

Licensing Sub-Committee

Thursday 18 May 2017
10.00 am

Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

Membership

Councillor Renata Hamvas (Chair)
Councillor Sunny Lambe
Councillor Adele Morris

Reserves

Councillor Sandra Rhule

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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Contact

Andrew Weir on 020 7525 7222 or email: andrew.weir@southawrk.gov.uk

Members of the committee are summoned to attend this meeting

Eleanor Kelly
Chief Executive
Date: 9 May 2017



Licensing Sub-Committee

Thursday 18 May 2017
10.00 am

Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

Order of Business

Item No.	Title	Page No.
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PART A - OPEN BUSINESS

1. APOLOGIES

To receive any apologies for absence.

2. CONFIRMATION OF VOTING MEMBERS

A representative of each political group will confirm the voting members of the committee.

3. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT

In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.

5. LICENSING ACT 2003: LEADBELLY'S BAR & KITCHEN, UNIT C, MONTREAL HOUSE, SURREY QUAYS ROAD, LONDON SE16 7AQ 1 - 41

6. LICENSING ACT 2003: UNIT 8, 133 COPELAND ROAD, SE15 3SN 42 - 87

ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

PART B - CLOSED BUSINESS

EXCLUSION OF PRESS AND PUBLIC

The following motion should be moved, seconded and approved if the sub-committee wishes to exclude the press and public to deal with reports revealing exempt information:

“That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1-7, Access to Information Procedure rules of the Constitution.”

ANY OTHER CLOSED BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

Date: 9 May 2017

Item No. 5.	Classification: Open	Date: 18 May 2017	Meeting Name: Licensing Sub-Committee
Report title:		Licensing Act 2003: Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ	
Ward(s) or groups affected:		Rotherhithe	
From:		Strategic Director of Environment and Social Regeneration	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Paul Graham to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as: Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ.
2. Notes:
 - The application seeks to vary the premises licence held under current legislation in respect of the premises known as: Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ, under section 34 of the Licensing Act 2003. Existing permitted licensable activities are not under consideration at this meeting. The variation application is subject to representations submitted by responsible authorities and / or other persons and is therefore referred to the sub-committee for determination.
 - Paragraphs 9 to 12 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix B. A map showing the location of the premises is attached as Appendix F.
 - Paragraphs 15 to 23 of this report deal with the representations submitted in respect of the application. Copies of the representations and related correspondence are attached in Appendices C and D.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 received royal assent on 10 July 2003. The Act provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, this council wholly administers the licensing responsibility.

5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
 - The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.

6. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The Licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.

7. The premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other interested parties within the local community may make representations on any part of the application where relevant to the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

The current premises licence

8. The current premises licence in respect of the premises known as Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, SE16 7AQ was issued on 27 September 2016 and allows the following licensable activities:
 - The sale of alcohol to be consumed on and off the premises, recorded music:

Sunday to Thursday	between 09:00 and 22:30
Friday and Saturday	between 09:00 and 23:30

 - Opening hours:

Sunday to Thursday	between 09:00 & 23:00
Friday and Saturday	between 09:00 & 00:00 (midnight).

A copy of the existing premises licence is attached as Appendix A.

The variation application

9. On 23 February 2017 Paul Graham applied under section 34 of the Licensing Act 2003 to this council to vary the premises licence issued in respect of the premises known as Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ.

10. The application is summarised as follows:
- To amend the hours permitted for the sale of alcohol and provision of recorded music at the premises to:

Monday to Thursday	between 09:00 and 00:00
Friday and Saturday	between 09:00 and 01:00
Sunday	between 09:00 and 22:30
 - To amend the opening hours permitted in respect of the premises to:

Monday to Thursday	between 09:00 and 00:30
Friday and Saturday	between 09:00 and 01:30
Sunday	between 09:00 and 23:00.
11. The premises licence application form provides the applicant's operating schedule. Part M sets out the proposed operational control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should an amended premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be included in the licence.
12. **N.B.** The application also states that the applicant wishes to allow late night refreshment until 23:00 on Monday to Saturday. This is to be ignored as late night refreshment hours commence at 23:00.
13. A copy of the application and related correspondence are attached to this report as Appendix B.

Designated premises supervisor

14. The designated premises supervisor (DPS) under the existing premises licence is Annmarie Barwick.

Representations from responsible authorities

15. Representations have been submitted by this council's public health director, environmental protection team and also by the Metropolitan Police Service.
16. The public health director's representation was submitted in respect of the prevention of crime and disorder, the prevention of public nuisance and the protection of public safety licensing objectives. The representation notes that the premises are in Canada Water Major town centre area and erroneously states that the hours sought in regards to the sale of alcohol align with what is recommended in this council's statement of licencing policy. The representation requests that a condition be imposed requiring that the sale of alcohol at the premises is ancillary to a meal.

N.B. This council's statement of licencing policy does not provide recommended hours in respect of licensable activities; it provides recommended hours in regards to closing times. The recommended closing times in the statement of licencing policy for restaurants and cafes in Canada Water major town centre area are Friday to Saturday 01:00 and Sunday to Thursday 00:00 (midnight) and for public houses, wine bars or other drinking establishments they are Friday to Saturday 00:00 hours and Sunday to Thursday 23:00.

17. The representation from the Metropolitan Police Service contends that the applicant has offered little in the way of additional control measures to counter the possible impact that the proposed extension of operating hours would have on the licensing objectives. The Metropolitan Police Service have not proposed any conditions and recommends that the application is refused.
18. The environmental protection team's representation was submitted in respect of the prevention of public nuisance licensing objective. The representation stated various proposed additional licence conditions. The applicant accepted the proposed conditions and the environmental protection team withdrew their representation.
19. Copies of the representations submitted by responsible authorities are attached as Appendix C
20. **N.B.** Please note that the representations from both the director of public health and the Metropolitan Police Service refer to the premises as Tasti. This is the premises name that the premises at Unit C, Montreal House, Surrey Quays Road, SE16 7AQ previously operated under. It can be confirmed that the premises at Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ now operates under the name Leadbelly's Bar & Kitchen and that the director of public health and the Metropolitan Police Service's representations refer to the same premises.

Representations from other persons

21. Representations have been submitted two local ward councillors and one local resident.
22. The ward councillors both note that the premises are underneath a residential building and state that the proposed extension of operating hours would increase the possibility of noise nuisance and disturbance and are not suitable for a predominantly residential area. The representations request that the application is refused.
23. The local resident's representation objects to the application. The representation is concerned by the noise and nuisance implications of the proposed extension of operating hours. The representation also contends that the proposed extension of operating hours could affect local residents' ability to enjoy their homes and also present concerns in respect of anti-social behaviour.
24. Copies of the representations submitted by other persons are attached as Appendix D.

Conciliation

25. The applicant was sent copies of the representations and was advised to contact the responsible authorities and local ward councillors directly to facilitate conciliation of their representations. The applicant was also advised that they could reply to the local resident's representation via the licensing unit. Following communication between the applicant and the environmental protection Team the environmental protection team withdrew their representation. At this time all other representations remain outstanding and must be considered by the

licensing sub-committee. The licensing sub-committee will be informed of any further conciliation at the hearing to determine the application.

Operating history

26. The current premises licence in respect of the premises was issued in 27 September 2016.
27. On 23 February 2017 Paul Graham applied under section 34 of the Licensing Act 2003 to this council to vary the premises licence issued in respect of the premises known as Leadbelly's Bar & Kitchen, Unit C, Montreal House, Surrey Quays Road, London SE16 7AQ.
28. No complaints have been received by the Licensing Unit in regards to the premises.
29. The premises have not yet been inspected by the Licensing Unit.
30. A list of all temporary event notices submitted in respect of the premises is attached in Appendix E.

Map

31. A map of the area is attached to this report as Appendix F. The premises are identified at the centre of the map. The following premises are shown on the map and licensed as stated:

- **Canada Water Plaza, 21 Water Sports, Surrey Quays Road, SE16 7AR** licensed for:

Live music, recorded music, entertainment similar to live / recorded music, films performance of dance, plays: Monday to Saturday from 10:00 to 22:00 and Sunday from 11:00 to 22:00

- **Canada Water Library, 21 Canada Water Library, Surrey Quays Road, SE16 7AR** licensed for:

Live music, recorded music entertainment similar to live / recorded music, films performance of dance plays, sale by retail of alcohol: Monday to Sunday from 08:00 to 00:00

Late night refreshment: Monday to Sunday from 23:00 to 00:00

- **Sainsbury's, 30 & 32 Ontario Point Surrey Quays Road, SE16 7ED** licensed for:

The sale of alcohol: Monday to Sunday from 06:00 to 00:00

Southwark council statement of licensing policy

32. Council assembly approved Southwark's statement of licensing policy 2016 - 2020 on 25 November 2015. The policy came into effect on 1 January 2016. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:

- Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications
 - Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority’s approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective
 - Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
33. The purpose of Southwark’s statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.
34. The premises fall within Canada Water major town centre area. The statement of licensing policy recommends the following closing times in respect of the types of premises stated:
- **Restaurants and cafes**
 Friday and Saturday: 01:00
 Sunday to Thursday: 00:00
 - **Public houses, wine bars or other drinking establishments**
 Friday and Saturday: 00:00
 Sunday to Thursday: 23:00.

Resource implications

35. A fee of £315.00 being the statutory fee payable for premises within non-domestic rateable value band C has been paid by the applicant company in respect of this application.

Consultation

36. Consultation has been carried out in respect of this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local newspaper and a similar notice exhibited at the premises for a period of 28 consecutive days.

Community impact statement

37. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

38. The sub-committee is asked to determine the application to vary the premises licence under Section 34 of the Licensing Act 2003.
39. The principles which sub-committee members must apply are set out below.

Principles for making the determination

40. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.
41. The general principle is that applications for variation must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
42. Relevant representations are those which
- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
 - Are made by an other party or responsible authority
 - Have not been withdrawn
 - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
43. If relevant representations are received then the Sub-Committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to
- Add to, omit, and/or alter the conditions of the licence or,
 - Reject the whole or part of the application for variation.

Conditions

44. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the variation, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
45. The four licensing objectives are
 - The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
46. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.
47. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to late night refreshment and take away aspect of the licence must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
48. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films and in respect of door supervisors. The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2003 introduced 3 new conditions in respect of irresponsible promotions, the oral dispensing of alcohol and free tap water. In October 2010 an additional 2 conditions will come into force – age verification policy and smaller measures for alcoholic drinks.
49. Members are also referred to the Home Office revised guidance on conditions.

Reasons

50. If the sub-committee determines that it is necessary to modify the conditions, or to refuse the application for to vary the premises licence, it must give reasons for its decision.

Hearing procedures

51. 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 representations.
 - 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 application.
- The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives
 - 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 any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing
52. This matter relates to the determination of an application to vary a premises licence under section 34 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

The council's multiple roles and the role of the licensing sub-committee

53. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
54. 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.
55. As a quasi-judicial body the licensing sub-committee is required to consider the application 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 all persons entitled to make representations to them.
56. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents

for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

57. 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.
58. Under the Human Rights Act 1998, the sub committee needs to consider the balance between the rights of the applicant and those making representations 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.
59. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee 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.

Guidance

60. Members are required to have regard to the Home Office 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.

Strategic Director of Finance and Governance

61. The head of regulatory services has confirmed that the costs of this process over and above the application fee are borne by the service.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 Home Office Guidance to the Act Secondary Regulations Southwark statement of licensing policy Case file	Southwark Licensing, C/O Community Safety & Enforcement, 160 Tooley Street, London, SE1 2QH	Mrs Kirty Read Tel: 020 7525 5748

APPENDICES

Name	Title
Appendix A	Copy of the existing premises licence
Appendix B	Copies of the application
Appendix C	Copies of the representations submitted by the responsible authorities and related correspondence
Appendix D	Copies of the representations submitted by other persons
Appendix E	List of temporary event notices submitted in respect of the premises
Appendix F	Map of the local area

AUDIT TRAIL

Lead Officer	Deborah Collins, Strategic Director of Environment and Social Regeneration	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	28 April 2017	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		5 May 2017

Licensing Act 2003 Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

854922

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Unit C Montreal House Surrey Quays Road London SE16 7AQ	
Ordnance survey map reference (if applicable), 179538535544	
Post town London	Post code SE16 7AQ
Telephone number	

Where the licence is time limited the dates
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Licensable activities authorised by the licence
Recorded Music - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

The opening hours of the premises
For any non standard timings see Annex 2
Monday 09:00 - 23:00
Tuesday 09:00 - 23:00
Wednesday 09:00 - 23:00
Thursday 09:00 - 23:00
Friday 09:00 - 00:00
Saturday 09:00 - 00:00
Sunday 09:00 - 23:00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies
Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Recorded Music - Indoors

Monday	09:00 - 22:30
Tuesday	09:00 - 22:30
Wednesday	09:00 - 22:30
Thursday	09:00 - 22:30
Friday	09:00 - 23:30
Saturday	09:00 - 23:30
Sunday	09:00 - 22:30

Sale by retail of alcohol to be consumed on premises

Monday	09:00 - 22:30
Tuesday	09:00 - 22:30
Wednesday	09:00 - 22:30
Thursday	09:00 - 22:30
Friday	09:00 - 23:30
Saturday	09:00 - 23:30
Sunday	09:00 - 22:30

Sale by retail of alcohol to be consumed off premises

Monday	09:00 - 22:30
Tuesday	09:00 - 22:30
Wednesday	09:00 - 22:30
Thursday	09:00 - 22:30
Friday	09:00 - 23:30
Saturday	09:00 - 23:30
Sunday	09:00 - 22:30

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Paul Graham

[Redacted address and contact information]

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Annmarie Barwick

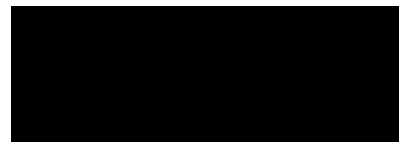
[Redacted address and contact information]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence No. [Redacted]

Authority [Redacted]

Licence Issue date 27/09/2016



Head of Regulatory Services
Hub 2, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

100 No supply of alcohol may be made under the Premises Licence -

(a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or

(b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

101 Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

485 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

487 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

488 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or

such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either

- (a) a holographic mark; or
- (b) an ultraviolet feature.

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

491 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purpose of the condition set out in paragraph (1):

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V),$$

where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence:

(ii) the designated premises supervisor (if any) in respect of such a licence; or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually

given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax; (2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

288 That a CCTV system be installed at the premises and be maintained in good working order to the satisfaction of the Metropolitan Police and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises.

