Open Agenda



Licensing Sub-Committee

Wednesday 7 November 2018
10.00 am
Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

Membership

Reserves

Councillor Renata Hamvas (Chair) Councillor Sirajul Islam Councillor Lorraine Lauder MBE Councillor Sandra Rhule

INFORMATION FOR MEMBERS OF THE PUBLIC

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Contact

Tim Murtagh on 020 7525 7187 or email: tim.murtagh@southwark.gov.uk

Members of the committee are summoned to attend this meeting **Eleanor Kelly**Chief Executive

Date: 30 October 2018





Licensing Sub-Committee

Wednesday 7 November 2018
10.00 am
Ground Floor Meeting Room G02B - 160 Tooley Street, London SE1 2QH

Order of Business

Item No. Title Page No.

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. UNCOMMON - 1 LONG LANE, LONDON, SE1 4PG

1 - 74

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: 30 October 2018

Item No. 5.	Classification: Open	Date: 29 October 2018	Meeting Name: Licensing Sub-Committee
Report Title:		Uncommon – 1 Long I	Lane, London, SE1 4PG
Ward(s) or group(s) affected:		Chaucer Ward	
From:		Strategic Director of E	nvironment and Leisure

RECOMMENDATION

1. That the licensing sub-committee considers an application made by CER Long Lane Limited for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Uncommon – 1 Long Lane, London, SE1 4PG.

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 15 of this report deal with the representations submitted in respect of the application. Copies of the representation submitted by the responsible authorities and attached to this report in Appendix B and copies of representations from other persons attached in Appendix 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 11 July 2018, CER Long Lane Limited applied for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Uncommon – 1 Long Lane, London, SE1 4PG. The premises are described in the application as being:

"The premises operates as a shared working space for members providing a work environment and facilities for those who wish to use them for business and work purposes. They include ancillary services such as a café/restaurant from which it is intended to sell alcohol.

In addition, certain private events are run either for members and guests or where the space has been hired out."

9. The hours applied for are summarised as follows:

The sale by retail of alcohol (on sales only):

Monday to Friday 08:00 to 23:00
 Saturday and Sunday 10:00 to 22:00

The provision of regulated entertainment in the form of live and recorded music, films and plays (all indoors):

Monday to Friday 08:00 to 23:00
 Saturday and Sunday 10:00 to 22:00

Opening hours:

Monday to Sunday 00:00 to 00:00

The premises are not to be open to the general public, but the premises are open to members 24 hours a day.

- 10. The Designated Premises Supervisor is to be Gemma Lopes, who holds a personal licence with the London Borough of Havering.
- 11. The premises licence application form provides the applicant's operating schedule. Parts A, B, C and E to 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 premises plan is attached to this report in Appendix A.

Representations from responsible authorities

- 12. A representation had been received from the Metropolitan Police Service (Licensing Division) which raises concerns regarding the prevention of crime and disorder. Five additional conditions were requested and have since been agreed. The representation is therefore withdrawn. The representations and details of the police withdrawal are available in Appendix B.
- 13. A representation has been provided by this council's Public Health Department, objecting to the start times for the sale of alcohol.
- 14. A representation has been submitted by the licensing authority in their role as responsible authority concerned with the premises being situated in the Borough and Bankside Cumulative Impact Area and states that the operating schedule may not be comprehensive enough to negate any negative impact. Additional conditions have also been sought.

Representations from other persons

15. Representations have been received from seventeen other persons, mainly from residents in the immediate vicinity, the local church and the management company for a nearby residential block. Representations are supported by a ward councillor, Councilor Helen Dennis. Objectors are concerned with the addition of another licensed premises in an area already saturated with other licences. There is a fear that the premises will not be well managed and will contribute to crime, disorder and public nuisance. Redacted versions of the representations are available in Appendix C.

Conciliation

16. All representations were sent to the Applicant. The representation from the Metropolitan Police Service has been withdrawn upon the agreement of additional conditions. Representations from other responsible authorities remain outstanding, as do those from other persons.

Premises history

17. This is a new premises with no licensing history. No temporary events notices have been granted and no complaints have been received by the licensing authority, with the exception of one complaint from a local resident during the consultation period, stating that there was an issue with the blue notice at the premises, which was subsequently rectified by the Applicant.

Map

- 18. A map showing the location of the premises is attached to this report as Appendix D. The following are a list of licensed premises in the immediate vicinity of the application:
- Tesco 34 Long Lane, SE1 4AU

The sale by retail of alcohol (off sales)

Monday to Sunday

06:00 to 23:00

Simply Indian – 25 Tabard Street, SE1 4LA

Late night refreshment

o Monday to Sunday 23:00 to 00:00

Dover Castle – 6a Great Dover Street, SE1 4XW

The sale by retail of alcohol (both on and off sales)

Monday to Saturday
 Sunday
 11:00 to 02:00
 11:00 to 00:00

The provision of regulated entertainment in the form of live and recorded music and facilities for dancing (all indoors)

Monday to Saturday
 11:00 to 02:00

Supersave Express – 223-227 Borough High Street, SE1 1JD

The sale by retail of alcohol (off sales only)

Monday to Sunday
 00:00 to 00:00

The provision of late night refreshment (indoors)

Monday to Saturday
 Sunday
 23:00 to 05:00
 11:00 to 00:00

Nelsons Café – 168 Borough High Street, SE1 1LB

The sale by retail of alcohol (on sales only)

Monday to Saturday
 Sunday
 11:00 to 00:00
 12:00 to 23:30

The provision of late night refreshment (indoors)

Monday to Saturday
 Sunday
 23:00 to 00:30
 23:00 to 00:00

Southwark council statement of licensing policy

- 19. Council assembly approved Southwark's Statement of Licensing Policy 2016-20 on 25 November 2015. The policy came into effect on 1 January 2016.
- 20. Further 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 Which 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 Which 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 Which 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 Which 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 Which provides general guidance on the promotion of the first licensing objective

- Section 9 Public Safety Which provides general guidance on the promotion of the second licensing objective
- Section 10 The Prevention of Nuisance Which provides general guidance on the promotion of the third licensing objective
- Section 11 The Protection of Children from Harm Which provides general guidance on the promotion of the fourth licensing objective.
- 21. 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.
- 22. Within Southwark's Statement of Licensing Policy, the premises is situated within the Borough and Bankside CIP Area. Under the Southwark Statement of Licensing Policy 2016 2020 the Local CIP applies to night clubs, public houses & bars, restaurants & cafes, off-licences, supermarkets, convenience stores and similar premises.
- 23. Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Borough and Bankside policy area as defined in paragraph 129 of the policy and, as an off licence type premises falls into the class of premises in 130 of the policy.
- 24. Therefore under paragraph 119 of the policy there is a rebuttable presumption that applications for new premises licenses 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 granting of any application will not add to the cumulative impact, through suggested conditions within the operating schedule.

Resource implications

25. A fee of £635.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value B.

Consultations

26. 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

27. 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

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

Principles for making the determination

- 30. 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.
- 31. 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.
- 32. 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
 - o 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

- 33. 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.
- 34. The four licensing objectives are:
 - The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
- 35. 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.
- 36. 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.
- 37. 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

38. 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

- 39. 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
 - o If given permission by the committee, question any other party.
 - o 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.
- 40. 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

- 41. 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.
- 42. 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.

