

## Licensing Sub-Committee

Thursday 19 July 2018  
10.00 am

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

### Membership

Councillor Sunil Chopra  
Councillor Sunny Lambe  
Councillor Charlie Smith

### Reserves

Councillor Lorraine Lauder MBE

---

### INFORMATION FOR MEMBERS OF THE PUBLIC

---

#### Access to information

You have the right to request to inspect copies of minutes and reports on this agenda as well as the background documents used in the preparation of these reports.

#### Babysitting/Carers allowances

If you are a resident of the borough and have paid someone to look after your children, an elderly dependant or a dependant with disabilities so that you could attend this meeting, you may claim an allowance from the council. Please collect a claim form at the meeting.

#### Access

The council is committed to making its meetings accessible. Further details on building access, translation, provision of signers etc for this meeting are on the council's web site: [www.southwark.gov.uk](http://www.southwark.gov.uk) or please contact the person below.

#### Contact

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

---

Members of the committee are summoned to attend this meeting

**Eleanor Kelly**

Chief Executive

Date: 10 July 2018



## Licensing Sub-Committee

Thursday 19 July 2018  
10.00 am

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

### Order of Business

Item No.	Title	Page No.
	<b>PART A - OPEN BUSINESS</b>	
1.	<b>ELECTION OF CHAIR</b>	
	To elect a chair for this meeting.	
2.	<b>APOLOGIES</b>	
	To receive any apologies for absence.	
3.	<b>CONFIRMATION OF VOTING MEMBERS</b>	
	A representative of each political group will confirm the voting members of the committee.	
4.	<b>NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT</b>	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
5.	<b>DISCLOSURE OF INTERESTS AND DISPENSATIONS</b>	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
6.	<b>LICENSING ACT 2003: FORZA WIN, FIFTH FLOOR, 133 RYE LANE, LONDON SE15 4ST</b>	1 - 39

**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: 10 July 2018

<b>Item No.</b> 6.	<b>Classification:</b> Open	<b>Date:</b> 19 July 2018	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report Title</b>		Licensing Act 2003: Forza Win, Fifth Floor, 133 Rye Lane, London SE15 4ST	
<b>Ward(s) of group(s) affected</b>		Rye Lane	
<b>From</b>		Strategic Director of Environment and Social Regeneration	

## RECOMMENDATION

1. That the licensing sub-committee considers whether an application made by Forza Win Limited for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Forza Win, Fifth Floor, 133 Rye Lane, London SE15 4ST.
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 12 to 17 of this report deal with the representations submitted in respect of the application. Copies of the representations are attached to this report as Appendices B and C. A map showing the location of the premises is attached to this report as Appendix D.
  - 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 14 May 2018 Forza Win Limited applied to this council for the grant of a premises licence in respect of Forza Win, 5<sup>th</sup> Floor, 133 Rye Lane, London SE15 4ST.
9. The application and is summarised as follows:
- **The provision of late night refreshment**
    - Sunday to Wednesday from 23:00 to 00:00 (midnight)
    - Thursday to Saturday from 23:00 to 02:00 the following day.
  - **The sale of alcohol to be consumed on and off the premises**
    - Sunday to Wednesday from 10:00 to 00:00
    - Thursday to Saturday from 10:00 to 02:00 the following day.
  - **Proposed opening hours of the premises**
    - Sunday to Wednesday from 10:00 to 00:30 the following day
    - Thursday to Saturday from 10:00 to 02:30 the following day.
  - **Non standard timings**
    - On New Year's Eve 23:00 - 02:30 on New Year's Day
    - On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time for the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00.

- The premises are described as a restaurant / bar.
10. The premises licence application form provides the applicant's operating schedule. Parts I, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operational 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 is attached to this report as appendix A.

### **Designated premises supervisor**

11. The proposed designated premises supervisor (DPS) is Sebastian Redford.

### **Representations from responsible authorities**

12. Representations have been submitted by this council's director of public health and this council's licensing responsible authority. The Metropolitan Police Service has also submitted a representation.
13. The director of public health's representation has been submitted in respect of all of the licensing objectives. The representation notes that the premises are situated in the Peckham cumulative impact policy (CIP) area and contends that the application has not adequately rebutted the presumption that the premises will add to the cumulative impact of alcohol related harm in the local area. The representation notes that there are a high number of licensed premises in the locale, that the local population is relatively young, that Rye Lane ward has the second highest number of warden reports made and also a high number of alcohol related ambulance call outs. The representation notes that the closing times applied for are later than those recommended in this council's statement of licensing policy for public houses, wine bars or other drinking establishments where the premises are located. The representation recommends that the finish times for alcohol sales be reduced to 22:30 on Sunday to Thursday and to 23:30 on Friday and Saturday.
14. The licensing responsible authority's representation has been submitted in respect of the prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm licensing objectives. The representation notes that the premises are situated in both Peckham major town centre area (as defined in the council's statement of licensing policy) and the Peckham CIP area. The representation contends that the application has not addressed the presumption to refuse the application. The representation notes that the premises are described as a restaurant / bar and that the council's statement of licensing policy recommends different closing times for public houses, wine bars or other drinking establishments than for restaurants. The representation also notes that the CIP applies to public houses, wine bars or other drinking establishments but not to restaurants. The representation suggests that the application is amended so that the closing times of the premises are congruent with those suggested in the council's statement of licensing policy for restaurants and that various conditions are included in the application.
15. The Metropolitan Police Service's representation notes that the premises are described as a restaurant, but that the application does not specify that alcohol will only be supplied as ancillary to food. The Metropolitan Police Service therefore contend that the premises could be considered a bar. The representation states that

the closing times suggested in the council's statement of licensing policy for bars are earlier than those applied for. The representation is concerned that no consideration has been given to the provision of SIA door supervisors in the application, to the total number of customers permitted on the premises at any one time or to the management of customers who leave the premises temporarily to smoke. The representation suggests that the application is amended so that the closing times of the premises are congruent with those suggested in this council's statement of licensing policy for restaurants and that various conditions are included in the application.

