	
THE NATURE OF THE EVENT IS A PERFORMANCE OF LIVE MUSIC FROM AN ECUADORIAN SINGER DEDICATED TO THE ECUADORIAN COMMUNITY IN LONDON. (CONTINUE ON ADDITIONAL PAGE)	

**3. The licensable activities**

## 2. THE NATURE OF THE PREMISES.

SEATING AREA FOR UP TO 500 PEOPLE (MAXIMUM CAPACITY OF THE HALL) LARGE AND SEPARATE BATHROOMS FOR THE COMFORT OF USE, TWO LARGE BAR AREAS FOR THE PROVISION OF FOOD AND DRINKS, A LARGE STAGE THEATER FOR LIVE MUSIC PRESENTATIONS.

## 2. THE NATURE OF THE EVENT.

- SECURITY SERVICES WILL BE IN PLACE FROM TAURUS SECURITY
- ALL ATTENDANTS WILL BE MAINLY ECUADORIANS.
- STRICTLY I.D. CHECKS AND NO UNDERAGE WILL BE ALLOWED.
- MAXIMUM NUMBER OF PEOPLE INCLUDING STAFF AT ANY ONE TIME WILL BE . 350 - 400.
- ON SAT/27/02/2016 DOOR WILL BE OPEN AT 10 PM. AND EVENT WILL FINISH AT 4 AM.
- AS A PERSONAL LICENCE HOLDER WILL MAKE ANY EFFORT POSSIBLE TO SERVE ALCOHOL MODERATELY AND AVOID ANY DISORDER, FOR THIS TYPE OF EVENTS I HAVE A REPUTABLE EXPERIENCE HAVING ORGANISED THOSE TYPE OF EVENTS FOR THE PAST 3 YEARS AT MY OWN BUSINESS (RESTAURANT). 12 EVENTS PER YEAR AT CITY OF LONDON BOROUGH.

Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)	
The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)	SAT. 27/02/16
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)	
FROM: 22:00 ON THE 27/02/16. TO: 03:00 ON THE 28/02/16 (5 HOURS)	
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	400.
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)	On the premises only <input checked="" type="checkbox"/>
	Off the premises only <input type="checkbox"/>
	Both <input type="checkbox"/>

4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority		
Licence number		
Date of issue		
Date of expiry		
Any further relevant details		

5. Previous temporary event notices you have given (Please read note 13)
--

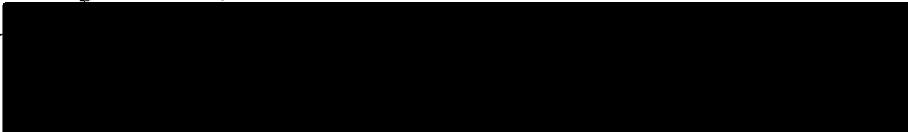
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 14)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your associate(s) have given for events in the same calendar year	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 15)	
I shall (Please mark the appropriate boxes with an "X")	
Send at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, send at least one copy of this notice to each additional licensing authority	<input checked="" type="checkbox"/>

If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police	<input checked="" type="checkbox"/>
If the premises are situated in one or more local authority areas, send a copy of this notice to each additional local authority exercising environmental health functions	<input checked="" type="checkbox"/>
Make or enclose payment of the fee for the application	<input checked="" type="checkbox"/>
Sign the declaration in Section 9 below	<input checked="" type="checkbox"/>

<b>8. Condition (Please read note 16)</b>
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

<b>9. Declarations (Please read note 17)</b>	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	13/01/2016
Name of Person signing	FRANKLIN MIGUEL SIGUENCIA CURISACA.

For completion by the licensing authority

<b>10. Acknowledgement (Please read note 18)</b>	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	



General

By post or in person by appointment during office hours

**Southwark Licensing Team**

Community Safety EHTS,  
3<sup>rd</sup> Floor Hub 2  
160 Tooley Street  
PO Box 64529  
London SE1 5LX

**E-mail: [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk)**

**Commissioner of Police for the Metropolis**

**The Chief Officer of Police**

**PC Graham White and PC Ian Clement**

Southwark Police Licensing Unit  
Southwark Police Station  
323 Borough High Street  
London  
SE1 2ER  
Tel: 0207 232 6756