- 43. 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.
- 44. 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.
- 45. 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.
- 46. 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.
- 47. 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.
- 48. 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

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

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 DCMS 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	Application for a premises licence
Appendix B	Representations submitted by Responsible Authorities
Appendix C	Representations submitted by Other Persons
Appendix D	Map of the locality

AUDIT TRAIL

Lead Officer	Deborah Collins, St	trategic Director of Envi	ronment and Leisure
Report Author	Andrew Heron, Prir	ncipal Licensing Officer	
Version	Final		
Dated	16 October 2018		
Key Decision?	No		
CONSULTATION	WITH OTHER OFF	ICERS / DIRECTORA	TES / CABINET
MEMBER			
Officer Title		Comments sought	Comments included
Director of Law & D)omooroov	\/aa	V
	Democracy	Yes	Yes
	of Finance and	No Yes	Yes No
Strategic Director			

APPENDIX A

please complete section (B)

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

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.

d)

a charity

CER LONG LANE LIMITED I/We (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003 Part 1 – Premises details Postal address of premises or, if none, ordnance survey map reference or description Uncommon 1 LONG LANE LONDON **ENGLAND** SE1 4PG London Postcode Post town Telephone number at premises (if any) tbc Non-domestic rateable value of premises £Band E Part 2 - Applicant details Please state whether you are applying for a premises licence as Please tick as appropriate a) an individual or individuals * please complete section (A) b) a person other than an individual * i as a limited company/limited liability please complete section (B) partnership ii as a partnership (other than limited liability) please complete section (B) iii as an unincorporated association or please complete section (B) other (for example a statutory corporation) please complete section (B) a recognised club please complete section (B) c)

the pro	oprieto	or of a	n educatio	nal esta	ablishment	t		please comp	olete section ((B)
a heal	th serv	rice bo	dy					please comp	olete section ((B)
Care S	Standa	lards Act 2000 (c14) in respect of an							olete section ((B)
1 of the	the Health and Social Care Act 2008 (within meaning of that Part) in an independent							olete section ((B)	
				a police	e force in			please comp	olete section ((B)
	pplyin	g as a	person de	scribed	l in (a) or ((b) ple	ase co	nfirm (by ticl	king yes to on	e box
ses for	licensa	ble ac	tivities; o	r	business	which	involv	ves the use of	fthe	[✓]
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statutory function or										
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1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England h) the chief officer of police of a police force in England and Wales * If you are applying as a person described in (a) or (b) pelow): I am carrying on or proposing to carry on a business whip premises for licensable activities; or I am making the application pursuant to a							a health service body a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England the chief officer of police of a police force in England and Wales ou are applying as a person described in (a) or (b) please conditions arrying on or proposing to carry on a business which involves for licensable activities; or making the application pursuant to a	a health service body	a health service body	

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs Mrs M	ss 🗌 N	⁄Is 🗌	Other Title (for example, Rev)
Surname		First na	ames
Date of birth	I am 18 yea	ars old or	over Please tick yes
Nationality			
Current postal address if different from premises address			я
Post town			Postcode
Daytime contact telephone nu	nber		
E-mail address (optional)			
(B) OTHER APPLICANTS			

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

CER LONG LANE LIMITED
Address
1 LONG LANE
LONDON
ENGLAND
SE1 4PG
Registered number (where applicable) 10570171
10370171
Description of applicant (for example, partnership, company, unincorporated association etc.)
Limited Partnership
Telephone number (if any)
E-mail address (optional)

Part 3	Opera	ting	Schedi	ale
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When do you want the premises licence to start?

	rou wish the licence to be valid only for a limited period, when you want it to end?	DD MM YYYY
Ple	ase give a general description of the premises (please read guidance	e note 1)
fac	e premises operate as a shared working space for members providing ditties for those who wish to use them for business and work purpos vices such as a café/restaurant from which it is intended to sell alco	ses. They include ancillary
	ddition, certain private events are run either for members and gues n hired out.	ts or where the space has
		400
6		
If 5	000 or more people are expected to attend the premises at any	
	time, please state the number expected to attend.	
Wha	at licensable activities do you intend to carry on from the premises?	?
(ple	ase see sections 1 and 14 and Schedules 1 and 2 to the Licensing A	ct 2003)
Prov	vision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	

e)	live music (if ticking yes, fill in box E)	\boxtimes
f)	recorded music (if ticking yes, fill in box F)	\boxtimes
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
	. 152	
Prov	rision of late night refreshment (if ticking yes, fill in box I)	
Sup	oly of alcohol (if ticking yes, fill in box J)	[✓]
In al	Leases complete boxes K. L. and M	

A

Plays Standard days and timings (please read guidance note 7)		read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors Outdoors	Ø
			(4)		
Day	Start	Finish		Both	
Mon	08.00	23.00	Please give further details here (please read guid	ance note 4)	
Tue	08.00	23.00			
Wed	08.00	23.00	State any seasonal variations for performing plaguidance note 5)	ıys (please reac	i
Thur	08.00	23.00			
Fri	08.00	23.00	Non standard timings. Where you intend to use		
		23.00	the performance of plays at different times to the column on the left, please list (please read guidan		<u>ie</u>
Sat	10.00	22.00			
Sun	10.00	22.00			

В

Films Standard days and timings (please read		read	Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
guidar	ice note 7)		Outdoors	
Day	Start	Finish		Both	
Mon	08.00	23.00	Please give further details here (please read guid Showing of films or images within the internal are		ses.
Tue	08.00	23.00			
Wed	08.00	23.00	State any seasonal variations for the exhibition read guidance note 5)	of films (please	e
Thur	08.00	23.00			
Fri	08.00	23.00	Non standard timings. Where you intend to use the exhibition of films at different times to those column on the left, please list (please read guidan	listed in the	<u>for</u>
Sat	10.00	22.00		,	
Sun	10.00	22.00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)		nd read	Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			ÿ.
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

	nusic ard days and s (please i		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	\boxtimes
	ice note 7		(preuse read guidance note 5)	Outdoors	
Day	Start	Finish		Both	
Mon	08.00	23.00	Please give further details here (please read guid	ance note 4)	
Tue	08.00	23.00			
Wed	08.00	23.00	State any seasonal variations for the performan (please read guidance note 5)	ce of live mus	ic
Thur	08.00	23.00			
Fri	08.00	23.00	Non standard timings. Where you intend to use the performance of live music at different times the column on the left, please list (please read gui	to those listed	
Sat	10.00	22.00	(p. 100 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5		
Sun	10.00	22.00	ÿ		
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Boxing or wrestling entertainments Standard days and			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings (please read guidance note 7)		ead	promo rota gurantes note sy	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guide	ance note 4)	*****
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Wed			State any seasonal variations for boxing or wres	tling	
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	nce note 7			Outdoors	
Day	Start	Finish		Both	\boxtimes
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Tue	08.00	23.00			
Wed	08.00	23.00	State any seasonal variations for the playing of a (please read guidance note 5)	recorded mus	<u>ic</u>
Thur	08.00	2300			
Fri	08.00	23.00	Non standard timings. Where you intend to use the playing of recorded music at different times the column on the left, please list (please read gui	to those listed	
Sat	10.00	22.00	(p. c. a. c.		
Sun	10.00	22.00			