16. The representations submitted by responsible authorities are attached as Appendix B.

### **Representations from other persons**

17. Six representations in support of the application have been submitted by 'other persons'. The representations submitted by other persons are attached as Appendix C.

### **Conciliation**

18. The applicant has received copies of the representations submitted by responsible authorities and has been advised to contact the responsible authorities directly, if the applicant so wishes, to conciliate the responsible authorities. At the time of the writing of this report all of the responsible authorities' representations remain outstanding and must be considered by the licensing sub-committee. At the hearing to determine the application the licensing sub-committee will be updated as to any conciliation of the responsible authorities.

### **Premises history**

19. No licensing authorisation has been issued in respect of the premises under the Licensing Act 2003 or any previous legislation.
20. No temporary event notices have been submitted in regards to the premises.
21. On 14 May 2018 Forza Win Limited applied to this council for the grant of a premises licence in respect of Forza Win, 5<sup>th</sup> Floor, 133 Rye Lane, London, SE15 4ST.

### **Map**

22. 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)
  - 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
  - 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 to 22:30
  - 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:
    - Wednesday to Saturday from 12:00 to 23:30
    - 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 to 00:00
    - 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 and 00:00
    - Saturday and Sunday from 14:30 to 00:00.
  - The provision of plays:
    - Monday to Friday from 19:30 to 22:30
    - 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 to 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 to 23:00
    - Saturday from 12:00 to 23:00
    - Sunday from 12:00 to 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 to 23:00
    - Sunday from 12:00 and 22:00.
  
- **Tonkotsu, 133 Rye Lane, Peckham, SE15 4ST** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Sunday to Thursday from 11:00 to 23:30
    - Friday and Saturday from 11:00 to 00:30.
  - The provision of late night refreshment:
    - Sunday to Thursday from 23:00 to 00:30
    - Friday and Saturday from 23:00 to 01:00.
  
- **Rye Express, 137-139 Unit 1 Rye Lane SE15 4ST** licensed for:
  - The sale of alcohol to be consumed off the premises:
    - Monday to Sunday from 08:00 to 00:00.
  
- **Iceland Frozen Foods, 74 Rye Lane, SE15 5DQ** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Monday to Saturday from 08:00 to 23:00
    - Friday to Saturday from 10:00 to 22:30.
  
- **Il Giardino Restaurant, 7 Blenheim Grove, SE15 4QS** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Monday to Saturday from 11:00 to 00:00
    - Sunday from 12:00 to 23:30.
  - The provision of late night refreshment:
    - Monday to Saturday from 11:00 to 00:00
    - Sunday from 12:00 to 23:30.

- **Peckham Refreshment Rooms, 12-16 Unit 4 Blenheim Grove, SE15 4QL** licensed for:
  - The sale of alcohol to be consumed on the premises
    - Monday to Friday from 07:00 to 22:30
    - Saturday from 09:00 to 23:30
    - Sunday from 09:00 to 16:30
  
- **Honest Burgers, 12-16 Unit 1 To 2 Blenheim Grove, SE15 4QL** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Monday to Thursday from 10:00 to 23:00
    - Friday and Saturday from 10:00 to 00:00
    - Sunday from 10:00 to 23:00.
  - The provision of late night refreshment:
    - Friday to Saturday from 23:00 to 00:00.
  
- **Brick Brewery, Railway Arch 209, Blenheim Grove, SE15 4QL** licensed for:
  - The sale of alcohol to be consumed on and off the premises:
    - Monday to Friday from 11:00 to 22:30.
  
- **Bar Story, Arch 213 Blenheim Grove, SE15 4QL** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Monday to Saturday from 10:00 to 00:00
    - Sunday from 10:00 to 23:30.
  - The provision of late night refreshment:
    - Monday to Saturday from 10:00 to 00:30
    - Sunday from 10:00 to 00:30.
  
- **Little Bird Gin Nights & Weekends, 22a Unit 1, Dovedale Business Centre Blenheim Grove SE15 4QN** licensed for:
  - The sale of alcohol to be consumed on the premises:
    - Monday to Sunday from 10:00 to 19:00
  - The sale of alcohol to be consumed off the premises:
    - Thursday to Sunday from 10:00 to 22:00
  
- **Serious Pig, Railway Arch 221 Blenheim Grove, SE15 4QL** licensed for:
  - The sale of alcohol to be consumed on and off the premises:
    - Monday to Sunday from 10:00 to 19:00.

- **McDonald's Restaurants Limited, 72-74 Rye Lane, SE15 5DQ** licensed for:
  - The provision of late night refreshment:
    - Sunday to Thursday from 23:00 to 01:00
    - Friday and Saturday from 23:00 to 02:00.

### **Southwark council saturation policy for Peckham**

23. 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.
24. 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.
25. 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.
26. The applicant has been advised to address the committees concerns around cumulative impact at the meeting.

### **Southwark council statement of licensing policy**

27. 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.
28. 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.
29. The premises are located in Peckham major town centre area. Below are closing times suggested in the statement of licensing policy for various types of premises in Peckham major town centre area.
- Restaurants, cafes & takeaway establishments:
    - Sunday to Thursday: 00:00
    - Friday and Saturday: 01:00.
  - Public houses, wine bars or other drinking establishments:
    - Sunday to Thursday: 23:00
    - Friday and Saturday: 00:00.