289 That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to Officers of the Police and the Council.

341 Notices will be displayed warning of pickpockets.

342 No drinks promotions encouraging excessive drinking we be in operation at the premises at any time.

302 A clear written anti - drugs policy will be established and in operation at the premises and available for inspection and shall, upon request, be made immediately available to Officers of the Police and the Council.

343 Only stock from legitimate and traceable suppliers will be used.

344 Hawkers will not be permitted access into the premises.

4AD SIA staff will be employed for events and busy periods to regulate capacity / age restrictions / drunk behaviour.

345 There will be no gaming or adult entertainment on the premises.

346 Under 16's to be accompanied by an adult at all times the premises is operational.

305 Signage will be displayed directing patrons to a safe means of escape.

172 The Licensee / Duty Manager shall ensure that an adequate and appropriate supply of first aid equipment and materials is available on the premises. If required, at least one suitably trained first aider shall be on duty when the public are present. If more than one suitably trained first-aider is present, each person's responsibilities shall be clearly identified.

4AG The premises shall operate an age verification policy namely 'Challenge 21" whereby customers purchasing alcohol who look or appear to be under 21 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.

4AC Challenge 21 signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that Challenge 21 policy applies and proof of age may be required.

347 That the capacity of the premises shall be limited to 160 patrons at any one time.

348 That all sales of alcohol for consumption off the premises shall be in sealed containers only.

349 That no more than five smokers shall be permitted to smoke outside at any one time.

Licence No. 854922

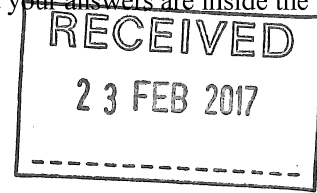
Plan No. 291-036

Plan Date N/A

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.



I/We PAUL GRAHAM

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 854922
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description UNIT C MONTREAL HOUSE SURREY QUAYS ROAD			
Post town	LONDON	Postcode	SE16 7AQ

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£69,000

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
[]	[]	[]

(DD/MM/YYYY)	
--------------	--

Please describe briefly the nature of the proposed variation (see guidance note 2)

	<p>To extend licensable activities on the premises licence, for retail sale of alcohol and regulated entertainment (background music) to 00:00hrs Monday to Thursday and to 01:00 on Friday and Saturday.</p> <p>To extend the closing time of the premises to 00:30hrs Monday to Thursday and to 01:30 on Friday and Saturday to allow for a 30 minute drinking up time and safe, quiet dispersal of customers.</p>
--	--

If 5,000 or more people attend the premises at any one time, please state the number

Please select number from range	Less than 5000
If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time. Please state the number expected to attend	

What licensable activities do you intend to carry on from the premises?

	(Please see sections 1 and 14 of the Licensing Act 2003 and schedule 1 and 2 to the Licensing Act 2003)
--	---

Provision of regulated entertainment

	f) recorded music

Provision of late night refreshment

	i) Late night refreshment
--	---------------------------

Supply of alcohol

	j) Supply of alcohol
--	----------------------

Will the playing of recorded music take place indoors or outdoors or both? (Please read guidance note 3)

	Indoors
--	---------

Please give further details here (Please read guidance note 4)

	Recorded music to be played indoors in the restaurant and bar area as background music. The music will be played through speakers linked to a music system controlled by management with a limited volume level.
--	--

Standard days and timings for Recorded Music (Please read guidance note 7)

Day	Start	Finish
Mon	09:00	00:00
Tues	09:00	00:00
Wed	09:00	00:00
Thur	09:00	00:00
Fri	09:00	01:00
Sat	09:00	01:00
Sun	09:00	22:30

State any seasonal variations for playing recorded music (Please read guidance note 5)

--	--

Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed. (Please read guidance note 6)

--	--

Will the provision of late night refreshment take place indoors or outdoors or both? (Please read guidance note 3)

	Indoors
--	---------

Please give further details here (Please read guidance note 4)

	Late night refreshment to be up to 23:00 Monday to Saturday.
--	--

Standard days & timings for Late night refreshment (Late night start time is from 23.00, see guidance notes 7)

Day	Start	Finish
Mon		
Tues		
Wed		
Thur		
Fri		
Sat		
Sun		

State any seasonal variations for the provision of late night refreshment (Please read guidance note 5)

--	--

Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed. Please list, (Please read guidance note 6)

--	--

Will the supply of alcohol be for consumption (Please read guidance note 8)

	Both
--	------

Standard days and timings for Supply of alcohol (Please read guidance note 7)

Day	Start	Finish
Mon	09:00	00:00
Tues	09:00	00:00
Wed	09:00	00:00
Thur	09:00	00:00
Fri	09:00	01:00
Sat	00:00	01:00
Sun	09:00	22:30

State any seasonal variations for the supply of alcohol (Please read guidance 5)

--	--

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed. Please list, (Please read guidance note 6)

--	--

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (Please read guidance note 9)

	No adult entertainment, services or activities will be permitted in the premises at any times.
--	--

Hours premises are open to the public (standard timings Please read guidance note 7)

Day	Start	Finish
Mon	09:00	00:30
Tues	09:00	00:30
Wed	09:00	00:30
Thur	09:00	00:30
Fri	09:00	01:30
Sat	09:00	01:30
Sun	09:00	23:00

State any seasonal variations (Please read guidance note 5)

--	--

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed. Please list, (Please read guidance note 6)

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Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

	None
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a) General - all four licensing objectives (b,c,d,e) (Please read guidance note 10)

	In preparation for this application we have had regard to the Southwark Council statement of licensing policy, section 182 Guidance and the Licensing Act 2003. The standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.
--	--

b) the prevention of crime and disorder

	A CCTV system is installed at the premises and will be maintained in good working order, continually recording at all times. Cameras will cover key areas including outside area, customer areas, tills and toilet entrance area. All footage will be stored for at least a period of 31 days and shall on request be made available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the
--	--

	<p>operation of the CCTV and able to download the footage upon request.</p> <p>All sale of alcohol will be authorised by a personal licence holder. All members of management are to be trained in responsible retailing of alcohol and hold a recognised personal licence. At least one member of management is to be on duty at all times. At busier times more than one license holding manager is to be on duty.</p> <p>An incident log book will be operated at all times the premises is in operation. This incident log book will record any incidents of crime and disorder and will be available immediately upon request by a police officer or an authorised officer of the council.</p> <p>No irresponsible drinks promotions are to be in place at any time. No drinking games are to be permitted. No low price and high strength alcoholic drinks available at any time.</p> <p>Free easily accessible drinking water will be available to customers of the premises in the bar area.</p>
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c) public safety

	<p>All escape routes and exits including external exits shall be maintained unobstructed, in good order with non- slippery and even surfaces, free of trip hazards and clearly identified in accordance with the approved arrangements. Security lighting will be in operation at the front of the premises whilst licensable activities are taking place at the premises.</p> <p>The fire alarm system at the premises shall be maintained and kept in full working order.</p> <p>A fire log book shall be kept at the premises. The details of any outbreak of fire at the premises and any subsequent action taken shall be recorded in the fire log book. The fire log book shall be made available to officers of the council, police or fire brigade on request</p> <p>All fire extinguishers at the premises will be checked annually. Sufficient fire - fighting equipment of a type suitable in respect of the operation of the premises shall be kept at the premises in unobstructed and easily accessible locations.</p> <p>Staff shall be trained in the use of the fire fighting equipment and a record of such training (including the date of the training, and the names and signatures of the trainee and trainer) shall be kept in the fire log book.</p> <p>Management will ensure adequate staff are on duty to maintain proper management control. Staff and management will actively monitor customers on the premises and will not supply customers who are intoxicated.</p> <p>A regular collection of glasses will be maintained in all areas of the premises to keep areas safe and clean for all customers.</p>
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d) the prevention of public nuisance

	<p>A taxi hire company number will be made available at the premises for patrons to book a taxi home.</p> <p>A designated member of staff will be given the duty and responsibility to inspect the inside and outside areas at regular periods / intervals for loud singing or amplified voices emanating from the premises. Where this is found to be audible in the neighbourhood, the licensee shall take all reasonable steps and endeavours to ensure that noise nuisance does not effect local residents.</p> <p>At the closing hour at the premises, announcements shall be made requesting that customers leave the premises in a quiet and orderly manner. A zero tolerance approach to noise disturbance by patrons will be in operation at the premises.</p>
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	<p>All doors and windows to the premises shall be closed during licensed entertainment, other than for the access and exit of customers to and from the premises.</p> <p>The premises shall ensure that no noise or vibration associated with the licensable activities from the licensed premises including external areas is excessively audible with adjoining residential accommodation. Excessive noise will not be tolerated at the premises. Customers who cause excessive noise will be asked to leave the premises.</p> <p>The premises shall lower music levels in the final 30 minutes of operation to reduce conversational volume and excitement of patrons in preparation for them exiting the building in a respectful and quiet manner.</p>
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e) the protection of children from harm

	<p>An age identification scheme shall be established and maintained.</p> <p>A challenge 25 scheme shall be maintained at the premises requiring that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.</p> <p>All staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the council's authorised officers or the police.</p> <p>Children will only be permitted into the premises if accompanied by an adult. After 20:00 children will not be permitted to stay in the bar area but may remain in the restaurant with a responsible adult for a meal. All children will be required to leave the premises by 11pm.</p> <p>Challenge 25 signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that Challenge 21 policy applies and proof of age may be required.</p> <p>To ensure a good range of soft and low/no alcohol drinks are made available for designated drivers, including non-alcoholic cocktails.</p>
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If the plan of the premises are varying please upload a plan of the premises,

Upload proposed plans	
Upload existing plans	

Checklist

	<p>I understand that I must now advertise my application. I understand that if I do not comply with the above requirements my application will be rejected.</p>
--	--

I agree to the above statement

	I agree
PaymentDescription	XXXXXXXXXX

AuthCode	[REDACTED]
LicenceReference	[REDACTED]
PaymentContactEmail	

Please provide name of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If completing on behalf of the applicant, please state in what capacity.

Full name	Annmarie Barwick
Date (DD/MM/YYYY)	17/02/2017
Capacity	500

Where the premises licence is jointly held, please enter the 2nd applicants name (the current premises licence holder) or 2nd solicitor or other authorised agent (please read guidance note 13). If completing on behalf of the applicant, please state i

Full name	
Date (DD/MM/YYYY)	
Capacity	

Contact name (where not previously given) an address for correspondence associated with this application (please read guidance note 14)

Contact name and address for correspondence	Annmarie Barwick [REDACTED]
Telephone No.	[REDACTED]
If you prefer us to correspond with you by e-mail, your email address (optional)	[REDACTED]

The information you provide will be used fairly and lawfully and Southwark Council will not knowingly do anything which may lead to a breach of the Data Protection Act 1998.

From: Sharpe, Carolyn **On Behalf Of** Public Health Licensing
Sent: Wednesday, March 15, 2017 3:31 PM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: Major Variation for Tasti, Unit C, Montreal House

To whom it may concern:

Re: Unit C Montreal House, Surrey Quays Road, London SE16 7AQ

On behalf of the Acting Director of Public Health for Southwark (a responsible authority under the Licensing Act 2003) I wish to make representation in respect of the above.

The representation is made in respect of the following licensing objective(s):

- The prevention of crime and disorder
- Prevention of public nuisance
- Public safety

General Comments

Public Health are in receipt of an application from the above premise for a major variation to the premises license to extend the hours for alcohol sales on/off the to 00:00 on Mondays to Thursdays and 01:00 on Fridays and Saturdays.

This premise is located within Canada Water Major Town centre and the hours requested would align with what is recommended in Southwark's Statement of Licensing policy for restaurants and cafes. Therefore I recommend the premise is conditioned to operate as a restaurant in that sale of alcohol are only permitted ancillary to a meal.

If you have any further questions, please do not hesitate to contact me.

Carolyn Sharpe carolyn.sharpe@southwark.gov.uk

on behalf of Dr Jin Lim, Acting Director of Public Health



The Licensing Unit
 Floor 3
 160 Tooley Street
 London
 SE1 2QH

Metropolitan Police Service
Licensing Office
 Southwark Police Station,
 323 Borough High Street,
 LONDON,
 SE1 1JL

Tel: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/ 2930/17

Date: 16th March 2017

Dear Sir/Madam

Re:- Tasti Unit C Montreal House Surrey Quays Road SE16 7AQ

Police are in possession of an application from the above for a variation to a premises licence. The current licence allows for the sale of alcohol until 2300 hrs with a terminal hour for the premises of 2330hrs.

With regard to the sale of alcohol, these hours sit within Southwark's statement of licensing policy. The application would bring the hours considerably outside of this policy and therefore requires consideration from the licensing sub committee.

The applicant wishes to extend the opening hours of the premises Monday to Thursday until 0030 hrs and 0130hrs on Friday and Saturday Nights.

The premises is located underneath a residential unit and within close proximity to a number of other residential apartments. My concerns relate to both the prevention of crime and disorder and the prevention of public nuisance licensing objectives.

Although a substantial increase in hours has been applied for, the applicant has offered little in the way of additional control measures to counter the possible impact these hours would have on the licensing objectives.

I myself would be reluctant to offer any suggested control measures to counter the possible impact. As we see on a regular basis it's not the noise or nuisance emanating from inside a venue, but the noise and nuisance associated with patrons once outside and beyond the control of the licensed premises.

I am of the opinion that this matter should go before the licensing subcommittee for consideration that the additional hours are refused.

Yours Sincerely
 Pc Ian Clements 363MD
ian.clements@met.pnn.police.uk

From: Earis, Richard
Sent: Tuesday, April 25, 2017 11:23 AM
To: McArthur, Wesley
Subject: RE: License major variation application: Unit C, Montreal House

Hi Wesley,

Yes, confirmed on the basis of acceptance of the conditions below.

Kind Regards,

Richard

Richard Earis
Principal Environmental Protection Officer
Environmental Protection Team

From: McArthur, Wesley
Sent: Tuesday, April 25, 2017 11:22 AM
To: Earis, Richard
Subject: RE: License major variation application: Unit C, Montreal House

Hi Richard,

Please confirm whether you withdraw your representation or not.

Regards,
Wesley McArthur
Principal Enforcement Officer
London Borough of Southwark
E-mail: wesley.mcarthur@southwark.gov.uk
General: licensing@southwark.gov.uk
Phone: 020 7525 5779
Fax: 020 7525 5705
Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1
2QH

From: Earis, Richard
Sent: Monday, April 24, 2017 8:55 AM
To: McArthur, Wesley
Subject: FW: License major variation application: Unit C, Montreal House
Importance: High

Hi Wesley,

See below for conciliation\agreement with applicant and final conditions for operating schedule.