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Performances of dance Standard days and timings (please read		nd	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ce note 7)		(prease read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	ince note 4)	
Tue					
Wed			State any seasonal variations for the performant read guidance note 5)	ce of dance (ple	ease
Thur					
Fri			Non standard timings. Where you intend to use the performance of dance at different times to the column on the left, please list (please read guidance)	ose listed in th	
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descrip falling (g) Standa timings	Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)		Please give a description of the type of entertainme providing	nt you will be	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 3)	Outdoors	
000000				Both	
Tue			Please give further details here (please read guida	ance note 4)	
Wed		************			
Thur			State any seasonal variations for entertainment of description to that falling within (e), (f) or (g) (p) guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use the entertainment of a similar description to that (e), (f) or (g) at different times to those listed in t	t falling within	1
	υ		left, please list (please read guidance note 6)		
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timings (please read please tick (please read guidance note 3)		nd	take place indoors or outdoors or both -	Indoors	
		Outdoors			
Day	Start	Finish		Both	
Mon	,		Please give further details here (please read guida Hot food and hot drink	ance note 4)	
Tue	************				
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Thur	*************				
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Sat	## UNO NAME				:
Sun					4.5

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Standa	y of alcohol ard days and s (please read		Will the supply of alcohol be for consumption — please tick (please read guidance note 8)	On the premises	[]
	ice note 7			Off the premises	
Day	Start	Finish		Both	\boxtimes
Mon	08.00	23.00	State any seasonal variations for the supply of all guidance note 5)	cohol (please r	ead
Tue	08.00	23.00			
Wed	08.00	23.00	· ·		
Thur	08.00	23.00	Non standard timings. Where you intend to use supply of alcohol at different times to those listed the left, please list (please read guidance note 6)		
Fri	08.00	23.00	the texts preside that (preside read guidance note of		
Sat	10.00	22.00			
Sun	10.00	22.00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Gemma Lopes	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known) Havering	

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).
None

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Hours premises are open to the public Standard days and timings (please read guidance note 7)		
Start	Finish	
		Non standard timings. Where you intend the premises to be op to the public at different times from those listed in the column of the left, please list (please read guidance note 6)
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	s (please i ce note 7)	s (please read ce note 7)

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).

None

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open t Standa timing	premise to the pul and days a s (please ace note 7	olic nd read	State any seasonal variations (please read guidance note 5)
Day	Start	Finish	e v
Mon	00.00	24.00	g e
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	00.00	24.00	Please note the premises are never open to members of the general public but the premises are open to members 24 hours a day.
Sat	00.00	24.00	
Sun	00.00	24.00	

M Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)
Please see list of attached proposed conditions
L) The many time of mineral distributions
b) The prevention of crime and disorder Please see list of attached proposed conditions
rease see list of attached proposed conditions
c) Public safety
Please see list of attached proposed conditions
я
d) The prevention of public nuisance Please see list of attached proposed conditions
Thease see list of attached proposed conditions
a) The protection of children from harm
e) The protection of children from harm Please see list of attached proposed conditions
2. Construction of the con
e e

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee.	[~]
•	I have enclosed the plan of the premises.	[]
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	[]
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	[✓]
•	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.	
•	be rejected.	[]
	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15)	

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 - Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	 [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	11 July 2018
Capacity	Solicitors for applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	
Contact name (wh	ere not previously given) and postal address for correspondence associated with

	tion (please read guid couse	usly given) and postal address dance note 14)	for corresponde	nce associated with
Post town	London		Postcode	EC4R 9HA
Telephone r	umber (if any)			
If you would	d prefer us to corresp	oond with you by e-mail, your	e-mail address (optional)

Proposed Conditions

- 1. The premises are used by and available to the following:
 - Members of Uncommon (whose use of the venues is then subject to house rules)
 - Guests of members signed in by them (using the procedure set out in the house rules)
 - Persons invited by Uncommon to private events organised by Uncommon (both members and others)
 - Those attending a private/corporate function organised by a third party but where Uncommon have let parts of the premises to that third party
- Access to the premises is controlled by key card entry or videophone
 access and there is a manned reception between the hours of 8am and 5
 pm during the week. Outside of these times there will be at least one
 person working at the premises at all times and part of whose role is to
 supervise the premises.
- 3. A digital CCTV system shall be installed and operated during the hours that alcohol is being sold. The system shall have a 28 day recording and retrieval system and footage shall be capable of being downloaded onto a portable storage device such as memory stick or DVD. The CCTV cameras shall cover the main parts of the licensed areas and specifically and the entrance/exit to the premises and the café area.
- Equipment shall be operated and maintained in good and clear working order
- At least one staff member shall be trained in the use of the system to ensure rapid data retrieval is available upon reasonable request by a Police Officer or authorised Council Licensing Enforcement Officer, and in any event within 24 hours.
- 6. Notice that CCTV is in operation shall be displayed in a clear and prominent position at the premises.
- 7. The use of the outside terrace for the sale of alcohol shall cease at 9.45pm and the area shall be cleared by 10pm.
- 8. Signage shall be displayed at the exit to the premises asking people to leave the premises quietly and respectfully.

e to layout BK 26.06.18	anendments Durenty Date	S BUILT	CER LONG LANE SARL			Draving Tills Ground floor - General Arrangement - Liquor Licens	966		Diawn by First Dvawing Date JM 17/04/2018	halding Phor Detail Revision 01 GRD LIC A	First Floor 322 High Holborn London WCIV 7PB	T: +44 (0)20 7553 8500	The state of the s
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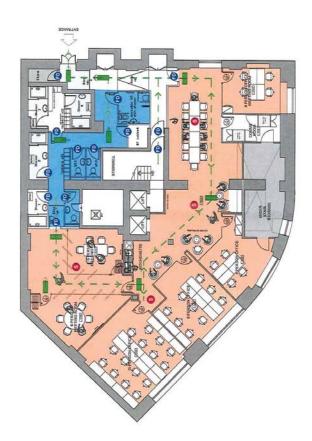
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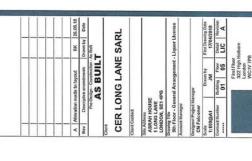
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Signed: Print Name: Date:	Olikia Approval	Signed	Print Names	algle	I







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APPENDIX B

POLICE

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/3179/18

Date: 07/08/2018

Dear Sir/Madam

Re:- Uncommon, 1 Long Lane, London SE1 4PG

Police are in possession of an application from the above for a new premise licence and the premises are described within the application as a Shared working space for members and guests.

The licensable hours applied for in the application are within that recommended by Southwark Council statement of licensing policy but the premises will be open 24 hours. We would like to see the following conditions to be included on the licence to promote the crime and disorder licensing objective, some of which may have been offered as part of the operating schedule but the wording is important to avoid ambiguity.

- 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 premises. It should cover all areas within the premises used in the sale and consumption of alcohol, any outside area and to the front in all lighting conditions.
- 2. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device.
- That all CCTV footage shall be kept for a period of thirty one (31) days, maintained to a good working order and shall, upon request, be made immediately available to Officers of the Police and the Council
- 4. That all staff involved in the sale or service 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.

5. A minimum of two SIA registered door supervisors will be engaged when the premises are in operation for a private event for members and others or corporate functions. They will be employed at all times until the end of business and all patrons attending the event 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. Yours Sincerely

PC Graham White 288MD

Licensing Officer
Southwark Police Licensing Unit

POLICE WITHDRAW

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

Of SouthwarkLicensing@met.pnn.police.uk **Sent:** Tuesday, August 07, 2018 5:13 PM

To: Mills, Dorcas

Subject: FW: Uncommon

Dorcas

See below agreement I withdraw my objection

Regards Graham

From: Jeremy Bark <

Sent: 07 August 2018 16:56

To: MD Mailbox - Southwark Licensing < Southwark Licensing@met.police.uk >

Cc: 'Mills, Dorcas' < Dorcas.Mills@SOUTHWARK.GOV.UK

Subject: RE: Uncommon

Hi Graham

Good to catch up earlier and the revised wording we discussed my client is happy with and is agreed.