### **Resource implications**

30. A fee of £100.00 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 B.

### **Consultation**

31. 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**

32. 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 & Democracy**

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

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

35. 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.
36. 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.
37. 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**

38. 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.
39. The four licensing objectives are:
  - The prevention of crime and disorder
  - Public safety

- The prevention of nuisance
  - The protection of children from harm.
40. 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.
41. 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.
42. 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**

43. 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**

44. 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.

45. 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**

46. 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.
47. 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.
48. 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.
49. 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.
50. 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.
51. 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.
52. 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.

53. 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

54. 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

55. The head of community safety and enforcement has confirmed that the costs of this process 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
Appendix C	Copies of representations submitted by other persons
Appendix D	Map of the local area



## AUDIT TRAIL

<b>Lead Officer</b>	Deborah Collins, Strategic Director of Environment and Social Regeneration	
<b>Report Author</b>	Wesley McArthur, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	9 July 2018	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
<b>Cabinet Member</b>	No	No
Date final report sent to Constitutional Team	9 July 2018	

14/05/2018

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

Ref No. 1022694

## 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

	Forza Win Ltd
--	---------------

## Premises Details

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

£	0
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

## Premises trading name

	Forza Win Ltd
--	---------------

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

Address Line 1	Forza Win, 5th Floor
Address Line 2	133 Rye Lane
Town	London
County	
Post code	SE15 4ST
Ordnance survey map reference	
Description of the location	
Telephone number	

## Applicant Details

Please select whether you are applying for a premises licence as

	a person other than an individual (limited company, partnership etc)
--	--

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

	I am carrying on or proposing to carry on a business which involves the use of the  premises for licensable activities
--	---

Other Applicants

Personal Details - First Entry

Name	Forza Win Ltd
------	---------------

Address - First Entry

Street number or building name	
Street Description	
Town	
County	
Post code	
Registered number ( where applicable )	
Description of applicant ( for example, partnership, company, unincorporated association etc )	limited company

Contact Details - First Entry

Email address	

Operating Schedule

When do you want the premises licence to start?

--	--

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 )

	restaurant/bar
--	----------------

If 5,000 or more people are expected to attend the premises at any one time please use the drop down below to select the number.

	Less than 5000
--	----------------

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 of the Licensing Act 2003)
--	---

Provision of regulated entertainment (Please read guidance note 2)


Provision of late night refreshment

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

Supply of alcohol

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

I - Late Night Refreshment

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

	Both
--	------

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

	the provision of hot food and drink to patrons
--	--

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

Day	Start	Finish
Mon	23:00	00:00
Tues	23:00	00:00
Wed	23:00	00:00
Thur	23:00	02:00
Fri	23:00	02:00
Sat	23:00	02:00
Sun	23:00	00:00

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 )

	<p>On New Year's Eve 23:00 - 02:00 on New Year's Day</p> <p>On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time for the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00.</p>
--	--

J - Supply of Alcohol

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	10:00	00:00
Tues	10:00	00:00
Wed	10:00	00:00
Thur	10:00	02:00
Fri	10:00	02:00
Sat	10:00	02:00
Sun	10:00	00:00

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 )

	<p>On New Year's Eve 23:00 - 02:00 on New Year's Day</p> <p>On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time for the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00.</p>
--	--

Please download and then upload the consent form completed by the designated proposed premises supervisor

--	--

Premises Supervisor

Full name of proposed designated premises supervisor

First names	Sebastian
Surname	Redford

DOB

Date Of Birth	
---------------	--

Address of proposed designated premises supervisor

Street number or Building name	
Street Description	
Town	
County	
Post code	

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

Personal licence number ( if known )	
Issuing authority ( if known )	

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)

	n/a
--	-----

L - Hours premises are open to public

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

Day	Start	Finish
Mon	10:00	00:30
Tues	10:00	00:30
Wed	10:00	00:30
Thur	10:00	02:30
Fri	10:00	02:30
Sat	10:00	02:30
Sun	10:00	00:30

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 )

	<p>On New Year's Eve 23:00 - 02:30 on New Year's Day</p> <p>On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time for the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00.</p>
--	--

M - Steps to promote four licencing objectives

a) General - all four licensing objectives (b,c,d,e) ( Please read guidance note 10 )

	see attached operating schedule
--	---------------------------------

b) the prevention of crime and disorder

	see attached operating schedule
--	---------------------------------

c) public safety

	see attached operating schedule
--	---------------------------------

d) the prevention of public nuisance

	see attached operating schedule
--	---------------------------------

e) the protection of children from harm

	see attached operating schedule
--	---------------------------------

Please upload a plan of the premises

	<a href="#">Forza-Licensing-Plan.pdf</a>
--	--

Please upload any additional information i.e. risk assessments

	<a href="#">CONDITIONS-PROPOSED.pdf</a>
--	---

Checklist

	<p>I have enclosed the plan of the premises.          I understand that if I do not comply with the above requirements my application&lt;br&gt; will be rejected.          I understand that I must now advertise my application (In the local paper within 14 days of applying</p>
--	---

Home Office Declaration

Please tick to indicate agreement

	<input type="checkbox"/> I am a company or limited liability partnership
--	--

Declaration

I agree to the above statement

	Yes
PaymentDescription	<input checked="" type="checkbox"/>
AuthCode	<input type="checkbox"/>
LicenceReference	<input type="checkbox"/>
PaymentContactEmail	<input type="checkbox"/>

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	[REDACTED]
Date (DD/MM/YYYY)	04/05/2018
Capacity	Applicant's solicitors

Where the premises licence is jointly held, enter the 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (guidance note 13). If completing on behalf of the applicant state in what capacity

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	[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.