Kind Regards,

Richard

Richard Earis
Principal Environmental Protection Officer
Environmental Protection Team

From: annmarie barwick
Sent: Saturday, April 22, 2017 12:41 AM
To: Earis, Richard
Subject: Re: License major variation application: Unit C, Montreal House

Hi Richard,

Thank you for clarifying the points below.

As discussed, I can confirm we are happy to continue with the conditions you have proposed and can therefore avoid having to advance this to a hearing.

Kindest regards,

Annmarie

General Manager

Leadbelly's Bar & Kitchen
Montreal House
Market Square
Canada Water
London
SE16 7AQ

On 21 Apr 2017, at 14:52, Earis, Richard <Richard.Earis@southwark.gov.uk> wrote:

Dear Annmarie,

Further to our telephone conversation today, I understand that the amplification equipment is only capable of producing background music and that you have no wish to use this equipment for any other purpose.

As an alternative to requiring a sound limiter would you accept the following condition?

- Any music played on the premises at any time shall remain at a volume that permits normal conversation and the volume control of any music shall be behind the bar/counter or other private area and in the full control of staff at all times.

For clarity the other conditions would then be as reproduced below:

- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or anti-vibration mats.
- No external areas of the premises shall be used for the purposes of licensed entertainment.
- All external doors and doors to noise lobbies used by patrons to enter the premises shall have self-closers to the doors in accordance with BS 6459 Pt. 1 1984.
- A comprehensive Dispersal Policy shall be produced and implemented at the premises, with all staff trained on the most up to date policy. A record of staff training on the Dispersal Policy shall be kept

at the premises and a copy of the policy and training records be made available to the council or police on request.

Please confirm this is acceptable and we can avoid the need for our concerns to be discussed at a hearing.

Kind Regards,

Richard Earis
Principal Environmental Protection Officer
Environmental Protection Team

From: annmarie barwick
Sent: Thursday, March 16, 2017 2:48 AM
To: Earis, Richard; McArthur, Wesley
Subject: Re: License major variation application: Unit C, Montreal House

Dear Richard,

Thank you for your email detailing the objections you have to our extension application. I appreciate your feedback and more than happy to work with you to ensure all residents are undisturbed. For ease I have written my thoughts and responses, to the points raised below, in red next to each point.

I know the flats of Montreal House were sound attenuated during construction and our premises has had insulation buffers fitted to the ceiling so we should hopefully have no sound leakage but happy to test this out. If you wish to discuss any further, or indeed you want to come down to see us, I'd be happy to assist - please do not hesitate to email me.

Warm regards,

Annmarie Barwick

General Manager

Leadbelly's Bar & Kitchen
Montreal House
Market Square
Canada Water
London
SE16 7AQ

On 21 Feb 2017, at 15:31, Earis, Richard <Richard.Earis@southwark.gov.uk> wrote:

RE: Major Variation for Unit C, Montreal House
CMU 849690

I have considered the above application and I wish to object on the grounds of prevention of public nuisance.

In light of the proximity of local residents and the proposed increase in operating hours, the controls on the license are not considered sufficient to prevent public nuisance.

I would be prepared to withdraw my objections if the applicant will agree to the following license conditions:

- A sound limiting device shall be installed, set and maintained, to ensure the maximum levels of volume and bass of music, song or speech from licensed entertainment permitted by the amplification system, does not cause a public nuisance in the vicinity of the premises or intrude inside the nearest or most exposed noise sensitive premises.
Our music system is only used for background music in the restaurant and ambient music in the bar. Because of this, our music system has a limit already set to the output meaning the music could not be turned louder than this set outgoing volume. I am happy for this to be tested.
- Should there be any change to the equipment involved in the amplification, broadcast or limiting of sound from licensed entertainment, that the sound limiter/s be re-set, in conjunction with a qualified sound engineer, to ensure that any music, speech or song from licensed entertainment is not audible at nearby residential premises nor will cause a public nuisance in the vicinity of the premises.
- The sound limiting device shall be maintained at the set level there after. **Willing to agree to maintain a set limit of volume in the premises as mentioned above.**
- All audio and musical equipment used in the premises, permitted under the Licensing Act 2003 or the Live Music Act 2012, shall be played through the installed sound limiting device. **As above - happy to keep the limit set on the amplifier.**
- That any additional amplification equipment imported on to the premises by third parties, permitted under the Licensing Act 2003 or the Live Music Act 2012, be connected to and use the installed sound limited circuit. **No additional amplification required**
- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or anti-vibration mats. **All ceiling areas in the property are already insulated from sound.**
- No external areas of the premises shall be used for the purposes of licensed entertainment. **Agreed**
- All external doors and doors to noise lobbies used by patrons to enter the premises shall have self-closers to the doors in accordance with BS 6459 Pt. 1 1984. **Already in compliance**
- A comprehensive Dispersal Policy shall be produced and implemented at the premises, with all staff trained on the most up to date policy. A record of staff training on the Dispersal Policy shall be kept at the premises and a copy of the policy and training records be made available to the council or police on request. **Agreed. The current dispersal policy we have in place will be extended to be more comprehensive and include training records of all staff.**

Kind Regards,

Richard Earis
Principal Environmental Protection Officer
Environmental Protection Team

On 21 Feb 2017, at 15:31, Earis, Richard <Richard.Earis@southwark.gov.uk> wrote:

**RE: Major Variation for Unit C, Montreal House
CMU 849690**

I have considered the above application and I wish to object on the grounds of prevention of public nuisance.

In light of the proximity of local residents and the proposed increase in operating hours, the controls on the license are not considered sufficient to prevent public nuisance.

I would be prepared to withdraw my objections if the applicant will agree to the following license conditions:

- A sound limiting device shall be installed, set and maintained, to ensure the maximum levels of volume and bass of music, song or speech from licensed entertainment permitted by the amplification system, does not cause a public nuisance in the vicinity of the premises or intrude inside the nearest or most exposed noise sensitive premises.
- Should there be any change to the equipment involved in the amplification, broadcast or limiting of sound from licensed entertainment, that the sound limiter/s be re-set, in conjunction with a qualified sound engineer, to ensure that any music, speech or song from licensed entertainment is not audible at nearby residential premises nor will cause a public nuisance in the vicinity of the premises.
- The sound limiting device shall be maintained at the set level there after.
- All audio and musical equipment used in the premises, permitted under the Licensing Act 2003 or the Live Music Act 2012, shall be played through the installed sound limiting device.
- That any additional amplification equipment imported on to the premises by third parties, permitted under the Licensing Act 2003 or the Live Music Act 2012, be connected to and use the installed sound limited circuit.
- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or anti-vibration mats.
- No external areas of the premises shall be used for the purposes of licensed entertainment.
- All external doors and doors to noise lobbies used by patrons to enter the premises shall have self-closers to the doors in accordance with BS 6459 Pt. 1 1984.
- A comprehensive Dispersal Policy shall be produced and implemented at the premises, with all staff trained on the most up to date policy. A record of staff training on the Dispersal Policy shall be kept at the premises and a copy of the policy and training records be made available to the council or police on request.

Kind Regards,

Richard Earis

Principal Environmental Protection Officer
Environmental Protection Team

From: Cryan, Stephanie stephanie.cryan@southwark.gov.uk
Sent: Monday, March 06, 2017 12:10 PM
To: Jerrom, Charlie; Whittam, Kath; Williams, Bill
Subject: RE: Major Variation for Tasti, Unit C, Montreal House

Dear Charlie

I wish to make an objection in respect of the change of licensing hours for Leadbelly's. At the original licensing hearing representations were made by local residents and ward councillors which resulted in a reduction of licensing hours and this application appears to try and redress the decision of the original Licensing sub committee.

The premise is underneath a residential building and there is no precedent of any other shop units in this residential block having opening hours past 7pm. The extension of licensing hours would increase the possibility of noise nuisance and disturbance and is out of keeping within a predominantly residential area. The original hearing took this into account and granted a licence with reduced operating hours. Leadbelly's has only been operating for a few months and the impact of noise in the summer months has not yet been assessed.

I would therefore ask that this application to extend the hours be declined.

Cllr Stephanie Cryan
Deputy Leader and Cabinet Member for Housing
Labour Member for Rotherhithe Ward.

Tel: 020 7525 0247
Mob:

From: Williams, Bill bill.williams@southwark.gov.uk
Sent: Tuesday, March 07, 2017 5:35 PM
To: Cryan, Stephanie; Jerrom, Charlie; Whittam, Kath
Subject: RE: Major Variation for Tasti, Unit C, Montreal House

Hi Charlie

I also wish to make an objection in respect of the change of licensing hours for Leadbelly's. At the original licensing hearing representations were made by local residents and ward councillors which resulted in a reduction of licensing hours and this application appears to try and redress the decision of the original Licensing sub committee.

The premise is underneath a residential building and there is no precedent of any other shop units in this residential block having opening hours past 7pm. The extension of licensing hours would increase the possibility of noise nuisance and disturbance and is out of keeping within a predominantly residential area. The original hearing took this into account and granted a licence with reduced operating hours. Leadbelly's has only been operating for a few months and the impact of noise in the summer months has not yet been assessed.

I would therefore ask that this application to extend the hours be declined.

Regards,

Councillor Bill Williams
Chair of Bermondsey & Rotherhithe Community Council
Assistant Whip
Labour Member for Rotherhithe Ward

From:**Sent:** Monday, March 20, 2017 10:59 AM**To:** Regen, Licensing**Cc:** Martin Nicoll; Thomas Griffin**Subject:** Re Licensing Application Trading Name: Leadbelly's Bar & Kitchen Unit C Montreal House, Surrey Quays Road SE16 7AQ

Dear Licensing Committee,

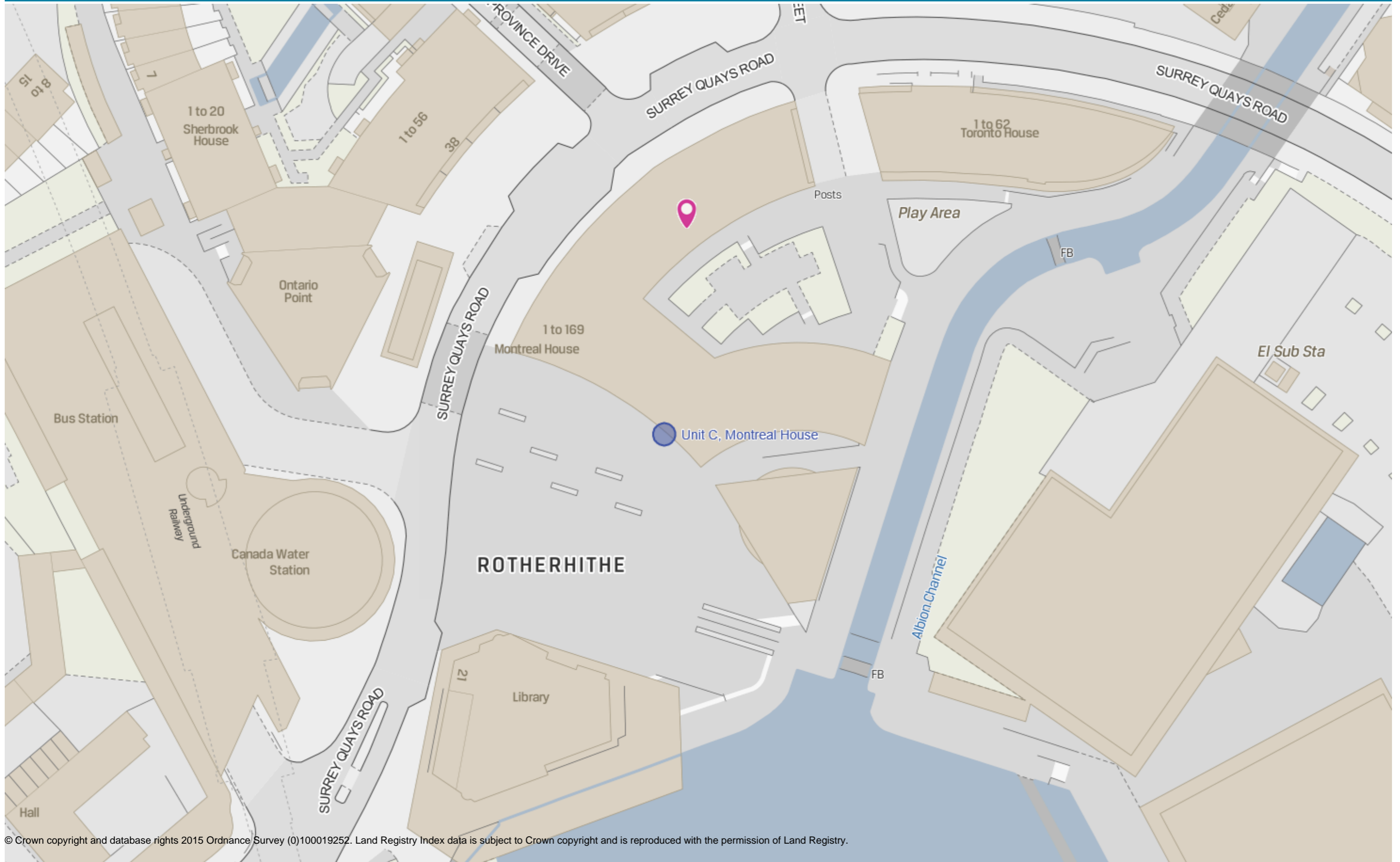
I object to the licensing application requested by Mr. Paul Graham on behalf of Leadbelly's Bar & Kitchen Unit C Montreal House, Surrey Quays Road SE16 7AQ. At present, Mr Paul Graham has a license to operate the retail sale of alcohol till 22:30 pm. As a local leaseholder who lives and faces the courtyard in the adjacent building (Toronto House), I do not feel that any variation to these hours of operation is necessary. I am concerned by the noise and nuisance implications and therefore, I do not accept the sale by retail of alcohol after 22.30 pm as I feel that this is an unreasonable request.