***The Environmental Protection Team (dealing with nuisance issues)***

**C/O Southwark Community Safety Enforcement Business Unit**

Health & Safety Licensing EPT  
3<sup>rd</sup> Floor Hub2  
160 Tooley Street  
PO Box 64529  
London  
SE1 5LX

The police and local authority and exercising environmental health as above address exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 7 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second and fourth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person (the "premises user") may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person (the "premises user") may give a late temporary event notice (10 times per year for a personal licence holder and 2 times per year for other people);





**From:** Turay, Michael

**Sent:** Monday, January 18, 2016 10:43 AM

**To:**

**Cc:** Regen, Licensing; 'SouthwarkLicensing@met.police.uk'

**Subject:** Temporary Event Notice-Christ High Commission International Ministries, River of Life Centre, 12-38 Hatcham Road, London, SE15 1TW

Dear Franlin Miguel Siguencia Curisaca,

The Environmental Protection Team (EPT) has reviewed the application for a Temporary Event Notice **(TEN) Licence for Saturday 27 February 2016 from 22:00-03:00 hours only for the Sale of Alcohol, The Provision of Regulated Entertainment and the Provision of late Night Refreshment.** The EPT object to this TENs on Public Safety and Public Nuisance Grounds

#### **Reasons for objections**

1. Past business/premises operations had resulted in public nuisance and anti-social behaviour complaints and on 5 November 2015 the Council sent a warning letter to the Premises Licence holder advising that the Council will serve a Community Protection Notice on the premises for any further public nuisance and/or anti-social behaviour from the operation of the premises
2. There are also Public Safety concerns such as:
  - Inadequate Safety policies and procedures,
  - Inadequate security,
  - No trained staff on evacuation procedures in the event of fire,
  - Inadequate provision of WCs
  - No effective/comprehensive dispersal policy

Therefore granting the requested TEN will not promote the Public Nuisance & Public Safety Objectives

Regards

Michael Turay

Principal Environmental Protection Officer

Environmental Protection Team

| 3rd floor | Hub 2 | 160 Tooley Street | London | SE1 5LX.

Tel: 020 7525 7235| Fax: 0207 525 5705

Email: [michael.turay@southwark.gov.uk](mailto:michael.turay@southwark.gov.uk)

Please consider the environment - do you really need to print this email?



Reference: 65893/1

## WARNING

### **Community Protection Notice** **Anti-Social Behaviour, Crime and Policing Act 2014, Section 43**

TO: [REDACTED]

OF: River of Life Centre, 12-38 Hatcham Street, London SE15 1TW

The London Borough of Southwark ('the Council'), has investigated a complaint and is satisfied that your conduct is having a detrimental effect, of a persistent or continuing nature, on the quality of life of those in the locality and that this conduct is unreasonable.

Name of Occupier or Owner: Christ High Commission International Ministries

Address: River of Life Centre, 12-38 Hatcham Street, London SE15 1TW

The conduct having detrimental effect on the quality of life of those in the locality, that is persistent, continuing in nature and unreasonable is;

The hiring of the premises and the promotion and staging of events for events that are for the purpose of entertainment and the consumption of alcohol at River of Life Centre, 12-38 Hatcham Street, London SE15 1TW.

These events are contrary to the planning consent for the premises and licensing law are causing antisocial behaviour to other persons living and working in the area; noise from people in the street and vehicles associated with the event; and parking of vehicles so that the roads are impassable for larger vehicles including emergency vehicles. Also violent incidents associated with these events have occurred that include the discharge of firearms and wounding with knives causing serious life changing injuries.

This is a written warning regarding this conduct and to notify you that, if it persists, the council will issue you with a Community Protection Notice.

Failing to comply with a Community Protection Notice is an offence under Section 48 of the Anti-social Behaviour, Crime and Policing Act 2014, for which you could be prosecuted. Other action could also be taken to enforce the notice. To avoid this being necessary it is your responsibility to ensure that any conduct causing the detrimental effect is ceased.

In order to achieve this you should cease to hire, promote or stage events at the premises that involve entertainment and/or the consumption of alcohol for the public or a section of the public.

**Regulated Services** - Environment & Leisure, Hub 2, 3rd Floor, PO Box 64529, London SE1P 5LX  
**Switchboard** - 020 7525 5000 **Website** - [www.southwark.gov.uk](http://www.southwark.gov.uk)  
**Strategic Director of Environment & Leisure** – Deborah Collins

Please note that most "private" events, e.g. birthday parties or invitation events, are private to a section of the public and would still fall into this category.