**Forza Win****5<sup>th</sup> Floor, 133 Rye Lane SE15 4ST****Application for a new Premises Licence****Proposed Conditions**

- 1 Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 2 No noise shall emanate from the premises, nor vibration be transmitted through the structure of the premises, which gives rise to a nuisance.
- 3 Rubbish (including bottles) shall not be moved, removed or placed in outside areas of the premises between 23:00 hours and 08:00hours.
- 4 Clearly legible signage shall be displayed at all patron exits in such a manner so that it can easily be seen and read by customers requesting to the effect that patrons leave the premises in a quiet and orderly manner that is respectful to the neighbours.
- 5 The pavement in the immediate vicinity of the premises shall keep free from waste / refuse emanating from the premises while the premises are open.
- 6 All waste for collection shall properly be presented and placed no earlier than 30 minutes before the scheduled waste collection times.
- 7 All windows and external doors shall be kept closed after 23:00 hours, except for the immediate access and egress of persons.
- 8 A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open.
- 9 An incident book / incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises:
  - All crimes reported at the premises
  - Complaints received concerning crime and disorder

- Seizures of drugs or offensive weapons
- Instances of anti-social or disorderly behaviour / violence
- Calls to the police or fire brigade
- Abuse of staff and / or customers
- Ejections of people from the premises
- Visits to the premises by the local authority, police, fire brigade or any responsible authority
- Any malfunction in respect of the CCTV system
- Any other relevant incidents

The incident book / incident recording system shall be updated contemporaneously and shall record the time, date, location in the premises and description of each incident, the printed and signed name of the person reporting the incident and any action taken in respect of the incident. The incident book / incident recording system shall be available / be accessible at the premises at all times that the premises are in use and shall be made available to officers of the council, police, fire brigade or any responsible authority on request.

- 10 An adequate and appropriate supply of first aid equipment and materials shall be available on the premises at all times. That adequate and appropriate first aid materials / equipment shall be kept at the premises in a first aid box / boxes. The first aid box(s) shall be kept in an easily accessible location(s) and kept free from obstructions at all times. All staff shall be aware of where the first aid box is kept.
- 11 The premises will be operated in accordance with Health and Safety and related legislation in order to ensure the safety of customers and staff.
- 12 A CCTV system be installed at the premises, be maintained in full working order and be continually recording at all times the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises.
- 13 All CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and the council on request. There will be at least one person on duty at all times who is trained in the operation of the CCTV system, capable of retrieving and showing footage at the immediate request of police or council officers and able to download footage to a removable storage device and / or storage media at the immediate request of police or council officers.

- 14 All staff shall be trained in their responsibilities under the Licensing Act 2003 and trained in respect of the terms and conditions of this licence. Records pertaining to such training shall be kept and updated every 6 months. The training records shall be made immediately available to officers of the police and the council on request.
- 15 A challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request 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 or any age identification card validated by the Secretary of State.
- 16 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 such training shall be kept/ be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
- 17 Clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- 18 A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be made immediately available for inspection at the premises to council or police officers on request.

**From:** Sharpe, Carolyn **On Behalf Of** Public Health Licensing  
**Sent:** Thursday, May 31, 2018 12:43 PM  
**To:** Regen, Licensing  
**Cc:** Public Health Licensing  
**Subject:** RE: Consultation 133 Rye Lane

**Re: Forza Win Ltd, Fifth Floor, 133 Rye Lane, London, SE15 4ST**

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

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

- The prevention of crime and disorder
- Prevention of public nuisance
- Public safety
- Protection of children from harm

The applicant requests a new licence for the sale of alcohol on the premises between the following hours:

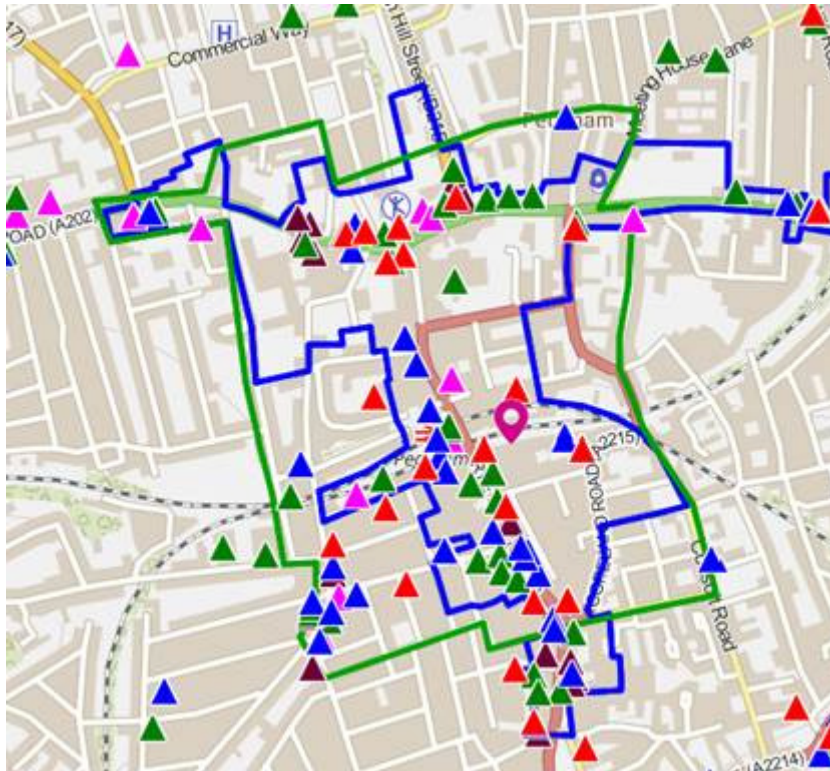
Monday to Wednesday:	10:00 - 00:00
Thursday to Saturday:	10:00 - 02:30
Sunday:	10:00 - 00:00