- **Issues of public safety:** We do not accept that the applicant needs to be serving alcohol and possibly providing entertainment e.g. music etc. after 22.30 pm. As a local resident, it is fair and reasonable that we have respite and relaxation in our dwellings of an evening. To this end, we feel that this request is not in keeping with a residential area; has the potential of affecting our rights as leaseholders and tenants as per the terms of our lease; could affect our enjoyment and result in inconvenience.
- **Issues of crime and disorder:** We do not accept that serving alcohol after 22.30 pm in a residential area provides a safe or inviting environment. It presents anti-social concerns and behaviour. We are concerned by the effects to our residents (children and adults) given our proximity. We are concerned by those loitering around the buildings, the proximity to the residential car park and the issues of public liability that could arise and the potential of noise and general nuisance. It would be deemed unreasonable for us to feel unsafe when trying to enter our buildings.
- **Issues of inconvenience:** We could be heading into a potentially humid summer. We are concerned that due to noise implications we would not be able to keep our windows open. The planning department, Southwark Council, approved our dwellings without air conditioning vents therefore, we do not wish to have our enjoyment affected in any way.
- We wish to avoid being inconvenienced by potential changes to our public liability and insurance. This could result in unnecessary inconvenience and costs to those living in the dwellings if we had to raise complaints with the onsite porter on our behalf.

In summary, we do not feel that a variance is required as the applicant can trade until 22.30 pm. To this end, we wish to implore the licensing committee to take into consideration the views of the local residential tenants and rate payers to avoid having our rights infringed upon in any way. Given that the commercial space is located under a residential building, in my opinion, the retail sale of alcohol should be limited to 22.30 pm.

Kind regards,

Start date	End date	Times	Max attendees	Sale of alcohol?	Entertainment?	Late night refreshment?	Police objection?	EPT objection?
01/12/2016	03/12/2016	22:30 - 00:30 each day	160	Yes	Yes	Yes	No	No
06/12/2016	10/12/2016	22:30 - 00:30 each day	160	Yes	Yes	Yes	No	No
14/12/2016	17/12/2016	22:30 - 00:30 each day	160	Yes	Yes	Yes	No	No
21/12/2016	25/12/2016	22:30 - 00:30 each day	160	Yes	Yes	Yes	No	No
28/12/2016	01/01/2017	22:30 - 00:30 each day and until 01:30 on 1 Jan 2017	160	Yes	Yes	Yes	No	No
13/01/2017	16/01/2017	22:30 - 00:00	160	Yes	Yes	Yes	No	No
10/03/2017	13/03/2017	22:30 - 00:30	160	Yes	Yes	No	No	No



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Scale = 1 : 661.500

28-Apr-2017

Item No. 6.	Classification: Open	Date: 18 May 2017	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Unit 8, 133 Copeland Road, London SE15 3SN	
Ward(s) of group(s) affected		The Lane	
From		Strategic Director of Environment & Social Regeneration	

RECOMMENDATION

1. That the licensing sub-committee considers whether an application made by Jonathan Wilson and Lorelie Wilson for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Unit 8, 133 Copeland Road, London SE15 3SN.
2. Notes:
 - a) This application forms a new application for a premises licence, submitted under Section 17 of the Licensing Act 2003. The application is subject to representations from responsible authorities and is therefore referred to the sub-committee for determination.
 - b) Paragraphs 8 to 11 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 13 to 17 of this report deal with the representations submitted in respect of the application. Copies of the representations and related correspondence are attached to this report in Appendix B. A map showing the location of the premises is attached to this report as appendix C.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:

- The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.
6. In carrying out its licensing functions, a licensing authority must also have regard to
- The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.
7. The premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 2 November 2016 Jonathan Wilson and Lorelie Wilson applied to this council for the grant of a premises licence in respect of Unit 8, 133 Copeland Road, SE15 3SN.
9. The application and is summarised as follows:
- **Provision of plays, films, live music and recorded music**
Monday to Sunday 12:00 to 00:00 (midnight)
 - **The sale of alcohol for consumption on the premises**
Monday to Sunday 12:00 to 23:30
 - **Proposed opening hours of the premises**
Monday to Sunday 12:00 to 00:00 (midnight)

N.B. The application was amended by the applicant to remove plays, live music and recorded music from the application, to change the hours in respect of films to 12:00 - 23:30 and to clarify the description of the premises as follows:

“That the premises is to be a street food venue with various and changing food vendors providing food at the premises and a licensed bar to provide on sales of alcohol only. The premises are not a bar, nightclub, off licence, grocer, supermarket, convenience store or similar type of premises. The operation of the premises is food led with ancillary sales of alcohol to complement the food offering. Moveable tables and chairs are provided at the premises.”

10. The premises licence application form provides the applicant's operating schedule. Parts A, B, E, F, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application. A Copy of the application and is attached to this report as Appendix A.
11. **N.B.** The application attached as appendix A shows an application date of 10 October 2016, however plans were not submitted with the application and the application was therefore not full and proper at that time. Plans were received on 2 November 2016 and this is the date that the application was considered properly submitted.

Designated premises supervisor

12. The proposed designated premises supervisor (DPS) is Mr Garry Cottle.

Representations from responsible authorities

13. Representations have been submitted by the Metropolitan Police Service and this council's licensing responsible authority and public health director.
14. The representation from the Metropolitan Police Service notes that the premises are situated in the Peckham major town centre area (as defined by this council's statement of licensing policy) and also the Peckham cumulative impact policy(CIP) area. The representation suggests conditions that the police contend should be included in any premises licence issued subsequent to the application. The applicant amended the application to include the suggested conditions and the Metropolitan Police Service withdrew the representation.
15. The licensing responsible authority's representation was submitted in respect of the prevention of crime and disorder and the prevention of public nuisance licensing objectives. The representation notes that the premises are situated in the Peckham CIP area. The representation states that, with reference to the Peckham CIP, the applicant has not addressed the presumption to refuse the application and the representation recommends refusal of the application unless the applicant can demonstrate that the premises will not contribute to crime and disorder and public nuisance within the Peckham CIP area. The representation also requests further information from the applicant, being an accommodation limit for the premises and a written dispersal policy for the premises.
16. The director of public health's representation was submitted in respect to the prevention of crime and disorder, the prevention of public nuisance and the protection of public safety licensing objectives. The representation notes that the premises are situated in the Peckham CIP area and contends that the application has not adequately rebutted the presumption that this premises will add to the cumulative impact of late night establishments on the above licensing objectives. The representation also states that the applicant has not provided a clear enough description of the premises and intended activities and recommends that the application be rejected.

17. The representations submitted by responsible authorities and related correspondence are attached as Appendix B.
18. **N.B.** The applicant has provided further details as to the operation of the premises stating:

“That the premises is to be a street food venue with various and changing food vendors providing food at the premises and a licensed bar to provide on sales of alcohol only. The premises are not a bar, nightclub, off licence, grocer, supermarket, convenience store or similar type of premises. The operation of the premises is food led with ancillary sales of alcohol to complement the food offering. Moveable tables and chairs are provided at the premises.”
19. Paragraph 136 of this council’s Statement of Licensing Policy states that: *“The classes of premises to which the policy applies is defined as follows – night clubs; pubs and bars; off-licences, grocers, supermarkets, convenience stores; and similar premises.”*
20. As the premises do not fall within one of the above stated categories the Peckham CIP does not apply and there is no presumption to refuse the application which is subject to representations. The presumption to grant the application applies, however the option to consider further licence conditions relevant to the proposed operation of the premises is open to the Licensing Sub-Committee.
21. Copies of the email confirming the amendments to the application are attached in appendix B.

Representations from other persons

22. No representations were submitted by other persons.

Conciliation

23. The applicant was sent the representations and was advised to contact the responsible authorities directly who submitted the representations should the applicant wish to attempt to conciliate those responsible authorities. Following communication between the applicant and the Metropolitan Police Service, the Metropolitan Police Service withdrew their application.
24. The applicant was hopeful that the remaining representations could be conciliated and therefore the time limit to hold the hearing in respect of the application has been extended under section 11 of The Licensing Act 2003 (Hearings) Regulations 2005 as it is in the public interest to do so in that it was expected that the application would be determined without the requirement for a hearing.
25. Although further information has been provided by the applicant it has not been sufficient to allow the licensing responsible authority or public health director to withdraw their representations which remain outstanding at this time and therefore must be considered by the licensing sub-committee. At this time the applicant remains hopeful that the outstanding representations can be conciliated and that a hearing will not be required. The applicant intends to further communicate with the licensing responsible authority and public health director to this end. The licensing sub-committee will be informed of any further conciliation at the hearing to determine the application. An email from the licensing unit to the applicant confirming that the

time limit to hold a hearing has been extending to facilitate conciliation without the requirement for a hearing is attached as Appendix C.

Premises history

26. No licensing authorisation has been issued in respect of the premises under the Licensing Act 2003 or any previous legislation.
27. No temporary event notices have been submitted in regards to the premises.
28. On 2 November 2016 Jonathan Wilson and Lorelie Wilson applied to this council for the grant of a premises licence in respect of Unit 8, 133 Copeland Road, London SE15 3SN.

Deregulation of entertainment

29. On 6 April 2015 entertainment became deregulated and as a result:
 - Live unamplified music is deregulated between 08.00 and 23.00 on any premises.
 - Live amplified music is deregulated between 08.00 and 23.00 provided the audience does not exceed 500 people.
30. However, live music can become licensable in on-licensed premises if the licensing authority removes the effect of the deregulation following a licence review ('licence review mechanism').

Map

31. A map showing the location of the premises is attached to this report as appendix D. The following licensed premises are also shown on the map and provide licensable activities as stated:

- **PECKHAMPLEX, 95A Rye Lane, SE15 4ST** licensed for:

Films: Sunday to Thursday from 09:00 to 00:00 (midnight) and Friday and Saturday from 09:00 to 02:00 the following day

Sale of alcohol to be consumed on the premises: Monday to Thursday from 14:00 to 22:00 and Friday to Sunday from 12:00 to 23:00

- **Roof B (Bussey Building), 133 Copeland Road SE15 3SN** licensed for:

The sale of alcohol to be consumed on the premises: Monday to Friday from 17:00 and 22:30 and Saturday from 12:00 to 22:30

Films: Monday to Sunday from 12:00 to 00:00

The provision of live music: Monday to Sunday from 12:00 to 22:00

The provision of plays: Monday to Sunday from 12:00 to 23:00

- **Forza Win Ltd, Unit 4.1, Copeland Industrial Park, 133 Copeland Road, SE15 3SN** licensed for:

The sale of alcohol to be consumed on the premises: Wednesday to Saturday from 12:00 to 23:30 and Saturday from 12:00 to 22:30

- **The Last Refuge Arts, 133 Unit, 9a Copeland Road, SE15 3SN** licensed for:

The provision of films: Monday to Friday from 18:00 and 00:00 and Saturday and Sunday from 12:00 to 00:00

The sale of alcohol and the provision of live music and recorded music: Monday to Friday from 17:30 to 00:00 and Saturday and Sunday from 14:30 to 00:00

The provision of plays: Monday to Friday from 19:30 and 22:30 and Saturday and Sunday from 14:30 to 22:30

- **Frank's Café, Levels 9 & 10, Peckham Multi Story Car Park, 95A Rye Lane, London, SE15 4ST** licensed for:

The sale of alcohol to be consumed on the premises: Monday to Sunday from 11:00 and 23:00

- **Frank's Café, Levels 7 & 8, Peckham Multi Story Car Park, 95A Rye Lane, London, SE15 4ST** licensed for:

The sale of alcohol to be consumed on the premises: Tuesday to Friday from 17:00 and 23:00, Saturday from 12:00 to 23:00 and Sunday from 12:00 and 22:00

- **Bold Tendencies, Levels 7 & 8, Peckham Multi Story Car Park, 95A Rye Lane, London, SE15 4ST** licensed for:

The provision of live and recorded music: Friday from 17:00 to 23:00, Saturday from 12:00 and 23:00 and Sunday from 12:00 to 22:00.

Southwark council saturation policy for Peckham

32. Council assembly approved the introduction of a special policy for Peckham on the cumulative impact of a concentration of licensed premises (saturation policy) on 12 October 2011. This was renewed in November 2015 when full council assembly approved the 2016-2020 statement of licensing policy.
33. The decision to introduce saturation policy was taken with regard to the committee's concern over rising trends of late night alcohol related violence against the person and late night disorder and rowdiness associated with late night licensed premises in the area.
34. The effect of this special policy is that is to create a presumption that applications for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

35. The applicant has been advised to address the committees concerns around cumulative impact at the meeting.

Southwark council statement of licensing policy

36. Council assembly approved Southwark's statement of licensing policy 2016 - 2020 on 25 November 2015. The policy came into effect on 1 January 2016. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
- Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications
 - Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective
 - Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
37. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.
38. The premises are located in Peckham major town centre area. Closing times suggested in the statement of licensing policy for restaurants in the Peckham major town centre area are: Sunday to Thursday 00:00 and Friday and Saturday 01:00.

Resource implications

39. A fee of £315 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value band C.

Consultation

40. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

Community impact statement

41. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

42. The sub-committee is asked to determine the application for a premises licence under section 17 of the Licensing Act 2003.
43. The principles which sub-committee members must apply are set out below.

Principles for making the determination

44. The general principle is that applications for premises licence applications must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
45. Relevant representations are those which:
- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
 - Are made by an interested party or responsible authority
 - Have not been withdrawn
 - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious
46. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- To grant the licence subject to:
 - The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence

- To exclude from the scope of the licence any of the licensable activities to which the application relates
- To refuse to specify a person in the licence as the premises supervisor
- To reject the application.

Conditions

47. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
48. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
49. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.
50. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to night café and take away aspect of the license must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
51. Members are also referred to the Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 on conditions, specifically section 10.

Reasons

52. If the sub-committee determines that it is necessary to modify the conditions, or to refuse the application for a premises licence application, it must give reasons for its decision.

Hearing procedures

53. 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 representations.
 - 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 application.
- The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.
 - 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 any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
54. This matter relates to the determination of an application for a premises licence under section 17 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the licensing sub-committee

55. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
56. 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.
57. As a quasi-judicial body the licensing sub-committee is required to consider the application 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 all persons entitled to make representations to them.
58. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities

taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

59. 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.

The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Other persons must live in the vicinity of the premises. This will be decided on a case to case basis.

60. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations 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.
61. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee 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.

Guidance

62. Members are required to have regard to the Home Office revised 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.