I have set the revised wording for the conditions out below:

- 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 premises. It should cover all communal areas within the premises used in the sale and consumption of alcohol and the 5th floor outside area.
- 2. A member of staff should be on duty at all times between 8 am and 6pm that is trained in the use of the CCTV and able to view and download images to a removable device.
- 3. That all CCTV footage shall be kept for a period of thirty one (31) days, maintained to a good working order and shall, upon request, be made immediately available to Officers of the Police and the Council.
- 4. That all staff involved in the sale or service 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.
- 5. A minimum of two SIA registered door supervisors will be engaged when the premises are in operation for a private event for members and others or corporate functions where more than 30 persons are likely to attend or unless otherwise agreed with in the police licensing unit in writing. They will be employed at all times until the end of business and all patrons attending the event have vacated the premises they will be engaged to monitor admission and re-admissions to the premises, security, protection, screening and dealing with conflict.

On that basis I believe that the police are content to withdraw their representation but please confirm back to Dorcas (copied in).

Kind regards



JEREMY BARK Associate Director

PUBLIC HEALTH

From: Public Health Licensing

Sent: Monday, July 30, 2018 1:16 PM

To: Regen, Licensing

Cc: Shapo, Leidon; Public Health Licensing

Subject: RE: Ammended Consultation - New Premises Licence, 1 Long Lane

Apologies for the previous representation, please find the amended representation below with the amended hours of operation.

To whom it may concern:

RE: Uncommon, 1 Long Lane, SE1 4PG

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

General Comments

The applicant requests a new license for provision of indoor entertainment (films, plays, live music and recorded music) and sale of alcohol on and off of the premises from:

Monday - Friday 08:00 - 23:00 Saturday - Sunday 10:00 - 22:00

The proposed opening hours are:

Monday – Sunday 00:00 - 00:00

Concerns relating to this application

Alcohol related health issues are a concern for this location. Chaucer had the 2nd highest number (10%) of alcohol related ambulance call-outs between 2016 - 2018. In addition to this, the number of hospital admissions for alcohol-related harm is statistically higher in Chaucer than the national average.

Table. 1- Alcohol related ambulance call-outs in Southwark (by ward) from 2016 - 2018

WARD	Ambulance Call- Outs	Percentage
Cathedrals	473	19%
Chaucer	241	10%
Grange	224	9%
Riverside	217	9%
The Lane	183	7%
Camberwell Green	178	7%
Newington	153	6%
East Walworth	136	5%
Rotherhithe	103	4%
Peckham	78	3%
South Bermondsey	71	3%
Brunswick Park	66	3%
Livesey	65	3%
Faraday	61	2%
Nunhead	44	2%
South Camberwell	42	2%
Village	42	2%
East Dulwich	36	1%
College	34	1%
Peckham Rye	34	1%
Surrey Docks	29	1%
TOTAL	2510	100%

The proposed establishment will be located within the Borough and Bankside Cumulative Impact Policy (CIP) area. This is thus an area that is understood to have current licensed premises that contribute to a negative impact on the area (i.e. through crime, anti-social behaviour and alcohol-related health impacts). The attached report reveals that the Borough and Bankside CIP area contributes to 13.5% of Southwark's rowdy behaviour and street drinking, 20.5% of Southwark's Ambulance call-outs, and 18.8% of Southwark's non-domestic violence (these are the highest percentages of the CIP areas in Southwark).

Recommendations

I recommend that the applicant be granted a license for the sale of alcohol on the premises (not on and off of the premises).

I recommend that the times for the sale of alcohol be amended to:

Monday – Friday 11:00 – 23:00

Although we would like the weekday alcohol sales hours to apply to Saturday and Sunday, we are happy to conciliate with:

Saturday - Sunday 10:00 - 22:00

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

Yours sincerely,

Aakulan Kangatharan

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

MEMO: Licensing Unit

То	Licensing Unit	Date	7 August 2018	
Copies				
From	Jayne Tear	Telephone	020 7525 0396	
Email	jayne.tear@southwark.gov.uk			

Subject Re: Uncommon, 1 Long Lane, SE1 4PG

- Application to for a premises licence

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

- Plays, films, live music (indoors) on Monday to Friday from 08:00 to 23:00 and on Friday and Saturday from 10:00 to 22:00
- Recorded music (indoors and outdoors) on Monday to Friday from 08:00 to 23:00 and on Friday and Saturday from 10:00 to 22:00
- Supply of alcohol (on and off the premises) on Monday to Friday from 08:00 to 23:00 and on Friday and Saturday from 10:00 to 22:00
- Opening times shall be open for 24hrs daily from Monday to Sunday

The premises is described as a 'The premises operate as a shared working space for members providing a work environment and facilities for those who wish to use them for business and work purposes. They include ancillary services such as a café/restaurant from which it is intended to sell alcohol. In addition, certain private events are run for members and guests or where the space has been hired out.

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.

This premise is situated within a residential area and under the Southwark Statement of Licensing policy 2016 - 2020 the appropriate closing times for restaurants; public houses, wine bars, other drinking establishments and cinemas or theatres is 23:00 hours daily.

The premises are also situated within the Borough and Bankside CIP Area. Under the Southwark Statement of Licensing Policy 2016 - 2020 the Local CIP applies to night clubs, public houses & bars, restaurants & cafes, off-licences, supermarkets, convenience stores and similar premises.

Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Borough and Bankside policy area as defined in paragraph 129 of the policy and, as an off licence type premises falls into the class of premises in 130 of the policy.

Therefore under 119 of the policy there is a rebuttable presumption that applications for new premises licenses 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 be contributing to crime and disorder and public nuisance within the policy area.

Due to the limited information provided to address the licensing objectives within the application I ask the applicant to provide the following information:

- An accomodation limit for the premises (to be conditioned)
- To provide a written dispersal policy for the premises. (to be conditioned)

It is not clear from plans whether the area highlighted in orange is also a workspace. Could the applicant clarify this.

Once all of the information has been received I may suggest further conditions to address the licensing objectives such as an earlier closing time on the 'café/restaurant' area and a conditon regarding 'any 'off sales' of alcohol shall be provided in sealed containers and taken away from 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 Licensing Authority as a Responsible Authority

Other Persons Reps

APPENDIX C

1

From: Dennis, Helen

Sent: Sunday, August 05, 2018 10:25 PM To: Jerrom, Charlie; Regen, Licensing Cc: Eastham, Karl; Islam, cllrsirajul

Subject: RE: Consultation - New Premises Licence, 1 Long Lane

Dear Licensing team

Can I ask that this application be called in for scrutiny please?

We have received representations from residents in the block next door (Madison apartments) who are concerned that this will result in nuisance and disturbance, particularly from the roof terrace and also additional noise and litter from those smoking and gathering outside of the building. I think it deserves a hearing in committee.