With the following opening hours:

Monday to Wednesday:	10:00 - 00:30
Thursday to Saturday:	10:00 - 02:30
Sunday:	10:00 - 00:30

This premises is located within the Peckham Cumulative Impact Policy (CIP) area and in my opinion the applicant has not adequately rebutted the presumption that this premises will add to the cumulative impact of alcohol harms in the local area. Peckham CIP has been identified as a 'hotspot' location for rowdy behaviour and street drinking, alcohol-related ambulance callouts and non-domestic violence.

There is a high volume of licensed premises within this area whereby the licensed premises to number of residents in this LSOA is statistically higher than Southwark average. As can be seen from the image below the area is very densely populated with licensed premises, many of which are drinking establishments. The local population surrounding is relatively young, with 21% being aged 0-15. The applicant is requesting the consumption of alcohol both inside and outside the premises, which may have a negative effect on children within the local surroundings particularly when opening time are late during school days.



- ▲ Licensed premises - Drinking Establishments
- ▲ Licensed premises - Eateries
- ▲ Licensed premises - Off-Sales
- ▲ Licensed premises - Other
- ▲ Licensed premises - Takeaways

Furthermore, The Lane has the second highest number of warden reports made in Southwark and the number of alcohol-related ambulance call-outs are made in this area are significantly higher than the rest of Southwark. It is evident that crime and disorder, public nuisance and public safety are causes for concern within this ward.

Southwark's Statement of Licensing Policy recommends that drinking establishments within this area close at 23:00 Sunday to Thursday and 00:00 Friday and Saturday. I therefore recommend hours for the sale of alcohol to be 10:00 to 22:30 Sunday to Thursday and 10:00 to 23:30 Friday and Saturday with hours of opening being half an hour later than the sale of alcohol to allow sufficient drink up time.

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

Yours sincerely,

Carolyn Sharpe  
*on behalf of Professor Kevin Fenton, Director of Health and Wellbeing (incorporating the role of Director of Public Health)*

Carolyn Sharpe | [carolyn.sharpe@southwark.gov.uk](mailto:carolyn.sharpe@southwark.gov.uk) | 02075250025 | 07927563567

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

**From:** Tear, Jayne  
**Sent:** Monday, June 11, 2018 3:33 PM  
**To:** Regen, Licensing  
**Cc:** McArthur, Wesley;  
**Subject:** REPRESENTATION RE FORZA WIN  
**Importance:** High

Dear Licensing

Please find attached my representation regarding the above application,

With kind regards

Jayne

**Jayne Tear - Principal Licensing Officer – As Responsible Authority for Licensing**

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

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



Womens Safety Charter

<https://www.southwark.gov.uk/community-safety/let-s-talk-about-women-s-safety>



## MEMO: Licensing Unit

---

To	Licensing Unit	Date	11 June 2018	
Copies				
From	Jayne Tear	Telephone	020 7525 0396	Fax
Email	jayne.tear@southwark.gov.uk			

---

Subject Re: Forza Win, 5<sup>th</sup> Floor, 133 Rye Lane, London , SE15 4ST  
 - Application for a premises licence

I write with regards to the above application for a premises licence submitted by Forza Win Limited under the Licensing Act 2003, which seeks the following licensable activities:

- Late night refreshment (indoors and outdoors) on Sunday to Wednesday from 23:00 to 00:00 and on Thursday to Saturday from 23:00 to 02:00 the following day
- Supply of alcohol (on and off the premises) on Sunday to Wednesday from 10:00 to 00:00 and on Thursday to Saturday from 10:00 to 02:00 the following day
- Overall opening times shall be on Sunday to Wednesday from 10:00 to 00:30 and on Thursday to Saturday from 10:00 to 02:30 the following day

**Non standard timing requested:**

- Late night refreshment - on New Years Eve 23:00 to 02:00 on New Years Day
- Supply of alcohol - on New Years Eve 23:00 to 02:00 on New Years Day
- Closing times - on New Years Eve 23:00 to 02:30 on New Years Day
- On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time for the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01:00

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, prevention of public nuisance and the protection of children from harm.

The premises is situated in Peckham Major Town Centre Area and under the Southwark Statement of Licensing policy 2016 - 2020 the appropriate closing times are as follows:

- Restaurants and cafes on Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours
- Public Houses Wine bars or other drinking establishments on Sunday to Thursday is 23:00 hours and for Friday and Saturday 00:00 hours.

Furthermore the premises is situated within the CIP area for Peckham. The effect of this special policy 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.

The classes of premises to which the CIP policy applies in the Peckham area are defined as follows:

- Night clubs; pubs and bars; off-licences, grocers, supermarkets, convenience stores and similar premises.

The application describes the premises as a '*restaurant/bar*'. Although the CIP policy would not apply to a restaurant it would however apply a bar. To avoid any ambiguity with regards to whether the premises should be addressing the negative cumulative impact if it were to operate as a bar I would request the following condition, which would be consistent with a restaurant, is added to the operating schedule:

- Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and by consumption of such persons as an ancillary to their meal.