Strategic Director of Finance and Governance

63. The head of regulatory services has confirmed that the costs of this process over and above the application fee are borne by the service.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 Home Office revised guidance to the Act Secondary Regulations Southwark statement of licensing Policy Case file	Southwark Licensing, C/O Community Safety & Enforcement, 160 Tooley Street, London, SE1 2QH	Kirty Read Tel: 020 7525 5748

APPENDICES

Name	Title
Appendix A	Copy of the application
Appendix B	Copies of representations submitted by responsible authorities and related correspondence
Appendix C	Copy of an email from the Licensing Unit to the applicant
Appendix D	Map of the local area

AUDIT TRAIL

Lead Officer	Deborah Collins, Strategic Director of Environment and Social Regeneration	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	28 April 2017	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		5 May 2017

10/10/2016

Business - Application for a premises licence to be granted under the Licensing Act 2003

Ref No. 695931

Name of Applicant

Please enter the name(s) who is applying for a premises licence under section 17 of the Licensing Act 2003 and am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

	Jonathan Wilson & Lorelie Wilson
--	----------------------------------

Premises Details

Non-domestic rateable value of premises in order to see your rateable value click here (opens in new window)

£	55000
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

Postal address of premises or, if none, ordnance survey map reference or description

Address Line 1	UNIT 8
Address Line 2	133 COPELAND ROAD
Town	LONDON
County	
Post code	SE15 3SN
Ordnance survey map reference	TQ 34488 76282
Description of the location	Warehouse
Telephone number	██████████

Applicant Details

Please select the capacity in which you are applying to convert your existing licence

	An individual or individuals
--	------------------------------

If you applying as an individual or non-individual please select one of the following:-

	I am making the application pursuant to a statutory function
--	--

Details of Individual Applicant

Personal Details

Title	Mr
If other, please specify	
Surname	Wilson
Forenames	Jonathan
I am 18 years old or over	Yes

Current Address

Street number or Building name	[REDACTED]
Street Description	[REDACTED]
Town	[REDACTED]
County	[REDACTED]
Post code	[REDACTED]

Contact Details

Daytime contact telephone number	[REDACTED]
Email Address	[REDACTED]

Do you wish to add a second individual applicant?

	Yes
--	-----

Second Individual Applicant

Personal Details

Title	Mrs
If other, please specify	
Surname	Wilson
Forenames	Lorelie
I am 18 years old or over	Yes

Current Address

Street number or Building name	[REDACTED]
Street Description	[REDACTED]
Town	[REDACTED]
County	[REDACTED]
Post code	[REDACTED]

Contact Details

Daytime contact telephone number	[REDACTED]
Email Address	[REDACTED]

Operating Schedule

When do you want the premises licence to start?

	06/12/2016
--	------------

If you wish the licence to be valid only for a limited period, when do you want it to end?

--	--

General description of premises (see guidance note 1)

	A warehouse space within the Copeland Park Industrial Estate
--	--

Please select the range of the number of people expected to attend the premises at any one time.

	Less than 5000
If 5,000 or more people are expected to attend the premises at any one time. Please state the number expected to attend	

Operating Schedule part 2

What licensable activities do you intend to carry on from the premises?

	(Please see sections 1 and 14 of the Licensing Act 2003 and schedule 1 and 2 to the Licensing Act 2003)
--	---

Provision of regulated entertainment

	a) plays
	b) films
	e) live music
	f) recorded music

Provision of late night refreshment

--	--

Supply of alcohol

	j) Supply of alcohol
--	----------------------

A - Plays

Will the performance of a play take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Contemporary plays performed by local groups
--	--

Standard days and timings for Plays (Please read guidance note 6)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	00:00
Sat	12:00	00:00
Sun	12:00	00:00

State any seasonal variations for performing plays (Please read guidance note 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed. (Please read guidance note 5)

--	--

B- Films

Will the exhibition of films take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Showing classic films
--	-----------------------

Standard days and timings for Films (Please read guidance note 6)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	00:00
Sat	12:00	00:00
Sun	12:00	00:00

State any seasonal variations for the exhibition of films (Please read guidance note 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed. (Please read guidance note 5)

--	--

E - Live Music

Will the performance of live music take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Background music for street food market
--	---

Standard days and timings for Live Music (Please read guidance note 6)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	00:00
Sat	12:00	00:00
Sun	12:00	00:00

State any seasonal variations for the performance of live music (Please read guidance note 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed. (Please read guidance note 5)

--	--

F - Recorded Music

Will the playing of recorded music take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Background music for street food market
--	---

Standard days and timings for Recorded Music (Please read guidance note 6)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	00:00

Sat	12:00	00:00
Sun	12:00	00:00

State any seasonal variations for playing recorded music (Please read guidance note 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed. (Please read guidance note 5)

--	--

J - Supply of Alcohol

Will the supply of alcohol be for consumption (Please read guidance note 7)

	On the premises
--	-----------------

Standard days and timings for Supply of alcohol (Please read guidance note 6)

Day	Start	Finish
Mon	12:00	23:30
Tues	12:00	23:30
Wed	12:00	23:30
Thur	12:00	23:30
Fri	12:00	23:30
Sat	12:00	23:30
Sun	12:00	23:30

State any seasonal variations for the supply of alcohol (Please read guidance 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed. Please list, (Please read guidance note 5)

--	--

Please upload the consent form completed by the proposed premises supervisor

	Premise-Licence.jpeg
--	----------------------

Premises Supervisor

Full name of proposed designated premises supervisor

First names	Gerry
Surname	Cottle

Address of proposed designated premises supervisor

Street number or Building name	[REDACTED]
Street Description	[REDACTED]
Town	[REDACTED]
County	[REDACTED]
Post code	[REDACTED]

Personal licence number of proposed designated premises supervisor, if any,

Personal licence number (if known)	[REDACTED]
Issuing authority (if known)	[REDACTED]

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (Please read guidance note 8)

	N/A
--	-----

L - Hours premises are open to public

Hours premises are open to the public (standard timings Please read guidance note 6)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	00:00
Sat	12:00	00:00
Sun	12:00	00:00

State any seasonal variations (Please read guidance note 4)

	Seasonal street food market for winter period (November to January)
--	---

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed. Please list, (Please read guidance note 5)

--	--

M - Steps to promote four licencing objectives

a) General - all four licensing objectives (b,c,d,e) (Please read guidance note 9)

	<ul style="list-style-type: none"> - THE GENERAL MANAGER IS RESPONSIBLE FOR THE EFFECTIVE ON-SITE MANAGEMENT OF THE PREMISES SUPPORTED BY DEVOLVED RESPONSIBILITIES BEING DISCHARGED BY DEPARTMENTAL HEADS FOR TECHNICAL (INCLUDING CLEANSING AND SECURITY), BOX OFFICE, FRONT OF HOUSE AND CATERING SERVICES. - ALL EMPLOYED STAFF ARE CONVERSANT WITH COMPANY POLICIES AND PROCEDURES. - WE WISH TO EMPHASISE THAT NO PERSON BELIEVED TO BE UNDER THE INFLUENCE OF ANY INTOXICATING SUBSTANCES IS PERMITTED ENTRY TO THE PREMISES
--	--

b) the prevention of crime and disorder

	<ul style="list-style-type: none"> - WE ACCEPT FULL AND FINAL RESPONSIBILITY FOR SAFE EVENT MANAGEMENT WITH ALL SUITABLE AND SUFFICIENT MEASURES IDENTIFIED, IMPLEMENTED AND MAINTAINED TO ENSURE THE PREVENTION SO FAR AS IS REASONABLY PRACTICABLE OF THE OCCURRENCE OF CRIME AGAINST THE AUDIENCE, STAFF AND OTHERS. - WHILST PROACTIVE MEASURES ARE DEEMED MOST EFFECTIVE OUR MANAGEMENT AND STEWARDING STAFF ARE ALSO ON DUTY TO REACT QUICKLY AND RESOLVE AND OCCURENCE OR ISSUES WHICH MAY ARISE THAT COULD NOT OF BEEN REASONABLY FORESEEN. - WE WOULD ONLY USE REASONABLE FORCE IF ABSOLUTE NECESSARY TO ENSURE CONTNUED SAFETY AND WELFARE OF ALL PERSONS WITHIN THE PREMISES, EVERY EFFORT WOULD BE MADE TO CONTROL THE SITUATION BY NON PHYSICAL MEANS UNTIL LOCAL POLICE WERE ABLE TO RESPOND TO OUR CALL.
--	--

c) public safety

	<ul style="list-style-type: none"> - THE SIMPLICITY AND EASY IDENTIFICATION OF PUBLIC CIRCULATION AREAS ALLOWS FOR RAPID ORIENTATION FOR ANY PERSON ENTERING THE PREMISES. - SUFFICIENT STEWARDS UNDER THE DIRECTION OF HOUSE MANAGEMENT ARE ALWAYS AVAILABLE TO COMPENSATE FOR ANY DISCREPANCY IN PERSONAL SAFETY. - EMERGENCY EXITS, ESCAPE ROUTES AND FIRST AID FACILITIES ARE EASILY IDENTIFIABLE.
--	---

d) the prevention of public nuisance

	<ul style="list-style-type: none"> - WE ARE CONSCIOUS OF THE NEED TO PROTECT THE ENVIROMENTAL AMENITY OF THE LOCAL AREA PARTICULARLY IN RESPECT OF ADJACENT
--	--

	<p>RESIDENTIAL PROPERTIES AND REGULAR VENUE USERS.</p> <p>- WE WISH TO EMPHASISE THAT NO PERSON BELIEVED TO BE UNDER THE INFLUENCE OF ANY INTOXICATING SUBSTANCES IS PERMITTED ENTRY TO THE PREMISES.</p> <p>- A DULY AUTHORISED PERSONAL LICENCE HOLDER WILL ACT AS DESIGNATED PREMISE SUPERVISOR AND OVERSEE AND AUTHORISE ALL ALCOHOL SALES.</p>
--	---

e) the protection of children from harm

	<p>- GIVEN THE NATURE OF EVENTS AT OUR PREMISES, WE CAN GUARANTEE THAT ALL YOUNG PERSONS ARE PROTECTED FROM ANY POSSIBLE MORAL, PSYCHOLOGICAL, OR PHYSICAL HARM.</p> <p>- EQUALLY THE LAYOUT OF THE PREMISES TOGETHER WITH HARDWARE (SUCH AS BARRIERS) AND SOFTWARE (SUCH AS STEWARD VIGILANCE) CONTROL MEASURES ALSO ADDRESS ALL ISSUES RELATING TO THE SAFETY OF YOUNG PERSONS SO FAR IS REASONABLY PRACTICABLE</p>
--	---

Please upload a plan of the premises

	160517-Copeland-Park-Survey-Unit-8-Plan-IS.pdf
--	--

Please upload any additional information i.e. risk assessments

--	--

Checklist

	<p>I have enclosed the plan of the premises. I understand that I must now advertise my application. I understand that if I do not comply with the above requirements my application will be rejected.</p>
--	---

Declaration

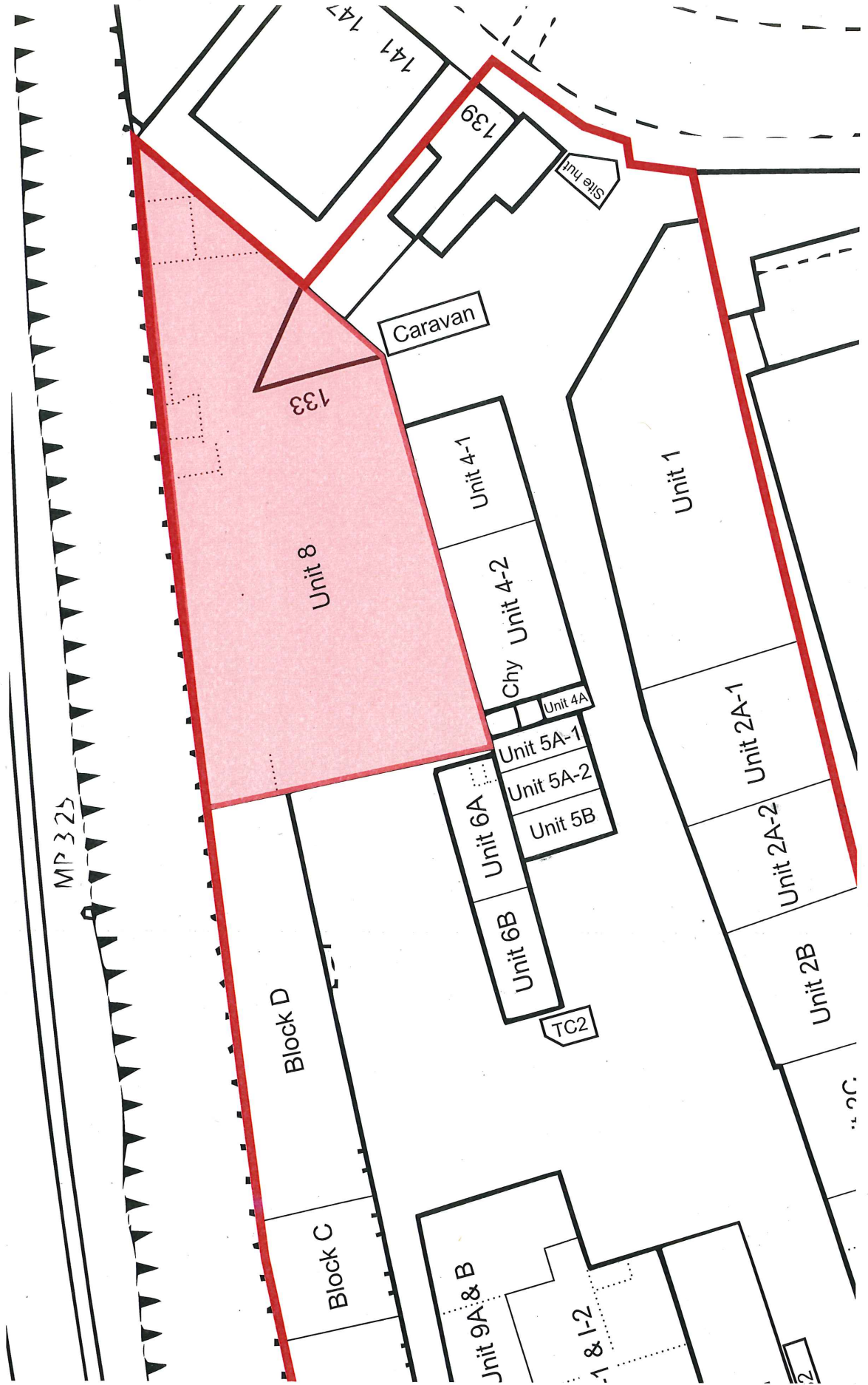
I agree to the above statement

	I agree
PaymentDescription	██████████
AuthCode	██████
LicenceReference	██████████
PaymentContactEmail	████████████████████