With thanks

Clir Helen Dennis, Labour Clir for Chaucer Ward Southwark Mental Health Champion

Sent: Tuesday, July 31, 2018 10:46 PM

To: Regen, Licensing

Subject: Objection to Application number 863969

31 July 2018

Dear sir

I would like to object to the application for new premises licence by 'Uncommon' No 1 Long Lane SE1 Application number 863969

Night (they leave the lights on all night and do not pull down the blinds) and I hear all the current noise of cleaners and workmen in the very early hours and late at night. Our building shares access and they have parking spaces and bike racks below my flat. I believe that with alcohol served that there will be an increase <u>public nuisance</u> as people will be more noisy and rowdy especially with a music and entertainment licence and the noise from the cleaners as they will have more to clean up especially bottles and cans, that there is potential for <u>crime and disorder</u> as drunken people leave the premises late at night and antagonise the locals and a danger to <u>public safety</u> as people become drunk on their roof top space, fire escape and then leaving on bicycles and in cars. The will also be traffic congestion if taxis are used and noise as people wait for them.

Just to be clear my reasons are as follows;

If the licence is granted, it cause a <u>public nuisance</u> as a result in increased disturbance through additional deliveries and collections all hours of the day and night, an increase in late night activity and music, arrivals and departures of foot traffic, cyclists and vehicles/taxis, and the noise that creates affecting all of us the local residents.

From our experience in our apartment block (the Madison), we have no reason to believe that the management of Uncommon (the building next door) will act responsibly in running well-managed premises, nor work with the local authority to make a positive contribution towards the local community. The granting of a licence will only generate an increase in the need for street cleaning, and aggravation for local residents. In essence, we believe we have grounds for fearing the granting of the licence will merely promote anti-social behaviour and result in additional noise and disturbance to us the local residents.

I therefore would like the application refused for;

- prevention of crime and disorder
- prevention of public nuisance
- public safety

In addition rubbish disposal is currently mishandled, entailing the mixing of large quantities

of food waste, office waste and recycling material in bins which frequently overflow, creating a mess, a stink and encouraging rodents.

Regards



From: Madnesday, August 01, 2019 Fr39 PM

Sent: Wednesday, August 01, 2018 5:28 PM

To: Regen, Licensing

Subject: Objection to License application number 863969 'Uncommon' No 1 Long Lane SE1

Good Afternoon,

I am writing to formally object to the issuing of a license to Uncommon, No. 1 Long Lane, application number 863969 and do as set out below in four main areas of concern as identified by southwark council:

1/The prevention of crime and disorder

The area surrounding no. 1 Long Lane is already saturated with antisocial behaviour, excess litter (beer bottles, cans, cigarette butts) vagrants and drunkards without the addition of another opportunity for people to contribute to this. I would expect 'Uncommon' to have a structure in place to prevent this but due to their previous and continuous track record of contributing to antisocial behaviour and both on the street outside their building and in our private car park to the side of their building, where they are only supposed to be able to park cars in designated bays, has shown NO regard for their fellow street users or neighbours, I doubt that they would be able to manage the additional responsibility of maintaining a secure and trouble free site once alcohol is involved.

2/Ensuring public safety

Borough High Street and to an extent Tabbard street is already inundated with bars and restaurants that whilst in the main, the public who frequent them are considerate, the number of times I've had to call the police due to fights breaking out is on the increase. The roads simply aren't wide enough to accommodate the increase in crowds and traffic. The exit and entrance to 'Uncommon' is on a very fast road that motor cycle users often use as a race track. It is also a major route for high speed ambulances at all times of day and night.

3/The prevention of nuisance

From the day that the building work started to convert 1 Long Lane into 'Uncommon' they have been nothing but a nuisance. From noise and light pollution to antisocial behaviour at all times of the day but most intrusively at night from security personnel, to cleaners to the fact that it is a 24hr facility where members can come and park their bikes in an illegally located and very noisy bike rack. The use of industrial sized bins throughout the night, again that have been placed on ground for which they have no permission to use has all caused a nuisance. From a posision that I am in of running bars and restaurants for the past 15 years, I am perfectly placed to guarantee that the addition of alcohol and music will only exacerbate the problems. In the limited term merely by the introduction of glass waste, but also by the increase in deliveries.

4/ The protection of children from harm

Long Lane is a residential street with a very large population of children on it. There is a nursery on Tabbard street, there are hundreds of flats with families in them in Tabbard

Square, there is a primary school on Crosby Row. Adding yet more alcohol outlets into the mix will NEVER be good for children.

In conclusion:

I very much acknowledge and positively relish the fact that I live in an extremely busy part of London. Southwark is a wonderful place to live. 'Uncommon' on the other hand is a horrible place to live next to. They undermine all the values of the area and in fact general human decency.

As set out in Southwark planning policy section 109, the issuing of a license to 'Uncommon', 1 Long Lane undermines the Borough and Bankside Cumulative Impact Policy by disregarding anti-social behaviour and the negative impact on environmental health in relation to noise and litter.

In section 68 - Improper consultation - their application notices are smaller than recommended by the council (A5 not A4) and not on specified blue paper, with one displayed below eye level.

They also vary from the Council pro forma by failing to inform local residents of where further details of the application are located, or how to make a representation and where to send one.

And in section 111 - Standard of Management: I can supply proof of little or no management of the exterior of 1 Long Lane. I can provide proof of ongoing requests for meetings with them that have gone unanswered. Their practices are at best bullying, but more exacting - illegal. Their disregard for their surrounding area both environmentally, personally and sociably only goes to show they are simply not responsible enough to be granted a premises licence for the sale of alcohol, the playing of live and recorded music and films indoors or outdoors.

Yours Faithfully



Senders Email Address

Message:

Re licence application for Uncommon, 1 Long Lane, SE1 Ref: 863969

Dear Sir

I am writing with concerns about the application for a licence perform live music / films and sell alcohol at the above address. I am the Priest in Charge at St George the Martyr. We have a full programme of activities:

- regular free lunchtime concerts
- regular evening paying concerts
- children's activities e.g. Music Academy
- groups that support vulnerable people e.g. Dragon Café for Mental Health,
- support groups for alcoholics and drug addicts and ex-offenders many of whom have alcohol issues

I am concerned about whether there will be people outside Uncommon drinking.

I am also concerned about noise from Uncommon which may interfere with our concerts and other activities. I would like to be assured about the controls and limits that will be put in place.

Yours sincerely

Jonathan Sedgwick

From: Sent: Thursday, August 02, 2018 5:20 PM

To: Regen, Licensing Cc: Ben Pearce

Subject: Objection to the application for new premises licence by 'Uncommon' No 1 Long Lane SE1 Application number 863969

http://app.southwark.gov.uk/licensing/LicPremisesAppliedDetails.asp?

systemkey=863969.

To whom it may concern

We are writing to object to the application for new premises licence by 'Uncommon' No 1 Long Lane SE1 Application number 863969 http://app.southwark.gov.uk/licensing/LicPremisesAppliedDetails.asp? systemkey=863969.

Our details are as follows:

We are objecting on the basis of the following five key areas of concern:

- The prevention of crime and disorder
- Ensuring public safety
- The prevention of nuisance
- The protection of children from harm
- Potential for increase of local disturbance and noise nuisance

Uncommon is immediately next door to 39 apartments in the Madison and adjacent to a large number of residential dwellings on Long Lane, Borough High Street and Tabard Street. We are concerned with the cumulative impact of disorder, anti-social behaviour and the negative impact on environmental health in relation to noise and litter. In particular we believe events held on Uncommon's roof terrace will generate additional intrusive noise for Madison residents, and an increase in the current littering and obstruction of the highway caused by the regular congregation of smokers outside their offices.