I would further request that the applicant to consider bringing the closing times/licensable activities in line with that which is deemed appropriate for a restaurant within this area in the licensing policy as follows:

- Closing times to cease on Sunday to Thursday at 00:00 hours and on Friday and Saturday at 01:00 hours
- Late night refreshment to cease on Sunday to Thursday at 23:30 hours and on Friday and Saturday at 00:30 hours
- Supply of alcohol '*on the premises*' to cease on Sunday to Thursday at 23:30 hours and on Friday and Saturday at 00:30 hours
- Supply of alcohol '*off the premises*' cease on Sunday to Thursday at 00:00 hours and on Friday and Saturday at 01:00 hours

Due to the lack of information provided with the operating schedule and to further to promote the prevention of crime and disorder and the prevention of public nuisance I ask the applicant to provide the following further information

- That an accomodation limit of the premises is provided (to be conditioned)
- To provide a written dispersal policy for the premises (to be conditioned)

And to add further conditions as follows:

- Any '*off sales*' of alcohol shall be provided in sealed containers and taken away from the premises
- That clear legible signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as off sales should not be opened and consumed in the vicinity of 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://lbs-mapweb-01:9080/connect/Includes/APPIMA/SSOLP1620.pdf>

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

**From:** [Graham.S.White@met.pnn.police.uk](mailto:Graham.S.White@met.pnn.police.uk) [<mailto:Graham.S.White@met.pnn.police.uk>]  
**Sent:** Monday, June 11, 2018 10:31 AM  
**To:** Regen, Licensing  
**Cc:** Tear, Jayne  
**Subject:** Forza Win, 133 Rye Lane

Please find attached the police objection to the above application

Regards

Graham

**PC Graham White 288MD**

*Licensing Officer*  
*Southwark Police Licensing Unit*  
*323 Borough High Street*  
*London*  
*SE1 1JL*  
*Tel: 0207 232 6756 (726756)*  
[SouthwarkLicensing@met.police.uk](mailto:SouthwarkLicensing@met.police.uk)  
[Graham.S.White@met.police.uk](mailto:Graham.S.White@met.police.uk)  
[www.met.police.uk](http://www.met.police.uk)



**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](mailto:SouthwarkLicensing@met.police.uk)

**Our reference:** MD/3150/18

**Date:** 11<sup>th</sup> June 2018

Dear Sir/Madam

**Re:- Forza Win Ltd, 5<sup>th</sup> Floor, 133 Rye lane, London SE15 4ST**

Police are in possession of an application from the above for a new premises licence. The application describes the operation as a restaurant bar, it is situated within the Peckham Cumulative impact Zone (CIZ). The hours applied for are outside that recommended in the Southwark statement of licensing policy.

The operating schedule shows the following hours.

Opening Hours	
Sun - Thu	10.00hrs – 00.30hrs
Fri - Sat	10.00hrs – 02.30hrs

*Working for a safer Southwark*

Sale of alcohol on/off	
Sun – Thu	10.00hrs – 00.00hrs
Fri - Sat	10.00hrs – 02.00hrs
Late Night Refreshment	
Sun - Thu	23.00hrs – 00.00hrs
Fri - Sat	23.00hrs – 02.00hrs

The venue are described as a restaurant but only states that food will be available in all parts of the building where alcohol is available but does not state alcohol only available ancillary to food. This would allow people to drink without eating and would be considered a bar under Southwark Statement of Licensing policy. The latest hours recommended for this type of premises in the policy is 00.00hrs Fridays and Saturdays 23.00hrs the rest of the week.

The application also does not specify SIA, which I would consider a necessity for a premises opening until 2.30 in the morning. The premises are part of the Copeland road, Bussey building and CLF group of buildings and as such will have a considerable impact on the flow of people in the area. No limit on customers have been given so at this stage I am unable to fully assess the impact the premises would have on the area.

No indication has been given regarding customers leaving to smoke, I note that the entrance on Rye lane is situated next to a pedestrian crossing and any congregation on the footway would cause disruption and possible danger to motorist and pedestrians wishing to cross.

Police object to the granting of the licence in its current format but would recommend a reduction in hours to that recommended in the statement of Licensing policy. The following conditions to be included on the licence to promote the crime and disorder licensing objective.

1. Intoxicating liquor shall not be sold or supplied for consumption on the premises otherwise than to persons taking substantial table meals there and as an ancillary to that person's meal.
2. An SIA registered door supervisors will be engaged when the premises are in operation under the licence on Friday, Saturday and Sunday proceeding a bank holiday. They will be employed at all times after 21:00 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.

Alternatively, if condition 1 were not agreed then we would require the following condition as the capacity of the venue is 300.

3. That two SIA registered door supervisors will be engaged when the premises are in operation under the licence on Friday, Saturday and Sunday proceeding a bank holiday. They will be employed at all times after 21:00 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.

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

Yours Sincerely

**PC Graham White 288MD**  
Licensing Officer

Southwark Police Licensing Unit  
Tel: 0207 232 6756

## APPENDIX C

**Party 1****From:****Sent:** 25 May 2018 17:27**To:** Regen, Licensing**Subject:** Support of Premises License

Dear Southwark Licensing Authority,

I would be grateful if you would please consider this email in support of Forza Win's application for a premises licence at [133 Rye Lane](#).

I am a proud local resident of Peckham living locally at

I am aware of the applicant's existing premises at Copeland Park. They have a proven track record operating in the local area. This gives me great assurances that they can be trusted to operate the new premises responsibly in accordance with the hours and licence conditions proposed with their application.