This action must be taken with immediate effect.

If you fail to comply with the conditions set out in this Notice, under section 43 of the Antisocial Behaviour, Crime and Policing Act you may be subject to being issued with a Community Protection Notice ("CPN").

**DO NOT IGNORE THIS WARNING.**

Signed

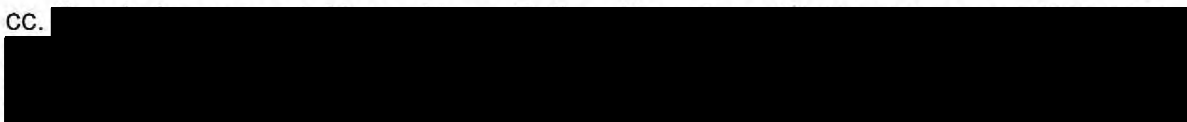


David Franklin  
Team Leader Licensing

Date

05/11/2015

cc.



## History of visits to the premises by the Night Time Economy Team

Date	Time	Notes
13/10/2013	03:01 NTE Visit	Drove by 03:01hrs. SIA o/s premises, premises appears to be used for licensable activities - to be put on list for w'end with police
29/03/2014	20:15 NTE Visit	Visited premises with MB from TS. The venue was preparing for an event, with 8 security staff, 6 male and 2 female. Person in charge of the venue is [REDACTED] of [REDACTED], Tel: [REDACTED]. The [REDACTED] stated he was in overall control of the venue and that it was an exempt building as it was a church so didn't need a licence. I informed the Rev that he needed an authorisation from the Council to sell alcohol on the premises. It has been hired by [REDACTED] of [REDACTED], Tel: [REDACTED] & [REDACTED]. He paid £2800 for the hire of the venue. A concert was to be held, [REDACTED] (photos taken of flyer). Alcohol was on the premises, whisky, beer, wine, soft drinks, ice and plastic cups (photos taken). BAH security was employed to provide security for the event, all SIA registered and signed in (photos taken). Advised that all alcohol be removed from the premises before opening as there was no authorisation in place. I left the venue at 21:20.
30/03/2014	04:05 NTE Visit	Revisit to premises. No alcohol being served, no alcohol stored in the bar area. Some alcohol on the tables, security stated that it was brought in by the patrons. Attendance peaked at 535 with 60 having left.
12/04/2014	21:46 NTE Visit	Drove past, SIA posted outside, investigate further. Parked 50m away and can hear heavy African drum beat from music at premises. Dog outside premises; FRC wants to come back later with police.
13/04/2014	03:04 NTE Visit	Arrived in police van - could hear very loud African music. 4 x SIA outside, a Nigerian event. A Nigerian man called [REDACTED] said he was responsible. Music blaring and we could see alcohol inside. Lots of drunk people around. Sign inside says 'Welcome to River of Life Centre' for all your social events (Weddings, Parties, Conferences, Concerts, etc) to book this hall please call [REDACTED]. FRC took photos which can be found on g: under NTE team logs and photos.
18/04/2014	23:55 NTE Visit	18/ 4/2014 23:55 FRC, tonight it is being used as church people arriving all dressed up, door open of premises could see people standing up.
02/05/2014	22:30 NTE Visit	No sign of activity atov
17/05/2014	10:54 NTE Visit,	17/ 5/2014 FRC parking congestion on both sides of road, parallel parking could not get in or out. Seen lots of people all dressed up going to the River of life centre. party going on in the church
25/05/2014	00:12 NTE Visit	25/ 5/2014 00:12 FRC Some sort of party, seen a group of SIA staff all men dressed in. Black meeting outside church, very suspicious party at 12-38 hatcham road
14/06/2014	00:11 NTE Visit	14/ 6/2014 00:11 FRC open, party going on, no SIA on doors tonight.
22/06/2014	1:49 NTE Visit	22/ 6/2014 1:49 FRC While in the Police van we received a call on the radio that someone had been glassed at the River of Life Centre, Hatcham Road SE15. I requested to attend scene, however some other Police team attended the scene. Police took a break and went to some other place instead.
22/06/2014	3:08 NTE Visit	22/ 6/2014 visit to check on premsies, lots of people outside dressed in traditional african clothes, police did not go inside.
28/06/2014	00:30 NTE Visit	28/ 6/2014 00:30 WJM Visit to premises with [REDACTED] (AXB) re' alleged glassing at the premises. The lobby doors to the premises were open. We entered the lobby and could hear a (loud) full evangelical service taking place. There was nobody in the lobby area. I looked through a gap in between the lobby doors leading to the hall area where the service was taking place and noted that the service was very well attended. As we did not want to interrupt a church service we decided not to enter the hall where the service was taking place. As there was also no one in the lobby to assist us we left.
29/06/2014	2:59 NTE Visit	29/ 6/2014 2:59 FRC people leaving now after a party, had a TENS tonight. Can hear music bass still playing.
20/07/2014	02:29 NTE Visit	Hatcham Rd completely blocked to traffic due to poor parking by church goers.