Since occupying No1 Long Lane, Uncommon has shown little regard for local residents within the scope of their current operation. Their contractors have frequently carried out noisy work outside the hours permitted by Southwark Council. Rubbish disposal is currently mishandled, entailing the mixing of large quantities of food waste,

office waste and recycling material in bins which frequently overflow, creating mess and encouraging rodents. The likely addition of bottles, cans and plastic cups will add to this mess and have a negative impact on the environment.

We have particular concerns around our shared fire escape which is part of the Madison building and are concerned that this fire escape is being misused by Uncommon, who are using it as an access route for cyclists and have installed equipment for which permission was not sought. This puts the residents of the Madison in danger and we are

extremely concerned that, were we to need to use the fire escape in an emergency, it could be blocked or shut. There is also a lot of rubbish in the car park. Uncommon have no legal basis to use the fire exit as an access point to their building.

If the licence is granted, it will result in increased disturbance through additional deliveries and collections, an increase in late night activity, arrivals and departures of foot traffic, cyclists and vehicles, affecting all local residents. The park behind the Madison has already been closed early each day due to anti-social behavioural and there is a significant risk that further evening activity at Uncommon will simply add to this problem. From our experience in the Madison, we have no reason to believe that the management of Uncommon will act responsibly in running well-managed premises, nor work with the local authority to make a positive contribution towards the local community. The granting of a licence will only generate an increase in the need for street cleaning, and aggravation for local residents. In essence, we believe we have grounds for fearing the granting of the licence will merely promote anti-social behaviour and result in additional noise and disturbance to local residents.

Kind regards

From:

Sent: 05 August 2018 23:23

To: Regen, Licensing

Subject: Licence Number 863969

Dear Licensing Officer,

Licence Number 863969, Uncommon, 1, Long Lane, SE1 4PG, Chaucer Ward

Objection

I object to this Licence application on the following grounds;

Borough High Street is already a destination for drink related recreation and the record is not desirable, murder, fights and disruption are commonplace, drug related events are commonplace. Granting this Alcohol Licence will bring the High Street activities into Long Lane, a residential area.

This Licence application will result in rooftop noise caused by the clientele, the noise and smoke related disruption further disrupting local residents.

By all accounts the management of this building already hold scant regard for the neighbours and are unlikely to limit their clients' behaviour to lessen neighbourhood disruption.

Not granting a Licence will prevent further harm to the neighbourhood and might cause the management to examine the disruption they are already introducing.

5'th August, 2018

SE1 4PS

6th August 2018

Dear Sir/ Madam

Re: application number 863969

As a local resident, I am opposed to the above licence application on the grounds that it will create an increase in public nuisance and public safety issues.

The area already has a problem with noise and litter coming from Uncommon and such a licence will only increase this with large numbers of intoxicated people leaving late at night disturbing local residents. Outside music will also increase the noise pollution in the area again disturbing residents. Safety for both patrons, motorists and residents is also a concern as it's on a main road raising potential public safety concerns. There are also plenty of other places to purchase alcohol in the near vicinity to make this unnecessary.

I request that the licensing team rejects this request.

Yours faithfully



Monday the 6th August 2018

Southwark Council Licensing Service 3rd Floor Hub 2 PO Box 64529 London SE1P 5LX

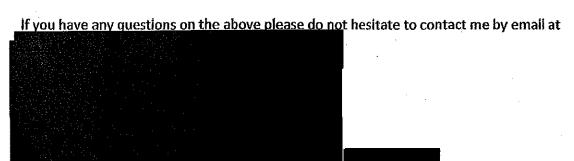


Dear Sir or Madam

Re: Premises license by 'Uncommon' No 1 Long Lane SE1 Application number 863969

I am writing with regard to above the license. I object to the granting of a license for the above application based on the following:

- 1. I am resident of the Madison Apartments which is adjacent to the Uncommon premises named in the above application.
- 2. The apartment in which I live the second is immediately adjacent to the Uncommon premises and overlooks at the rear the car park & rubbish disposal area used by Uncommon.
- 3. The current system of rubbish disposal, storage & collection of office furniture and building materials used by Uncommon is in breach of the terms of Uncommon's lease of ten parking spaces from the freeholder of the Madison building. The terms of the lease require Uncommon to use space within their building for such disposal, collection & storage. I am particularly concerned that the granting of a license for the sale of alcohol will simply exacerbate the already unmanaged, unsightly & noisy disposal & collection of rubbish. In addition, I have another concern regarding the effect it would have on fire safety & attraction of rodents.
- 4. Both bedrooms of my apartment face the rear of the Uncommon building & we already suffer from the effect of light pollution from the building at night and direct view of the Uncommon offices into our property. The additional noise that would undoubtedly be created by the granting of a license for the playing of outdoor live or recorded music would simply add to the already excessive levels of interference with our peace & quiet.
- 5. The area around the Uncommon premises which is adjacent to St George Gardens is already a hotspot for anti-social behaviour with groups of smokers from the Uncommon premises depositing their cigarette ends at the base of the trees, groups of homeless people, many of whom are intoxicated and clouds of smoke from the BBQ areas of street food vendors. A license to Uncommon for alcohol to be served on and off premises consumption would undoubtedly add to the already unacceptable level of anti-social behaviour.



6th August 2018

Southwark Council Licensing Service 3rd Floor Hub 2 PO Box 64529 London SEIP 5LX



Dear Sir or Madam

Re: Application number 863969 for Premises license for 'Uncommon' Nol Long Lane SE1

I have lived in Madison Apartments since it was built in 2001.

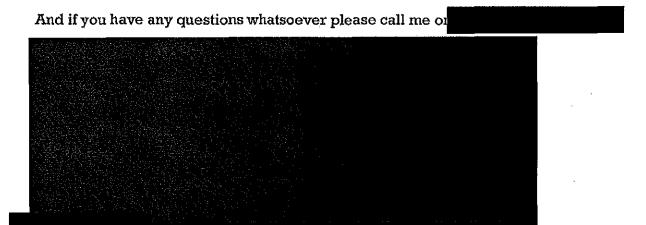
We have always had excellent relations with our office neighbours in the office block at 1 Long Lane where a housing association (Asra) and other non-profit organisations (Barnardos) have been based since taking residency in 2001. When the most recent resident 'Uncommon' moved in that has all changed. The owners of Uncommon have been particularly uncooperative, unhelpful, disrespectful and rarely ever return calls or emails especially to the management company (who manage our block). I cannot imagine how much worse the situation will be when they are granted a license to sell on & off premise alcohol and have live music on the premises.

Apart from being 'not good citizens' of SE1 this company are very happy to disrespect the legal requirements of their own lease for the car park. I can imagine without any doubt that any guidelines Southwark Council set will not be adhered to until complaints are made. Does the council really have time to answer endless complaints – because you will get them as this is pushing on a 'closed' not 'open' door for ALL RESIDENTS around the site.

Their garbage disposal has been wrong in the car park on so many levels (ecology, fire hazard, rodent infestation & pollution) but remarkably in applying for this license they suddenly take responsibility and move their garbage (after almost a year of complaints)!

The council already have a difficult situation with the park behind the block (please ask helen.dennis@southwark.gov.uk how many emails she got from our block at the latter part of 2017). You will make this area explosively worse by granting license number 863969.

Please don't do it!



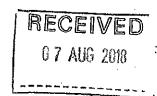


Licensing Service Southwark Council PO Box 64529 Tooley Street London SE1P 5LX

6th August 2018

Re: Application Number - 863969

Dear Sirs,



I wish to object the granting of a license for Uncommon to serve alcohol on and off the premises and the playing of outdoor live or recorded music.