As a local resident, I have never experienced disturbances or complaints arising from the applicants existing business. In fact, the only impact they have had in Peckham is a positive one. I hope the Council grant the premises licence on the terms applied for, to have them continue the positive impact the applicant is having in Peckham.

I would be grateful if you could please keep me updated on the progress of this application.

Best wishes

Sent from my iPhone

---

**Party 2****From:****Sent:** Friday, May 25, 2018 3:34 PM**To:** Regen, Licensing**Subject:** Forza Win 5th Floor, 133 Rye Lane SE15 4ST Application for a new Premises Licence

Dear Sir / Madam,

I am writing with regards to Forza Win's application for a license on the 5th floor of 133 Rye Lane.

I would like to add my support for this application. I have known the applicant, \_\_\_\_\_ for a number of years, and more importantly seen how he runs his current business Forza Win.

I have no doubt that this new enterprise will be run in to the same standards - civic minded, responsible and safe. It also feels like this concept will appeal to a slightly different audience to those that currently exist on Rye Lane, so will hopefully draw a broader range of people to the area.

From the perspective of a fellow local business owner, this is exactly the kind of operation the council should be supporting. A business set up and run by someone who is local, and puts time and effort into the wider community. Not a multinational throwing money around to try and get a slice of the next big thing.

I hope this

Kind regards

---

**Party 3**

-----Original Message-----

From:

Sent: Monday, May 28, 2018 6:49 AM

To: Regen, Licensing

Subject: Forza licence application 133 Rye Lane. 863292.docx

Hello,

I have attached my letter of support for the application 863292, 133 Rye Lane.

Regards,

Dear whomever it may concern,

I am writing to support the application 863292. Forza win, 133 fifth floor Rye Lane. Sebastian has lived in south London for over 10 years and has run his Copeland Park spot for half of that time. He has also run and opened 3 successful pubs in East London. I have supported and admired the growth of the business in the last 5 years. And can be assured from his experience that all the given conditions on the licence will be met.

Having lived in Peckham for over 10 years in which I have been a resident and a business owner of a licensed cafe bar for some of that time (in which Sebastian mentored me a lot through the growth of) I am confident that Peckham has no where to go post 11pm for a quieter drink after dinner. As an original signer of and supporter of the women's safety charter in Southwark council, I strongly support businesses that will demonstrate this and I am confident that a quiet place for a drink on Rye Lane will stand out as somewhere that will be a safe night out for women (preventing crime and disorder).

Sebastian and his experienced team will support the local economy with its fresh ideas. In the cultural strategy vision for Southwark up until 2022, it states in the strategy overview it's importance of the support of creative economy, creative growth and creative people. The licensing of this property will do that (as well as enable residents to have access to a really well made drink in a safe and relaxed atmosphere).

Kind regards,

**Party 4****From:****On Behalf Of:****Sent:** Wednesday, May 30, 2018 4:23 PM**To:** Regen, Licensing**Subject:** Support letter in relation to the application for a new Premises Licence - Forza Win 5th Floor, 133 Rye Lane SE15 4ST

Dear Sirs,

I am writing in relation to the above licence request and would like to support this as follows:

I have worked with the licensee on a professional level with regards to their current business operation in Copeland Park and dine there frequently on a personal one. My experience with the licensee has been a very positive one. Bash Redford, in all that he does is exceptionally conscientious regarding his businesses space in the community and I can attest that I have witnessed this personally.

In my personal opinion and based on my experience with the company, I would expect them to ensure that the Brand of Forza Win, one of conviviality, inclusion, cleanliness and safety would be continued to the new site.

I have read through the proposed conditions from the operators and would look forward to them operating another site within the area which I would frequent.

I would be more than happy to answer any more questions should it be required.

Yours

---

**Party 5****28<sup>th</sup> May 2018****By Email**

Dear Sir/Madam,

**Premises License Application for Forza Win, 5th Floor, 133 Rye Lane, London SE15 4ST****Ref: L1U863292**

We are writing in our capacity as building owner and landlord of 133 Rye Lane, to make representation in favour of the premises license application detailed above. We believe that the application should be supported for the following reasons:

1. The applicant (Forza Win)'s premises will trade as a restaurant, and we have no reason to believe that this operation would undermine any of the licensing objectives.
2. We have worked closely with the applicant to ensure that the premises will not unduly impact on any of our neighbours.
3. Both we and the applicants have maintained an open dialogue with the neighbouring operators throughout, and we have taken active measures to minimise the impact of our building on the objectors, be that from the applicant or any of our other future tenants (as further described below).
4. There is a legal right to enter our building from the public highway (Rye Lane) at all times, as well as a legal right to pass and repass over the land to the side and rear of our building at all times.
5. We have specifically amended the design of our scheme so that, when necessary, the primary entrance for all uses within the building will come directly off Rye Lane rather than through either the side or rear entrances. This was done solely to minimise impact on the CLF's late-night operation.
6. We have also given over the entire front half of our ground floor to a shared entrance area in order to



alleviate any pressure on Rye Lane (by day or night), and to allow our workspace, restaurant or other customers to congregate within, rather than outside of the building if and when required.

7. We have also set the line of our proposed shopfront (for which we have planning consent) back from the pavement by 1.4m, to allow an external space within the demise of our property to ensure our tenants do not unduly impact on the public footpath.

We trust this is sufficient information to inform your decision, however please feel free to get in touch if you require any further information.