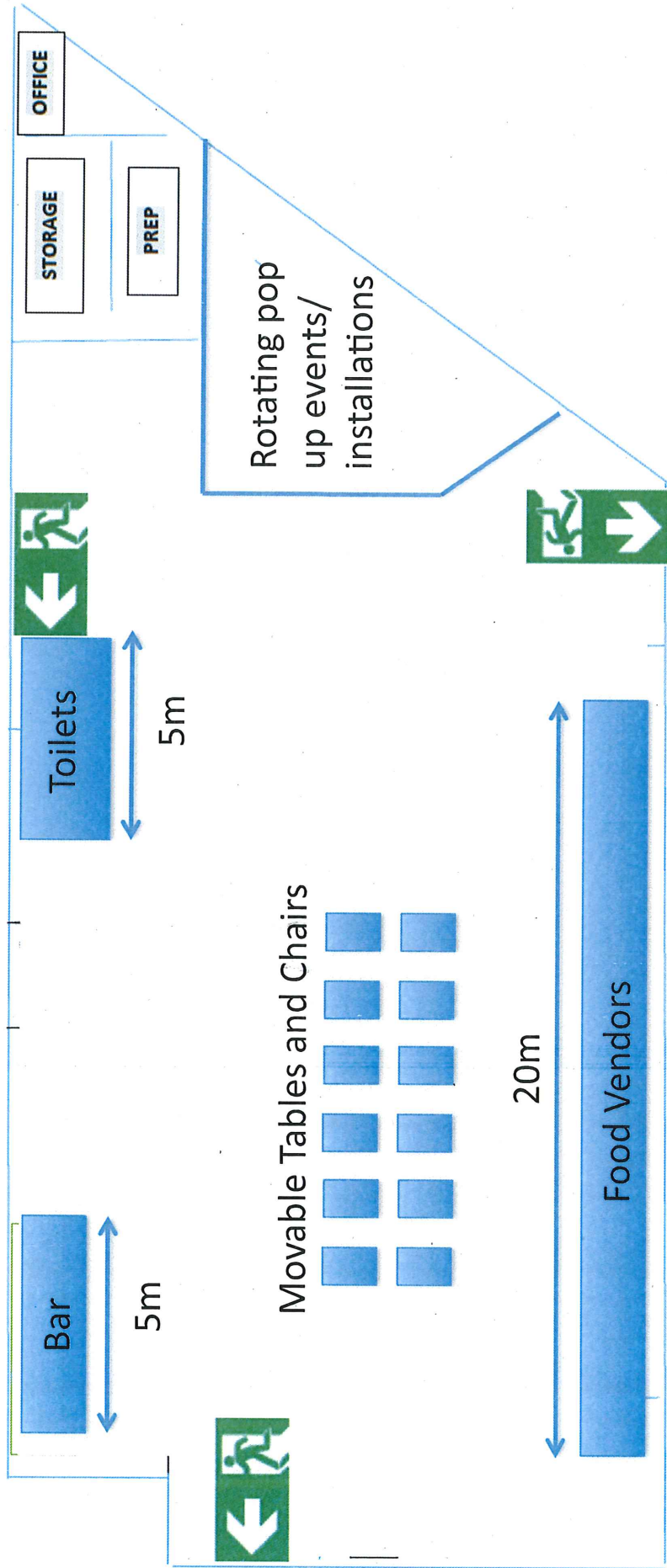
The information you provide will be used fairly and lawfully and Southwark Council will not knowingly do anything which may lead to a breach of the Data Protection Act 1998.

COPELAND PARK & BUSSEY BUILDING

Site plan
Location of Unit 8



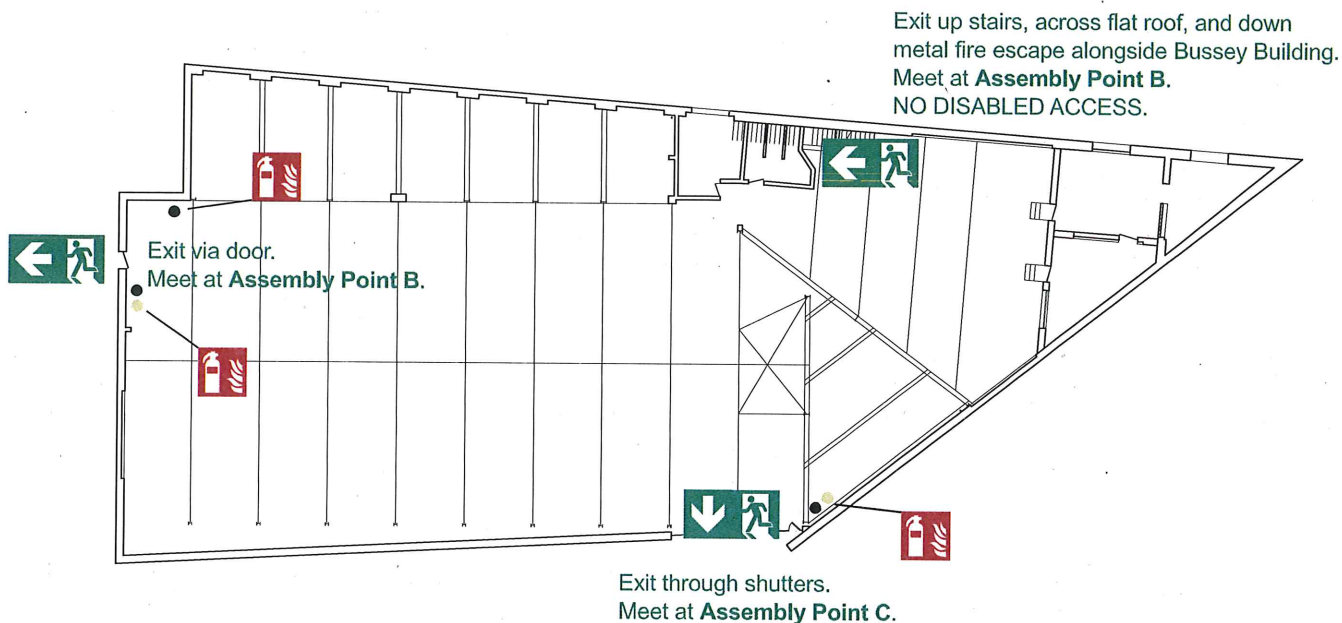
UNIT 8



Evacuation plan

Unit 8

COPELAND PARK & BUSSEY BUILDING



Fire extinguisher locations

- Carbon Dioxide
- Foam

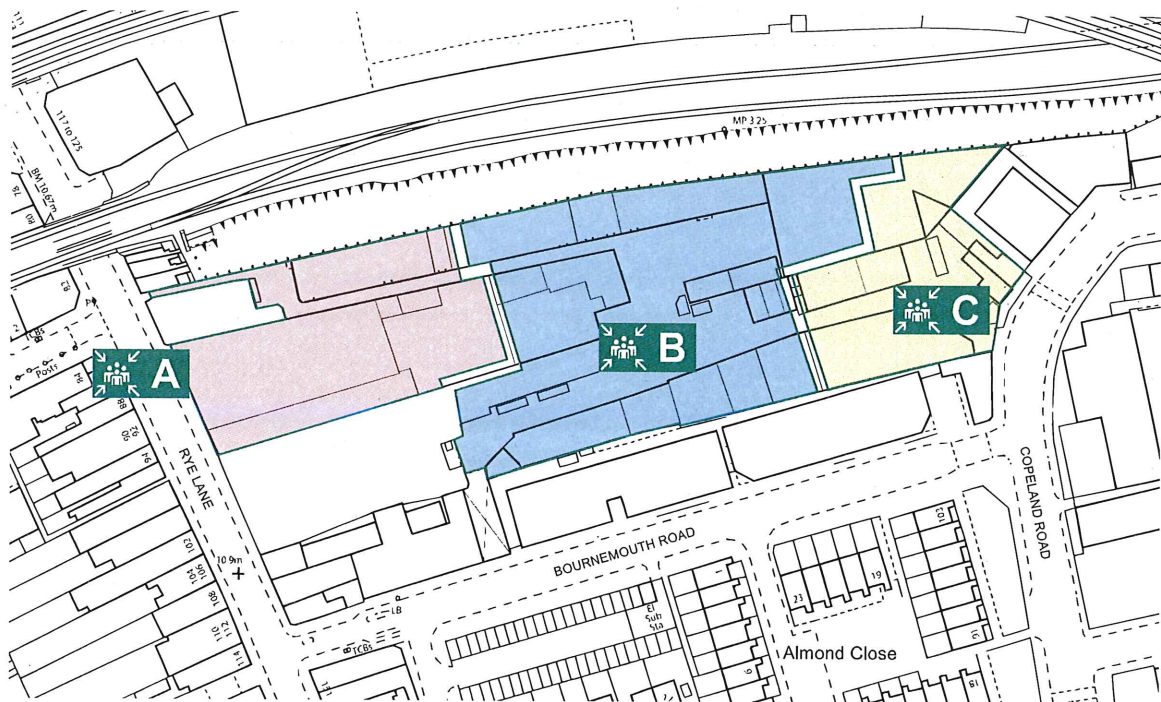
Fire assembly points



- A:** Off-site, in Rye Lane
- B:** Car Park, next to Copeland Gallery
- C:** Inside Copeland Road gate

When safe, call **999** and instruct them of a fire at:
133 Copeland Road, SE15 3SN

Please also call the gate hut on [REDACTED]



i. Metropolitan Police Service's representation

The Licensing Unit
Floor 3
160 Tooley Street
London
SE1 2QH

Metropolitan Police Service
Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL

Tel: 020 7232 6756
Email: SouthwarkLicensing@met.police.uk

Our MD/21/ 2892/16
reference:

Date: 29th November 2016

Dear Sir/Madam

Re:- Jonathan Wilson & Lorelie Wilson, Unit 8, 133 Copeland Road, SE15 3SN

Police are in receipt of an application from the above for a new premises licence to be granted under the licensing act 2003.

It is described within the application as a warehouse space within the Copeland Park and Bussey buildings industrial estates. There are already a number of premises within this that hold a premises licence. The area is designated as a major town centre with the Southwark statement of licensing policy and the hours are within those specified in the policy. However it is also situated in the Peckham Cumulative Impact Zone (CIZ).

The applicant has not addressed within the application how they will address the impact that another licensed premises will have on the area or adequately describe the operation of the premises and events they will hold. No detailed conditions have been offered within the operating schedule addressing matters such as SIA security, CCTV, customer dispersal, controls on Smokers and accommodation limits. If the venue is to be a multi-use space we would expect a far more detailed description with in the application of the different type of events and how they intend to run them with in the venue.

The following conditions should be considered for the promotion of the four licensing objectives, in particular the prevention of crime and disorder.

1. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the licenced area and all areas used for licensable activities.

2. All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.
3. That all staff involved in the sale of alcohol are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
4. That two SIA registered door supervisors will be engaged when the premises are in operation. They will be employed at all times the licence is in operation until the end of business and all patrons have vacated the premises they will be engaged to monitor admission and re-admissions to the premises, security, protection, screening and dealing with conflict.
5. That four SIA registered door supervisors will be engaged when the premises are in operation and DJ or MC are performing to recorded music or Live music is being played.
6. That no spirits (alcohol containing more than 20% ABV) shall be sold by the bottle or half bottle.
7. That all spirits (alcohol containing more than 20% ABV) shall be sold by the measure of 25ml or 35ml at a maximum of two measures per container/glass
8. That suitable notices shall be displayed requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

This is not a comprehensive list and further conditions may be required when the applicant supplies a full description of the intended use of the premises.

The Following is submitted for your consideration, Police would welcome the opportunity to conciliate with the applicant should the need arise.

Yours Sincerely

PC Graham White 288 MD
Southwark Police Licensing Unit

From: McArthur, Wesley [<mailto:Wesley.McArthur@southwark.gov.uk>]

Sent: 01 December 2016 18:01

To: White Graham S - MD <Graham.S.White@met.pnn.police.uk>

Subject: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Graham,

In respect of your representation in respect of the above application please see my prior emails highlighted in blue below.

The only provision of entertainment sought in the application now is for films between 12:00 and 23:30

The premises are described in the application (in the wrong sections) as a street food market.

If you have any further comments, or if you wish your representation to be considered as submitted, please let me know, thanks.

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

From: Graham.S.White@met.pnn.police.uk [mailto:Graham.S.White@met.pnn.police.uk]

Sent: Monday, December 05, 2016 1:26 PM

To: McArthur, Wesley

Subject: RE: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Wes,

Thank you for email, can you forward the revised conditions below from my representation having looked at the changes to the application

1. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the licenced area and all areas used for licensable activities.
2. All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.
3. That all staff involved in the sale of alcohol are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
4. That minimum of one SIA registered door supervisors will be engaged when the premises are in operation Monday to Sunday 19.00hrs till close. They will be employed at all times the licence is in operation until the end of business and all patrons have vacated the premises they will be engaged to monitor admission and re-admissions to the premises, security, protection, screening and dealing with conflict within the venue.
5. That suitable notices shall be displayed requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

Regards
Graham

PC Graham White 288MD

Southwark Police Licensing Unit

323 Borough High Street

London

SE1 1JL

Tel: 0207 232 6756 (726756)

SouthwarkLicensing@met.police.uk

graham.white4@met.police.uk

From: Jeff Brown [mailto:jeff@copelandpark.com]

Sent: Wednesday, February 08, 2017 1:28 PM

To: Tear, Jayne; Sharpe, Carolyn; Graham.S.White@met.pnn.police.uk

Cc: McArthur, Wesley; Lorelie Wilson; Nick Frow

Subject: Licence Application

Re: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

I can confirm the following in regards to the above application:

1. *That live music, recorded music and plays have been removed from the application.*

2. That the hours sought for licensable activities in the application have been amended to:

Supply of alcohol:	Monday to Sunday	12:00 – 23:30
Films	Monday to Sunday	12:00 – 23:30
Opening hours	Monday to Sunday	12:00 – 00:00

3. That the premises is to be a street food venue with various and changing food vendors providing food at the premises and a licensed bar to provide on sales of alcohol only. The premises are not a bar, nightclub, off licence, grocer, supermarket, convenience store or similar type of premises. The operation of the premises is food led with ancillary sales of alcohol to complement the food offering. Moveable tables and chairs are provided at the premises

4. That we agree to the following conditions recommended by the police:

a) That a CCTV system shall be installed at the premises, be maintained in full working order and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing a clear facial image of every person who enters the licenced area and all areas used for licensable activities.

b) All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.

c) That all staff involved in the sale of alcohol are trained in their responsibilities under the Licensing act 2003 the terms and conditions of this licence. Records pertaining to such training shall be kept, be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.

d) That minimum of one SIA registered door supervisor will be on duty between 19.00 hours and the premises' closing time when the premises are in operation. The SIA registered door supervisor(s) will be employed until the end of business and all patrons have vacated the premises. SIA registered door supervisor(s) will be employed to monitor admission and re-admissions to the premises, provide security, screen entrants to the premises and dealing with conflict within the venue.

e) That suitable notices shall be displayed requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

5. That further to the Licensing Responsible Authority's objection we wish to add the following conditions to the application:

a) That a comprehensive dispersal policy in regards to both customers and staff shall be devised in respect of the premises. The dispersal policy shall include (but not necessarily be limited to) the following topics:

Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.