My objections are (Location and Prevention of public nuisance):

Uncommons' opening hours already provide for 24/7 use of the building, resulting in

- 1. Constant light pollution
- 2. Constant noise
- 3. And blocking of the road, due to outdoor cigarette smoking crowds.

Providing them with a license to sell alcohol will only add to the disruption already being caused. With 39 apartments directly next to their building and access to a large roof garden – the additional noise and disturbance generated by turning the building into a public house will be appalling.

Residents of Madison Apartments are already dealing with anti-social behavior in public park – St. Georges Gardens, which the Community Wardens and Safer Neighborhood teams can testify. Granting a license to Uncommon will only exacerbate the issue.

Therefore, please deny the granting of the license under the Licensing Act 2003 – there are numerous public houses in the area where workers at Uncommon can socialize. We do not need another.

Yours faithfully,



From:
Sent: Wednesday, August 08, 2018 1:33 PM

To: Regen, Licensing

Subject: Objection to Licensee application 863969

Dear Sir/Madam,

My name is

I presume the timestamp on this email is adequate to say when I wrote this, but for avoidance of doubt it as the 8th of August 2018 and as the subject line suggests, I am making an objection to the license application 863969 by Uncommon.

The objection is on the ground of prevention of a public nuisance.

The operators of Uncommon are already violating fire safety regulations by allowing their clientele to make daily use of a fire exit, as well as allowing them to smoke outside the premises at the back, in the parking area underneath our building.

Allowing an on/off premises application would allow for the consumption of alcohol into the evening as well as enabling easier access to a secure locked part of our building complex. Equally this could constitute a security concern.

While I object to the application in its entirety, I am particularly concerned regarding the off license provision as well as the proposed licensed area.

If there is any further verification proof you may require of my identity please let me know.

Kind regards,



Date: 07 August 2018

Southwark Licensing

By email: Licensing@Southwark.gov.uk

To Whom It May Concern

Letter of Objection to License Application Number: 863969, Uncommon, 1 Long Lane SE1 4PG

I am an owner occupier at an an amount of and am writing to object to the licensing application on the grounds of the prevention of nuisance, crime and disorder and public safety. I would also like to raise the question of my human rights, namely the right to respect for my family and private life including my home which have been eroded by the failure of the Council to take into account the impact of its decisions on residents. Last there is a real question to be answered in terms of legality of permitted use if the events are open to the public.

Backgound

I bought my flat (which faces onto the fire escape and bike racks of the building) in 2005 when 1 Long Lane was occupied during normal office hours. The subsequent grant of planning permission for refurbishment of the space (including creation of a roof terrace) concluded that there would be no effect on the amenity of the residential neighbours. Yet Uncommon's intensified use of the premises now mean that people are able to look into my bedroom and living room till late in the evening and I am often unable to sleep due to the well documented issues of noise and light pollution. The grant of a licence will further exacerbate the problem.

My Personal Experience of Uncommon – Falling Below the Standards to be Expected of a Responsible Commercial Operator: Uncommon have shown little regard for the need to be sensitive to the residents of the area in which they operate as a commercial enterprise. I set out below the problems being experienced generally (*General Standard of Management* and *The Madison and Uncommon*). On a personal level, whilst blinds were installed following my husband's complaint and a verbal commitment given to pull these down at dusk, that commitment is broken on a regular basis. It is either not done at all or done only when I knock on the entrance late at night. No-one from management is there in the evenings, just a security guard. I have complained several times to the management in the morning but the response is always to blame the security company. This shows little regard for the need to take responsibility for the impact of their commercial activity. I now have to have blinds down in both my living room and bedroom first thing in the morning and from the early evening if I want to guarantee any privacy at all. This is despite the fact that often only one or two clients use this area — Uncommon do not seem to want to restrict its use or screen it off from me. The position would be far worse if there were events being held here.

General Standard of Management: Since occupying No1 Long Lane, Uncommon has shown little regard for local residents. Their contractors have frequently carried out noisy work outside the hours permitted by Southwark Council including at weekends; the Noise Team were involved in the summer of 2017. Rubbish disposal is currently mishandled, entailing the mixing of large quantities of food waste, office waste and recycling material in bins which frequently overflow, creating mess and encouraging rodents. The likely addition of bottles, cans and plastic cups will add to this mess and have a negative impact on the environment.

The Madison and Uncommon: There is a dispute ongoing between Uncommon and the freeholder of the Madison relating to Uncommon carrying out unauthorised alterations to the Madison building. Our freeholder owns all the land forming the car park. Our shared fire escape (part of Madison property) has been converted by Uncommon into a controlled access route for cyclists arriving at the offices, and electrical conduit and cctv equipment has been attached to the rear wall of the Madison. No permission was sought for this work.

In addition, Uncommon lease 10 parking spaces from the freeholder of the Madison and have breached the terms of those leases by using some of the spaces for rubbish collection, furniture and building material storage. They should be using space within their building for rubbish disposal and storage, and may use the Madison fire escape only as an exit in the event of fire. They have no legal basis to use the fire exit as an access

This situation has created disruption for us as residents from the noise of cleaners shouting to each other and accessing the bins, and cyclists and contractors routinely using the fire exit from early morning to late evening throughout the week. The grant of a licence is likely to exacerbate the situation as set out below (Impact of Increased Scope of Operations).

Impact of Increased Scope of Operations

The area is designated as part of the Borough and Bankside CIP where there is a Cumulative Impact Policy and Includes Borough High St., Long Lane and Crosby Row. Uncommon is immediately next door to 39 apartments in the Madison and adjacent to a large number of residential dwellings on Long Lane, Borough High Street and Tabard Street. The CIP is concerned with the cumulative impact of disorder, anti-social behaviour and the negative Impact on environmental health in relation to noise and litter.

The sale of alcohol and events held on Uncommon's roof terrace will generate additional intrusive noise (further impairing the ability to sleep) and an increase in the already unacceptable littering and obstruction of the highway caused by the regular congregation of smokers outside their offices. Services, events and concerts at St. George the Martyr Church may also be disrupted by the additional noise. Residents using or living near St Georges Gardens currently suffer regular disturbance from anti-social behaviour, noise and littering caused by street drinking, as Community Wardens and Safer Neighbourhood teams can testify. The granting of a licence to Uncommon will only exacerbate this issue.

Additionally, if the licence is granted, it will result in increased disturbance through additional deliveries and collections, and increase in late night activity, arrivals and departures of foot traffic, cyclists and vehicles, affecting all local residents. Given the above experience, there is little reason to believe that the management of Uncommon will act responsibly in running well-managed premises, nor work with the local authority to make a positive contribution towards the local community. The granting of a licence will only generate an increase in the need for street cleaning, and aggravation for local residents. In essence, we believe we have grounds for fearing the granting of the licence will merely promote anti-social behaviour and result in additional noise and disturbance to local residents.

Public Access, Permitted Use and Lack of Clarity Regarding Legal Basis of Operation: I understand that the co-working sector is booming though susceptible to the dot com bubble syndrome according to commentators in the financial press and market reports. It is certainly a competitive sector and it seems to be a grey area in terms of planning. The playing of music (especially live music outdoors on the roof terrace) and sale of alcohol in what is meant to be a space for work does not seem to me to be ancillary to the permitted use of the premises as an office and I note that the planning position has not been clarified. This is even more important when one considers the request for a licence to sell alcohol for consumption off premises.