Yours sincerely,

For and on behalf of  
133 Rye Lane Limited

---

## **Party 6**

**From:**

**Sent:** Monday, June 04, 2018 7:45 PM

**To:** Regen, Licensing

**Subject:** Forza Win, Roof Top, 133 Rye Lane. Licence 863292

Dear Sirs,

**Re: In Support of Forza Win Ltd, Licence application 863292, New premises licence for late night refreshment, 113 Rye lane, Roof Top (Fifth Floor).**

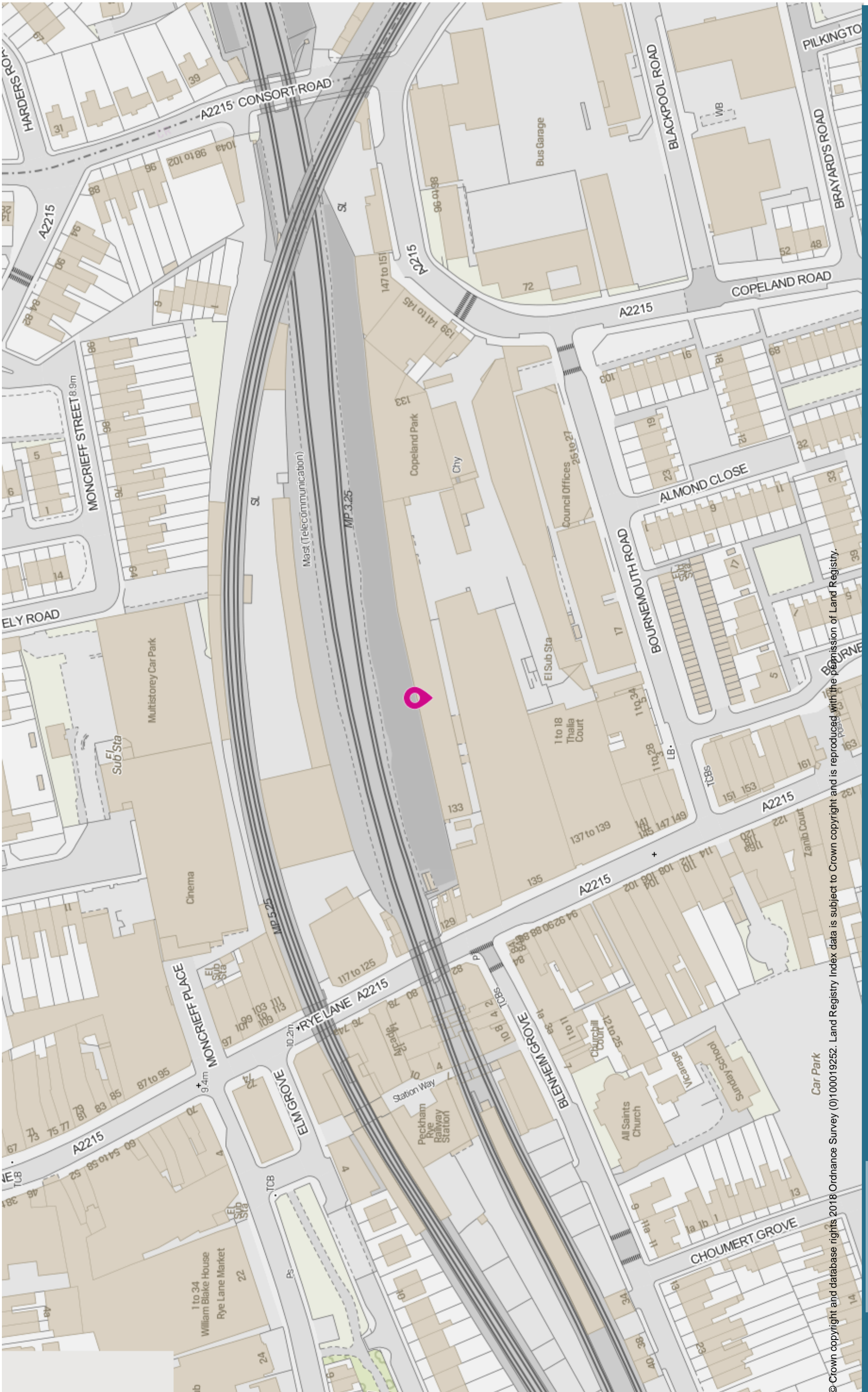
I write in support of Bash Redford and his organisation ForzaWin Ltd, a well run, much loved food and refreshment establishment in Peckham for some five years.

As a growing responsible company, their proposal to run a roof top refreshment facility, an offer for the older and family demographic within Peckham's defined 'night time economy area' will be a positive addition to the thriving area, providing more responsible employment and prosperity to Rye lane in Peckham .

As a local resident and frequent customer at ForzaWin, I can vouch for the organisation's management skills in Public Safety, staff training, their careful consideration to Public Nuisance.

I have no doubt in their abilities to provide an excellent new premises for late refreshment and their management systems to deal professionally with all crime and disorder compliance matters, particularly in light of the proposed offer 'family friendly' they are promoting.

Kind regards



© Crown copyright and database rights 2018 Ordnance Survey (0)100019252. Land Registry Index data is subject to Crown copyright and is reproduced with the permission of Land Registry.



9-Jul-2018

This page is intentionally blank.

**LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2017-18**

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

Name	No of copies	Name	No of copies
<b>Members</b>		<b>Officers</b>	
Councillor Sunil Chopra	1	Debra Allday, legal team	1
Councillor Sunny Lambe	1	Wesley McArthur, licensing team	1
Councillor Charlie Smith	1	Carolyn Sharpe, public health	11
Councillor Lorraine Lauder MBE	By email	Jayne Tear, licensing team	1
		Graham White, Metropolitan Police Service	By email
		Andrew Weir (spares)	5
		<b>Total printed copies:</b>	12
		<b>Dated:</b> 10 July 2018	