### Appendix D – History of visits to the premises by the Night Time Economy Team

26/07/2014	02:49 NTE Visit	Due to bad parking, we could not drive down Hatcham Rd, area seemed very busy
26/07/2014	21:17 NTE Visit	Persons entering premises, road passable.
03/08/2014	00:24 NTE Visit	Closed ATOV
16/08/2014	02:55 NTE Visit	Premises in operation atov, did not enter premises. Very few cars in the road o/s, no other issues in the area. Unusually quiet for the time of night.
23/08/2014	20:38 NTE Visit	FRC no activity all quiet at the moment, also driven past Penarth Street and Gilbert Deya Ministries all quiet. [REDACTED] called police at 21:53 No answer will try later.
12/10/2014	02:02 NTE Visit	premises operating, bad parking in street
22/11/2014	02:05 NTE Visit	MAD & RF. Premises closed atov. Whole area quiet.
23/11/2014	02:25 NTE Visit	MAD & SH. Premises closed atov.
24/01/2015	02:43 NTE Visit	Event taking place, SIA present. Appears to be an urban event.
31/01/2015	23:42 NTE Visit	Premises open, some patrons entering, no music audible, parking getting busy, difficult driving down Hatcham Road due to vehicles on both sides of the road. Notified Police to check later in the evening.
28/02/2015	23:55 NTE Visit	Visited the premises with [REDACTED]. 3 stage SIA search in place/Latino event. Search at entrance / search in corridor and a further search before being let into the dancehall. Entered the premises with the promoter who walked us around. Promoter was a [REDACTED] and his business partner was [REDACTED]. Noted that there was sales of alcohol as well as amplified music and dancing and I observed at least 4 sales of alcohol take place within the venue. When we left the premises outside there was a uniformed officer who advised us that he was detailed with ensuring that no one broke into 3 Penarth Centre. I confirmed that I had been past the premises and that all looked fine. I asked the officer if he could come with me as I believed that number 22 had been broken into on Hatcham Road and some kind of event was taking place. The officer accompanied myself and [REDACTED] and we entered into the venue and I observed a film being projected on a wall. The film appeared to be a film the students had made themselves. Requested to speak to the event organiser and a young lady in her early 20's identified herself to me and said that it was just a private party and that they were not selling any alcohol that people had brought their own drinks. Advised that I wanted to take some contact details just in case there were any issues later on we would need to know who to contact. I was given the event organiser names as [REDACTED] / [REDACTED] and [REDACTED]. I was shown evidence of a council tax bill with reference [REDACTED]
19/04/2015	2:53 NTE Visit	19/ 4/2015 2:53 FRC people arriving cars parked on both side of the road, congested roads
01/05/2015	22:34 NTE Visit	1/ 5/2015 22:34 FRC closed shutters down and no activity also no cars parked outside on the road. I called NTE police to inform them as they were due to come down and meet us here.
30/05/2015	20:30 NTE Visit	30/ 5/2015 20:30 FRC Met Police at the river of life centre, met Sgt Keith Dempster and PC Ken Speeding and PC Tom Letts. They said they received reports of a rave happening via a twitter and instagram accounts. The Rave planned at Hatcham Road, they were not sure which building but had three addresses. They said it could be potentially held at "The River of Life Centre", "Destiny Church, unit 31 Penarth Centre" or "Unit 3 Penarth Centre". The Police consulted us and had draft closure notices which they wanted us to complete, Police spoke to The River of Life Centre and they were informed it was a church event. We seen lots of people arriving and food arriving it did not look like a rave. We also checked unit 3 which was closed and unit 31 was also closed at the time of our visit. Later that night we returned to Hatcham Road, it appears the reports the Police had was false there was no Rave taking place and Police had also left.
12/06/2015	00:40 NTE Visit	Hatcham rd busy with cars, unable to drive down due to parking problems. Patrons entering the premises, no music audible.
20/06/2015	22:38 NTE Visit	Visit to River of Life with Justin Miller walk around and general observations of area no activity taking place ATOV.