Details of public transport in the vicinity and how customers will be advised in respect of it

The management of taxis to and from the premises

The management of any 'winding down' period at the premises

The use of security and stewarding in respect of managing customer dispersal from the premises

Details of any cloakroom facility at the premises and how it is managed

Road safety in respect of customers leaving the premises

Management of ejections from the premises

Management of staff dispersal from the premises late at night / in the early morning

Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up

The dispersal policy shall be kept / be accessible at the premises at all times that the premises are in use and shall be made immediately available to officers of the council or police on request. All staff at the premises shall be trained in respect of the dispersal policy, shall be aware of where it is kept / how it is accessed and shall have access to it at all times that the premises are in operation. Records of staff training in regards to the dispersal policy shall be kept / be accessible at the premises at all times

that the premises are in operation and shall be made immediately available to officers of the council or the police on request. Such training records shall include the capitalized name of the trainee and trainer, the date that the training was provided, a declaration that the training has been received and the signatures of the trainee and trainer.

Yours Sincerely,

Jeff Brown
Administration Manager

COPELAND PARK & BUSSEY BUILDING

From: McArthur, Wesley [<mailto:Wesley.McArthur@southwark.gov.uk>]
Sent: 08 February 2017 13:32
To: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Sharpe, Carolyn <Carolyn.Sharpe@southwark.gov.uk>; White Graham S - MD <Graham.S.White@met.pnn.police.uk>
Cc: 'Jeff Brown' <jeff@copelandpark.com>
Subject: RE: Licence Application

Hi All,

Further to Mr Brown's email as below, please confirm whether you withdraw your representations, thanks.

Regards,

Wesley McArthur

Principal Enforcement Officer

London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

From: Graham.S.White@met.pnn.police.uk [<mailto:Graham.S.White@met.pnn.police.uk>]
Sent: Thursday, February 09, 2017 4:37 PM
To: McArthur, Wesley
Cc: Tear, Jayne; Sharpe, Carolyn
Subject: RE: Licence Application

Wes,

I am happy with proposal listed below and withdraw my objection.

Thanks

Graham

From: Sharpe, Carolyn **On Behalf Of** Public Health Licensing
Sent: Tuesday, November 29, 2016 1:47 PM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: RE: Jonathan Wilson & Lorelie Wilson - 133 Copeland Road LDO = 30/11/16

To whom it may concern:

Re: 133 Copeland Road, London SE15 3SN

On behalf of the Acting Director of Public Health for Southwark (a responsible authority under the Licensing Act 2003) I wish to make representation in respect of the above.

The representation is made in respect of the following licensing objective(s):

- The prevention of crime and disorder
- Prevention of public nuisance
- Public safety

General Comments

The applicant requests a license to serve alcohol on the premises between the hours of 11:00 and 23:30 Mondays to Sundays. This, establishment is located in the Peckham Cumulative Impact Policy area. In my opinion the applicant has not adequately rebutted the presumption that this premises will add to the cumulative impact of late night establishments on the licensing objectives stated above. Notwithstanding these concerns, the applicant has not provided a clear enough description of the premises and intended activities.

Recommendations

- Given the lack of clarity over the intended purpose of this establishment, I recommend this application be rejected.

If you have any further questions, please do not hesitate to contact me.

Yours faithfully,

Carolyn Sharpe
on behalf of Dr Jin Lim, Acting Director of Public Health

Carolyn Sharpe | carolyn.sharpe@southwark.gov.uk | 02075250025

Public Health Officer (People & Health Intelligence), London Borough of Southwark, 160 Tooley Street, London SE1 2QH

From: Jeff Brown [<mailto:jeff@copelandpark.com>]
Sent: Wednesday, February 08, 2017 1:28 PM
To: Tear, Jayne; Sharpe, Carolyn; Graham.S.White@met.pnn.police.uk
Cc: McArthur, Wesley; Lorelie Wilson; Nick Frow
Subject: Licence Application

Re: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

I can confirm the following in regards to the above application:

1. That live music, recorded music and plays have been removed from the application.

2. That the hours sought for licensable activities in the application have been amended to:

<i>Supply of alcohol:</i>	<i>Monday to Sunday</i>	<i>12:00 – 23:30</i>
<i>Films</i>	<i>Monday to Sunday</i>	<i>12:00 – 23:30</i>
<i>Opening hours</i>	<i>Monday to Sunday</i>	<i>12:00 – 00:00</i>

3. That the premises is to be a street food venue with various and changing food vendors providing food at the premises and a licensed bar to provide on sales of alcohol only. The premises are not a bar, nightclub, off licence, grocer, supermarket, convenience store or similar type of premises. The operation of the premises is food led with ancillary sales of alcohol to complement the food offering. Moveable tables and chairs are provided at the premises

4. That we agree to the following conditions recommended by the police:

a) That a CCTV system shall be installed at the premises, be maintained in full working order and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing a clear facial image of every person who enters the licenced area and all areas used for licensable activities.

b) All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.

c) That all staff involved in the sale of alcohol are trained in their responsibilities under the Licensing act 2003 the terms and conditions of this licence. Records pertaining to such training shall be kept, be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.

d) That minimum of one SIA registered door supervisor will be on duty between 19.00 hours and the premises' closing time when the premises are in operation. The SIA registered door supervisor(s) will be employed until the end of business and all patrons have vacated the premises. SIA registered door supervisor(s) will be employed to monitor admission and re-admissions to the premises, provide security, screen entrants to the premises and dealing with conflict within the venue.

e) That suitable notices shall be displayed requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

5. That further to the Licensing Responsible Authority's objection we wish to add the following conditions to the application:

a) That a comprehensive dispersal policy in regards to both customers and staff shall be devised in respect of the premises. The dispersal policy shall include (but not necessarily be limited to) the following topics:

Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.

Details of public transport in the vicinity and how customers will be advised in respect of it

*The management of taxis to and from the premises
 The management of any 'winding down' period at the premises
 The use of security and stewarding in respect of managing customer dispersal from the premises
 Details of any cloakroom facility at the premises and how it is managed
 Road safety in respect of customers leaving the premises
 Management of ejections from the premises
 Management of staff dispersal from the premises late at night / in the early morning
 Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up*

The dispersal policy shall be kept / be accessible at the premises at all times that the premises are in use and shall be made immediately available to officers of the council or police on request. All staff at the premises shall be trained in respect of the dispersal policy, shall be aware of where it is kept / how it is accessed and shall have access to it at all times that the premises are in operation. Records of staff training in regards to the dispersal policy shall be kept / be accessible at the premises at all times that the premises are in operation and shall be made immediately available to officers of the council or the police on request. Such training records shall include the capitalized name of the trainee and trainer, the date that the training was provided, a declaration that the training has been received and the signatures of the trainee and trainer.

Yours Sincerely,

Jeff Brown
 Administration Manager

**COPELAND PARK &
 BUSSEY BUILDING**

From: McArthur, Wesley [<mailto:Wesley.McArthur@southwark.gov.uk>]
Sent: 08 February 2017 13:32
To: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Sharpe, Carolyn <Carolyn.Sharpe@southwark.gov.uk>; White Graham S - MD <Graham.S.White@met.pnn.police.uk>
Cc: 'Jeff Brown' <jeff@copelandpark.com>
Subject: RE: Licence Application

Hi All,

Further to Mr Brown's email as below, please confirm whether you withdraw your representations, thanks.

Regards,

Wesley McArthur

Principal Enforcement Officer

London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

From: Sharpe, Carolyn
Sent: Thursday, February 09, 2017 4:42 PM
To: McArthur, Wesley; Tear, Jayne; Graham.S.White@met.pnn.police.uk
Cc: 'Jeff Brown'
Subject: RE: Licence Application

Hi Wesley,

Given the proximity of this venue to local residents and the complaints we have had relating to other venues in the area, I feel I would need an accommodation limit before making a decision.

Thanks,
Carolyn

From: Jeff Brown
Sent: Friday, February 10, 2017 11:55 AM
To: Sharpe, Carolyn
Cc: McArthur, Wesley; Tear, Jayne; Graham.S.White@met.pnn.police.uk
Subject: Re: Licence Application

Good Morning,

With regards to your request, we agree to the following condition:

5.(b). That the total number of persons permitted at the premises at any one time (including staff) shall not exceed 899 persons at any time.

Kind Regards

Jeff Brown
Administration Manager

Jeff Brown
Administration Manager
[REDACTED]

From: Sharpe, Carolyn
Sent: Friday, February 10, 2017 12:36 PM
To: Jeff Brown
Cc: McArthur, Wesley; Tear, Jayne
Subject: RE: Licence Application

Thanks Jeff.

My concerns are that this is a very large venue located in the proximity of local residents. You are also located within the cumulative impact policy area and I would argue that the policy would apply to your venue. I will consider this further and get back to you.

Best wishes,
Carolyn

Carolyn Sharpe | carolyn.sharpe@southwark.gov.uk | 02075250025
Public Health Officer (People & Health Intelligence), London Borough of Southwark, 160 Tooley Street, London SE1 2QH

From: Sharpe, Carolyn
Sent: Wednesday, February 22, 2017 1:50 PM
To: McArthur, Wesley; Tear, Jayne
Subject: RE: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Wesley,

I don't think I am in a position to withdraw given the location and capacity. This is also an area with persistent complains from local residents.

I think I would prefer the LSC to decide.

Best wishes,
Carolyn

From: McArthur, Wesley
Sent: Wednesday, February 22, 2017 1:52 PM
To: Sharpe, Carolyn; Tear, Jayne
Subject: RE: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Carolyn,

Do you have any recommendations in regards to further conditions or the capacity of the premises?

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

From: McArthur, Wesley
Sent: Friday, April 21, 2017 4:45 PM
To: Sharpe, Carolyn; Tear, Jayne
Cc: 'Jeff Brown'
Subject: RE: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Jayne / Carolyn,

I've re-booked the hearing in respect of the above application for 18 May 2017.

I've spoken to the licensee's representative, Jeff Brown, today. Mr Brown stated that he is open to amending the accommodation limit significantly and discussing further conditions to facilitate conciliation. I've advised Mr Brown to contact you directly (which he stated he has attempted to do) and have I've copied him into this email.

Should you reach any agreement with Mr Brown prior to the hearing please copy me into it.

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2QH

From: Sharpe, Carolyn

Sent: Tuesday, April 25, 2017 4:44 PM

To: McArthur, Wesley; Tear, Jayne

Cc: 'Jeff Brown'

Subject: RE: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Thanks Wesley,

Public Health have concerns regarding the hours of alcohol sales requested and also the capacity of the venue. Mr Brown, since this is an application in a CIZ it is up to you to rebut the presumption that this venue will add to the cumulative impact of alcohol related harms in the local area. Please can you outline specify what accommodation limit and conditions you are proposing. Feel free to call me on 020 7525 0025 if its easier.

Best wishes,
Carolyn

Carolyn Sharpe | carolyn.sharpe@southwark.gov.uk | 02075250025 | 07733307539

Public Health Policy Officer (People & Health Intelligence), London Borough of Southwark, 160 Tooley Street, London SE1 2QH

MEMO: Licensing Unit

To	Licensing Unit	Date	30 November 2016	
Copies				
From	Jayne Tear	Telephone	020 7525 0396	Fax
Email	jayne.tear@southwark.gov.uk			

Subject Re: Jonathon Wilson & Lorelie Wilson, Unit 8, 133 Copeland Road, London 3SN
– Application for a premises licence

I write with regards to the above application for a premises licence submitted by Jonathon Wilson & Lorelie Wilson under the Licensing Act 2003, which seeks the following licensable activities:

- Plays; films, live music, recorded music (all indoors) on Monday to Sunday from 12:00 to 00:00
- Supply of alcohol (on the premises) on Monday to Sunday from 12:00 to 23:30
- Overall opening times shall be on Monday to Sunday from 12:00 to 00:00

The premises is described as a '*a warehouse space within the Copeland road industrial estate*'

My representation is based on the Southwark Statement of Licensing policy 2016 – 2020 and relates to the licensing objectives for the prevention of crime and disorder and the prevention of public nuisance.

The operating schedule is does not offer any control measures to promote the prevention of crime and disorder or the prevention of public nuisance.

Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Peckham policy area as defined in paragraph 135 of the policy and, as a drinking establishment with a bar this premises falls into the class of premises in 136 of the policy.

Therefore under 119 of the policy there is a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations. In such circumstances, it is for the applicant to demonstrate that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

The applicant has not addressed the presumption to refuse this application within the operating schedule. I would recommend refusal of this application unless the applicant can

demonstrate that the premises will not contribute to crime and disorder and public nuisance within the policy area.

Should the applicant provide further details within the operating schedule that members consider sufficient to prevent the operation of the premises contributing to crime and disorder and public nuisance within the policy area I would be in a position to withdraw my representation.

To address my concerns I ask the applicant to provide the following further information and to consider amending the application to promote the licensing objectives:

- That an accommodation limit of the premises is provided with details of how that will be controlled.
- To provide a written dispersal policy for the premises.