**Appendix D – History of visits to the premises by the Night Time Economy Team**

12/07/2015	02:36 NTE Visit	With [REDACTED]. Hatcham rd area – traffic chaos, cars EVERYWHERE. People going to River of Life, dressed for clubbing, certainly not a church event. Carloads of people turning up. As we only had Sgt Dempster we did not visit.
23/08/2015	01:56 NTE Visit	With [REDACTED]. We walked down to River of Life. Big event going on, bass heavy African LAM can be heard from a considerable distance, at least a block away. As we walked down Hatcham Rd towards Manor Estate a man I know to be [REDACTED] said 'Hello [REDACTED]' – it is the man from [REDACTED] who we had spoken to earlier at his premises. He said he was there for a 'community party' (no mention of any 'church' event). It is likely to be a Sierra Leonean event
29/08/2015	1:49 NTE Visit	1/ 9/2015 FRC01.44 – River of Life Centre, 12-36 Hatcham Road – all quiet parking very bad on the road, both sides cars parked and difficult to get through.
29/08/2015	23:56 NTE Visit	23.56 – River of Life Centre, 12-36 Hatcham Road – Wedding party, 4 patrons outside very busy with double parking on Hatcham Road. Music from premises audible at Junction of Manor Grove and Hatcham Road near Tustin Estate – no TENS for tonight.
06/09/2015	2:58 NTE Visit	6/ 9/2015 2:58 FRC cars have all gone now there were cars parked on both sides of the road there is an event tonight. Still some people outside, people are slowly leaving the premises Seen entering into cars. No Music audible now.
10/10/2015	00:55 NTE Visit	10/10/2015 00:55 JMT & KVD SHADOWED BY CLLR HAMVAS 10/10/2015 00:55 JMT & KVD SHADOWED BY CLLR HAMVAS Was about to do a revisit at New Kent Road General Store, when I received a call from the NTET police at 00:45 to tell me that they were at the river of life and that an event was taking place. I said that we would make our way there straight away. We arrived at 00:55hours and Met with PC Stuart Wythe and several specials. There was an event going on and Stuart told me it was awake. The Security on the door told me his name was [REDACTED] tel [REDACTED]. He said that it was the anniversary of someone that had died. A booklet had been printed with regards to the 'wake'. Stuart confirmed that he had been inside and that no licensable activities were taking place. I said that I also wanted to have a look. Myself, kvd and Cllr Hamvas all followed [REDACTED] into the premises. I checked at the back area where food was being served, there were also drinks in crates and packaging at the back of this area. There was no sign of anyone paying for the food or the drink. LAM was being played it had it was African beat type of music. Nearly everyone in the premises was seated at tables and eating and drinking. The people were in their best African dress and very smart. I asked [REDACTED] to walk us to the front area and I could see a large picture of the person that has died (which was the same as that on the booklet that Stuart had)When we left the premises I told Peter miller that if both of the doors were closed then he would avoid noise complaints. I said he need to keep control of the door to make sure that when one opens the other needs to be shut to prevent noise escaping and causing a Nuisance to surrounding residents. He said that he would do so. I said that I would pass his details on to the noise team, in case any noise complaints were received. Stuart spoke to them about the parked cars that had been blocking the road when he had arrived. He told them that the vehicles would prevent access to the emergency services if needed. Mr Miller said that he will address this in the future. I called the NT and asked the call centre to get a NT officer to call me back. ALEX QUAYE called me back and I gave him an update and Mr [REDACTED] contact number. Alex confirmed that they had not received any complaints as yet. As we were walking back to our vehicle, there were 2 young men on their mobiles and I heard one of them say' I have to go now as I have to get back to my aunties party'