I therefore submit this representation and welcome any discussion with the applicant to consider the above representation

Southwark's Statement of Licensing Policy 2016 – 2020 can be found on the following link:

[http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003 -
_southwark_statement_of_licensing_policy_2016 - 2020](http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003_-_southwark_statement_of_licensing_policy_2016_-_2020)

Jayne Tear
Principal Licensing officer
In the capacity of the Licensing Responsible Authority

From: Jeff Brown
Sent: Wednesday, February 08, 2017 1:28 PM
To: Tear, Jayne; Sharpe, Carolyn; Graham.S.White@met.pnn.police.uk
Cc: McArthur, Wesley; Lorelie Wilson; Nick Frow
Subject: Licence Application

Re: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

I can confirm the following in regards to the above application:

1. That live music, recorded music and plays have been removed from the application.

2. That the hours sought for licensable activities in the application have been amended to:

<i>Supply of alcohol:</i>	<i>Monday to Sunday</i>	<i>12:00 – 23:30</i>
<i>Films</i>	<i>Monday to Sunday</i>	<i>12:00 – 23:30</i>
<i>Opening hours</i>	<i>Monday to Sunday</i>	<i>12:00 – 00:00</i>

3. That the premises is to be a street food venue with various and changing food vendors providing food at the premises and a licensed bar to provide on sales of alcohol only. The premises are not a bar, nightclub, off licence, grocer, supermarket, convenience store or similar type of premises. The operation of the premises is food led with ancillary sales of alcohol to complement the food offering. Moveable tables and chairs are provided at the premises

4. That we agree to the following conditions recommended by the police:

a) That a CCTV system shall be installed at the premises, be maintained in full working order and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing a clear facial image of every person who enters the licenced area and all areas used for licensable activities.

b) All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.

c) That all staff involved in the sale of alcohol are trained in their responsibilities under the Licensing act 2003 the terms and conditions of this licence. Records pertaining to such training shall be kept, be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.

d) That minimum of one SIA registered door supervisor will be on duty between 19.00 hours and the premises' closing time when the premises are in operation. The SIA registered door supervisor(s) will be employed until the end of business and all patrons have vacated the premises. SIA registered door supervisor(s) will be employed to monitor admission and re-admissions to the premises, provide security, screen entrants to the premises and dealing with conflict within the venue.

e) That suitable notices shall be displayed requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

5. That further to the Licensing Responsible Authority's objection we wish to add the following conditions to the application:

a) That a comprehensive dispersal policy in regards to both customers and staff shall be devised in respect of the premises. The dispersal policy shall include (but not necessarily be limited to) the following topics:

Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.

Details of public transport in the vicinity and how customers will be advised in respect of it

*The management of taxis to and from the premises
 The management of any 'winding down' period at the premises
 The use of security and stewarding in respect of managing customer dispersal from the premises
 Details of any cloakroom facility at the premises and how it is managed
 Road safety in respect of customers leaving the premises
 Management of ejections from the premises
 Management of staff dispersal from the premises late at night / in the early morning
 Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up*

The dispersal policy shall be kept / be accessible at the premises at all times that the premises are in use and shall be made immediately available to officers of the council or police on request. All staff at the premises shall be trained in respect of the dispersal policy, shall be aware of where it is kept / how it is accessed and shall have access to it at all times that the premises are in operation. Records of staff training in regards to the dispersal policy shall be kept / be accessible at the premises at all times that the premises are in operation and shall be made immediately available to officers of the council or the police on request. Such training records shall include the capitalized name of the trainee and trainer, the date that the training was provided, a declaration that the training has been received and the signatures of the trainee and trainer.

Yours Sincerely,

Jeff Brown
 Administration Manager

**COPELAND PARK &
 BUSSEY BUILDING**

From: McArthur, Wesley [<mailto:Wesley.McArthur@southwark.gov.uk>]
Sent: 08 February 2017 13:32
To: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Sharpe, Carolyn <Carolyn.Sharpe@southwark.gov.uk>; White Graham S - MD <Graham.S.White@met.pnn.police.uk>
Cc: 'Jeff Brown' <jeff@copelandpark.com>
Subject: RE: Licence Application

Hi All,

Further to Mr Brown's email as below, please confirm whether you withdraw your representations, thanks.

Regards,

Wesley McArthur

Principal Enforcement Officer

London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

From: Jeff Brown
Sent: Friday, February 10, 2017 11:55 AM
To: Sharpe, Carolyn
Cc: McArthur, Wesley; Tear, Jayne; Graham.S.White@met.pnn.police.uk
Subject: Re: Licence Application

Good Morning,

With regards to your request, we agree to the following condition:

5.(b). That the total number of persons permitted at the premises at any one time (including staff) shall not exceed 899 persons at any time.

Kind Regards

Jeff Brown
Administration Manager

Jeff Brown
Administration Manager
[REDACTED]

From: Tear, Jayne
Sent: Friday, February 10, 2017 1:31 PM
To: 'Jeff Brown'
Cc: McArthur, Wesley
Subject: RE: Licence Application

Dear Mr Brown,

With reference to my representation attached.

Could you please send me your written dispersal policy for the premises. It is now my understanding that the premises is to be an indoor market providing food, alcohol (on sales) and films.

899 people is a large amount of people and to address the four licensing objectives, in particular the prevention of crime and disorder and the prevention of public nuisance in an already saturated area I would need to be reassured that the operation does not have a negative impact on those objectives.

I may be suggesting that you decrease the accommodation limit and the hours of operation/and to add further conditions, but would first like to see your written dispersal policy before I make any further comments,

With kind regards

Jayne

Jayne Tear - Principal Licensing Officer

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

Direct line 020 7525 0396 | Fax 020 7525 5735 | Call Centre 020 7525 2000

From: Jeff Brown
Sent: Friday, February 10, 2017 4:30 PM
To: McArthur, Wesley
Cc: Lorelie Wilson; Nick Frow
Subject: Fwd: Licence Application

Wesley,

FYI, Please see our dispersal policy sent to Jayne as requested.

Regards

Jeff Brown
 Administration Manager

Unit 8 Dispersal Policy

Car Parking

Copeland Park has 33 parking spaces on site. Some of these are provided to tenants as part of their lease agreements. The remaining car parking spaces are used as a car park used primarily by tenants, visitors and also the general public. Car number plates are recorded by the gate office and a log of which vehicles and their arrival/departure time is kept by the gate office.

For site based events, such as farmers markets and street food festivals 48 hours written notice will be provided to tenants to remind them that their car parking space is not available for use during the specific hours of the event.

Depending upon the scale of any event different parts of the site will require restrictions on vehicle parking and vehicle movements.

Vehicle Access

Vehicle access is via the manned gate on Copeland Road with vehicle registration numbers recorded on a paper register and monitored by Closed Circuit Television (CCTV) system.

A speed limit of 5 miles per hour is imposed throughout the site though signage and verbal direction at the security gate.

Emergency Vehicle access throughout the site will be maintained both during events and on normal working days. The main access would be through the vehicle access on Copeland Road with provision provided for Emergency Vehicle access both to the Bussey Building and to the Western end of the Vehicle passageway. Emergency access is also available through the entrance on Bournemouth Road. All incidents and emergency vehicle call-outs are to be reported to the security hut.

Cycle Use

There are a number of cycle racks on the Copeland Park site. These are located in areas with CCTV coverage and in high pedestrian traffic areas. The car parking and common areas of the site are well lit during night time hours. The cycle racks are for the use of tenants, customers and visitors to the site. Cycles are subject to the 5mph speed restriction on site.

**COPELAND PARK &
 BUSSEY BUILDING**
 ARTS • BUSINESS • COMMUNITY

Copeland Park
 Copeland House
 133 Copeland Road
 Peckham
 London SE15 3SN

020 7635 0000
info@copelandpark.com
www.copelandpark.com

Pedestrian Access

Pedestrians can access the site from two entrances the first being from the Copeland Road entrance and follow the painted pathway marking out the safe area to walk along the Vehicle passageway.

The second pedestrian access is through the Rye Lane entrance. From entering through the Rye Lane entrance pedestrians can then walk down past the Bussey Building and enter the Copeland Park Courtyard though Car Park A.

Day to day pedestrian access to the numerous occupiers is principally via the Rye Lane entrance with pedestrians then walking through the Bussey Courtyard and down Bussey Alleyway to enter the rest of the site though car park A, allowing them access to the occupiers located on the South side of Copeland Park.

Occupiers are made aware that they and their guests should arrive at Copeland Park via foot or the many public transport options located around Copeland Park. Copeland Park's own website offers an interactive map showing both Copeland Park and the many public transport options nearby. In both digital and print media Peckham Rye Train and Overground Station is often mentioned as the best way to arrive at Copeland Park.

Public Transport

Gate staff and security staff will direct exiting pedestrians towards Rye Lane and notices/leaflets will be available with local taxi numbers (all local companies will be advised when a major event is taking place), locations of bus stops and directions to Rye Lane overground station. Taxi companies and customers will be advised on safe collection points with safe lighting, CCTV coverage and with enough distance from residents.

Wind Down Period

During events with alcohol sales, traders will be advise to reduce service points and reallocate staff to glass/refuse collection, this will assist in customer departure. Any music being played will be slowed down and volume reduced, lighting levels manipulated to encourage customers leaving.

Safety

All steward and security staff are SIA licensed therefore fully trained in customer dispersal and if needs be ejection. All staff will be trained and aware in this policy and this will be documented in their HR files. Hi Viz clothing and SIA licenses will show customers their point of contact for any aspects of safety. Security stewards will prompt customers to disperse quietly disposing of any bottles/glassware if applicable and shepherd people towards safe departure points.

External lighting will be switched on during this period without disruption to local residents and avoiding light pollution but allowing for expansive CCTV coverage.

Using signage and announcements all customers will be advised to keep noise to a minimum and to respect the local residents.

Litter

Extra bins and recycling points will be made available during major events. NO litter, bottles, glassware or food cartons/packages will be taken out of Copeland Park.

From: McArthur, Wesley

Sent: Wednesday, February 22, 2017 12:20 PM

To: Tear, Jayne; Sharpe, Carolyn

Subject: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Both,

Do either of you have any further comments re the above?

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2TZ

APPENDIX C

From: McArthur, Wesley
Sent: Friday, April 21, 2017 5:12 PM
To: 'Jeff Brown'
Subject: Application for a premises licence - Unit 8, 133 Copeland Road, London, SE15 3SN (our ref: L1U 856094)

Hi Jeff,

Please find attached a hearing notification in respect of the above application and guidance to the hearing procedure. Also attached is this council's Statement of Licensing Policy which is referred to in the outstanding representations. You can reply to the notification via email.

I advise you to contact Jayne and Carolyn directly to facilitate conciliation. If you reach any agreement(s) with them please copy me in.

On another matter, the time limit to hold the hearing in respect of the application has been extended until 18 May 2017 under section 11 of The Licensing Act 2003 (Hearings) Regulations 2005 as it is in the public interest to do so in that it was expected that the application would be determined by conciliating the representations and therefore negating the requirement for a hearing.

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

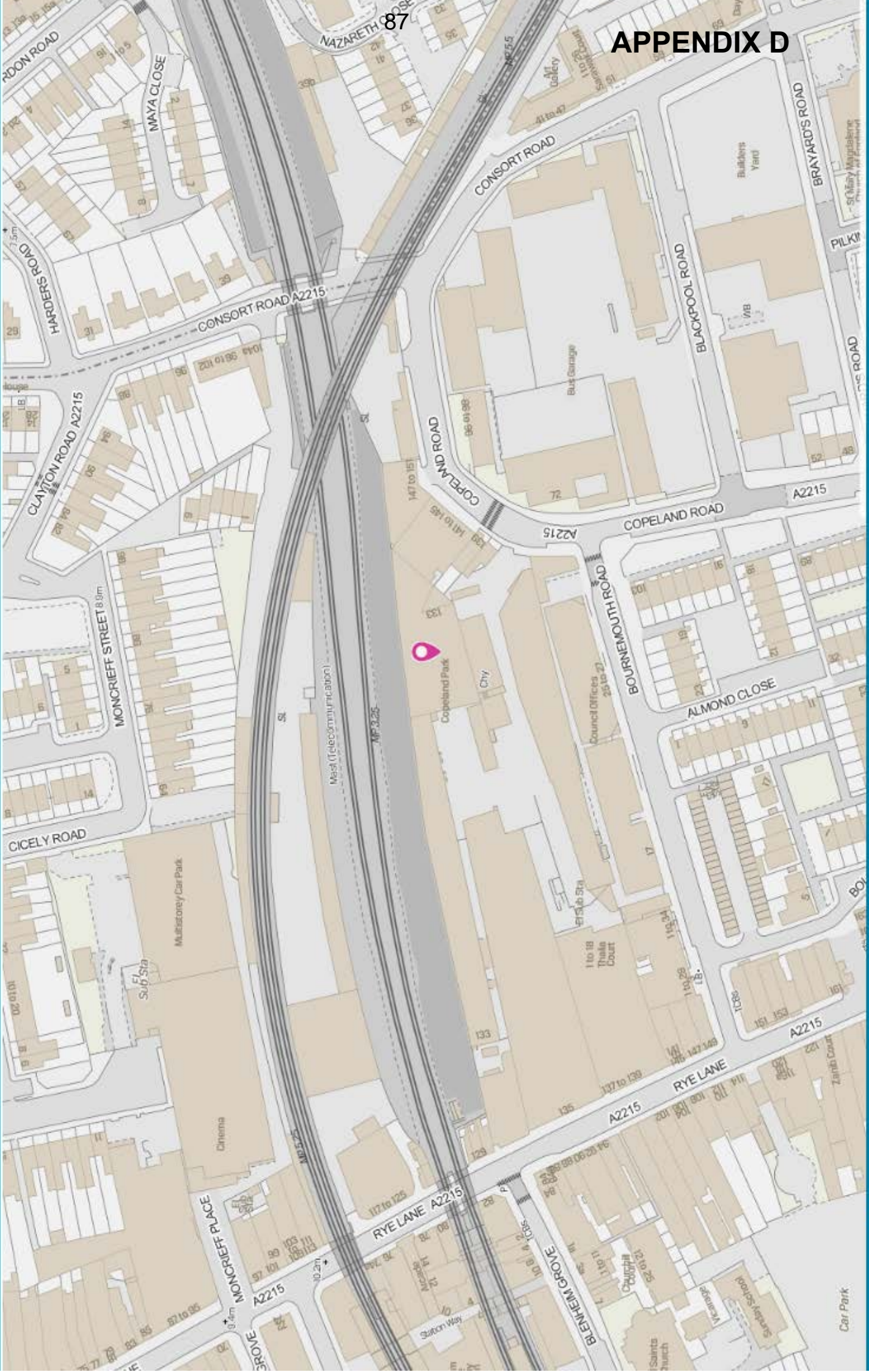
General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2QH

UNIT 8, 133, COPELAND ROAD, SE15 3SN



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