### Appendix D – History of visits to the premises by the Night Time Economy Team

11/10/2015	00:27 NTE Visit	11/10/2015 00:27 WJM Monitoring of Manor Grove area with Ken Dale (KD). We drove around Penarth Street, Hatcham Road, Ilderton Road, Ormside Street, Manor Grove and Record Street and observed the following: The area was quiet except for River of Life which was being used for a religious service with families in attendance, young and old people were dressed in suits or 'traditional' African clothing, some people appeared to be in religious attire. There wasn't any sound escape from R.O.L at that time. We noted people taking trays of food in. All other premises appeared to be shut as their doors were closed, nobody was queuing to get in and no sound escape could be heard from other premises. On Hatcham Road cars were parked the entire length of the street on both sides of the road. There was also heavy car parking on Manor Grove. We didn't notice any groups of people congregating or arriving in the area while we were there and witnessed no noise from car stereos, people noise or ASB.
17/10/2015	00:15 NTE Visit	17/10/2015 00:15 FRC Has an event on tonight, lots of people dressed up going inside. They are not wearing traditional African clothes this appears like a club or function on tonight. Lots of barriers in place and signs outside on hatcham road on the barriers stating NO PARKING, road looks fairly empty, not congested like it is usually. No music audible from outside the venue. Driven past ormside street and Penarth centre looks all quiet no music audible at present.
17/10/2015	1:26 NTE Visit	17/10/2015 1:26 FRC Called police asked us to visit River of Life centre and take photographs of the No parking sign we seen, we visited and took photos. Keith Dempster said that River of Life had some stabbings few weeks ago and they are not allowed to have any events as they do not have planning permission for this. To send photos to Keith on Monday.
17/10/2015	1:27 NTE Visit	Shut ATOV
23/10/2015	20:35 NTE Visit	23/10/2015 20:35 FRC closed shutters down
24/10/2015	00:51 NTE Visit	closed no activity
24/10/2015	20:57 NTE Visit	24/10/2015 20:57 FRC premises open lots of cars parked some event people dressed up going inside the premises.
24/10/2015	23:40 NTE Visit	24/10/2015 23:40 FRC visited with Police Stu Wythe and Justin Miller, as we entered Police officers had hostility from door staff. We went there with Police and PC Stu Wythe had a bit of a scuffle with door staff they obstructed us from going inside. There were approximately 400-500 people inside there was a Church party celebrating 10 years, there were lots of Alcohol and food on the tables, also DJ playing loud music. We did not see the organiser or [REDACTED] they were not available. Later a man came to see us who was the usual SIA door man, and apologised for the behaviour of the first door staff. It was Amazing Grace Association UK 10 year party a banner was displayed. I took some photos of the inside of the river of life centre.
07/11/2015	00:01 NTE Visit	7/11/2015 00:01 FRC doors open staff taking delivery a van is parked outside, no party on tonight. No parked cars outside and no public seen, no music all quiet.
07/11/2015	21:41 NTE Visit	7/11/2015 21:41 FRC closed shutters down, no activity, not many cars parked outside tonight.
21/11/2015	20:05 NTE Visit	21/11/2015 20:05 FRC closed at time of visit
21/11/2015	23:54 NTE Visit	21/11/2015 23:54 FRC premises open doors were open, door staff were outside informed NTE police, Stu Wythe said he would do a visit later.
22/11/2015	2:25 NTE Visit	22/11/2015 2:25 FRC driven past River of life centre with the Police at 2:25hrs they were open had a party "liberian Mandingo association" party police did not go inside as they were closing we seen door staff outside.
02/01/2016	21:44 NTE Visit	2/ 1/2016 21:44 FRC closed atov

Date 21/1/2016



© Crown copyright and database rights 2011 Ordnance Survey (0)100019252.

Scale 1/957

Mr. Wesley McArthur

**LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2015-16**

**NOTE:** Original held by Constitutional Team; all amendments/queries to Andrew Weir - Tel: 020 7525 7222

Name	No of copies	Name	No of copies
<b>Members</b>		<b>Officers</b>	
Councillor Renata Hamvas (Chair)	1	Debra Allday, Legal team	1
Councillor Sandra Rhule	1	Wesley McArthur, Licensing team	1
Councillor Charlie Smith	1	Michael Turay, Environmental Protection Team	1
<b>Reserve</b>			
Councillor David Hubber	By Email	Andrew Weir (spares)	3
		<b>Total printed copies: 9</b>	
		<b>Dated: 22 January 2016</b>	