In particular I note that the application would appear to allow members of the public to attend events (presumably either by simply buying a ticket or at the most purchasing a day pass (currently only £20 but possibly even further discounted)) and imposes no conditions in this regard. This raises public security issues and will mean people can simply walk in off the street without any connection to the office space and without the management having any relationship or control over them. I did not buy a flat next door to a bar and this will exacerbate a position where residents' amenity is increasingly being impaired.

For these reasons I object to the application.





Southwark Licensing Team 3rd Floor, Hub 1 PO BOX 64529 London SE1P 5LX

8 August 2018

TO WHOM IT MAY CONCERN

Objection to Licence Application 863969 / Uncommon, 1 Long Lane SE1

I am writing to object to the new premises licence application lodged by Uncommon of 1 Long Lane, London SE1 / Application 863969. I am a resident of The Madison, 5-27 Long Lane. I have lived here since 2004, and am increasingly concerned at the disruptive behaviour of Uncommon since they took over the building next door to The Madison.

I am concerned, as are many of the residents in the Madison, that their current application for a new Premises Licence, to include 'plays, films, live music indoors, recorded music indoors/outdoors and Sale of alcohol on/off the premises' will be hugely detrimental to the area and disruptive for residents. Their lack of consideration for their neighbours in a residential block, their blatant flouting of the terms of the lease, their apparent disregard of health and safety regulations, their misuse of our building's fire exit, and their generally discourteous and obstructive behaviour when we have tried to address some of these issues do not lead me to believe that they will manage the new licence responsibly.

I object to the licence on the following grounds:

Location:

Whilst I acknowledge that we live in a busy and noisy area, I believe that granting this licence will inevitably lead to increased disturbance in the form of noise and light pollution (already a problem for the residents of The Madison, as well as others living close by). Services, events and concerts at St. George the Martyr Çhurch may also be disrupted by the additional noise. The proposed new licence will increase current littering and obstruction of the highway caused by the regular congregation of smokers outside Uncommon's building and The Madison fire exit. Residents using or living near St Georges Gardens currently suffer regular disturbance from anti-social behaviour, noise and littering caused by street

drinking, as Community Wardens and Safer Neighbourhood teams can testify. The granting of a licence to Uncommon will only exacerbate this issue.

Consultation:

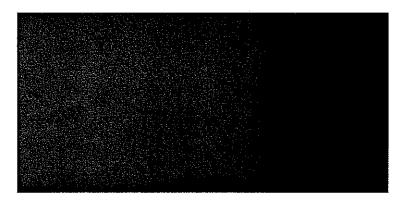
Improper consultation - their application notices are smaller than recommended by the Council, as they are printed on A4 size paper, and not on the required A3, nor are they printed on the specified blue paper. One of the notices is displayed below eye level. They also vary from the Council pro forma by failing to inform local residents of where further details of the application are located, or how to make a representation and where to send one.

Standard of Management:

Since occupying No1 Long Lane, Uncommon has shown little regard for local residents within the scope of their current operation. Their contractors have frequently carried out noisy work outside the hours permitted by Southwark Council (the Noise Team were involved in the summer of 2017). Rubbish disposal is currently mishandled. Large quantities of food waste, office waste and recycling material is mixed up in bins which frequently overflow, creating mess and encouraging rodents. The likely addition of bottles, cans, plastic cups and general increased waste if this licence is granted will add to this mess and have a negative impact on the environment.

For all the reasons stated above, I strongly recommend that this application is not approved by the Council.

Yours sincerely



From: Madison Longlane

Sent: Tuesday, August 07, 2018 11:05 AM

To: Regen, Licensing

Subject: Licence application 863969, by 'Uncommon' No1 Long Lane, SE1 4PG

From the directors of Madison Management Company Ltd. The Madison, 5-27 Long Lane SE1 4PF

Application for new premises licence by 'Uncommon' No 1 Long Lane SE1 Application number 863969

We are writing to register an objection to this application by 'Uncommon', who are seeking to serve alcohol for on <u>and</u> off premises consumption, and the playing of outdoor live or recorded music until 11pm during the week, and 10pm at weekends. The directors of MMCo Ltd., (the Madison residents company) believe there are significant grounds to object to the granting of this licence.

We have attached a copy of the minutes of a meeting where the decision to object was taken.

The Madison is a wholly residential building next door to No1 Long Lane. Our freeholder owns the car park and leases spaces to Madison residents and Uncommon. Madison flats directly overlook part of the car park, and residents have experienced disruption, and inconvenience noise generated by Uncommon's activities at various times ever since they occupied No1 in mid-2017, as outlined in 'The Madison and Uncommon' below.

The following summarises our grounds for objection, which focus around the potential for and increase in local disturbance and noise nuisance.

Location:(Southwark planning policy section 109 applies)

Uncommon's opening hours already provide for use of building 24/7 and at weekends with consequent issues of light pollution and noise for Madison residents.

The area is designated as part of the Borough and Bankside CIP where there is a Cumulative Impact Policy - This area includes Borough High St., Long Lane and Cros by Row. Uncommon is immediately next door to 39 apartments in the Madison and adjacent to a large number of residential dwellings on Long Lane, Borough High Street and Tabard Street. The CIP is concerned with the cumulative impact of disorder, anti-social behaviour and the negative impact on environmental health in relation to noise and litter. We believe events held on Uncommon's large roof terrace will generate intrusive noise, and an increase in the current littering and obstruction of the highway caused by the regular congregation of smokers outside their offices.

Services, events and concerts at St. George the Martyr Church may also be disrupted by the additional noise. Residents using or living near St Georges Gardens have suffered regular disturbance from anti-social behaviour, noise and littering caused by street drinking, as Community Wardens and Safer Neighbourhood teams can testify. The granting of a licence to Uncommon will only exacerbate this issue.

Consultation: (section 68 applies)

Improper consultation—the application notices are smaller than recommended by the council (A3 not A4) not on blue paper (blue is specified) and displayed below eye level.

The notices fail to inform local residents of where further details of the application are located, or how to make a representation and where to send one.

Standard of Management: (section 111 applies)

Since occupying No1 Long Lane, the applicant has shown little regard for local residents within the scope of their current operation. Their contractors have frequently carried out noisy work outside the hours permitted by Southwark Council, The Noise Team were involved in the summer of 2017.

The Madison and Uncommon: some background

There is a dispute ongoing between Uncommon and the freeholder of the Madison relating to Uncommon carrying out unauthorised alterations to the Madison building. Our shared fire escape (part of Madison property) has been converted by Uncommon to a controlled access route for cyclists arriving at the offices, and electrical conduit and cctv equipment has been attached to the rear wall of the Madison. No permission was sought for this work.

Uncommon's lease permits them use of the Madison fire escape only as an exit in the event of fire and they have no legal basis to use the fire exit as an access point for to their building.

In addition, Uncommon have breached to terms of their leases on their parking spaces by using some of the spaces for rubbish collection, furniture and building material storage.

This situation has created disruption for Madison residents from the noise of cleaners accessing the car park, and cyclists and contractors routinely using the fire exit from early morning to late evening throughout the week.

From our experience in the Madison, there are grounds for doubts that Uncommon will exercise sufficient management controls to ensure no nuisance is caused to local residents. We at the Madison have no reason to believe that the management of Uncommon will act responsibly in running well-managed premises, nor work with the local authority to make a positive contribution towards the local community. The granting of a licence will only generate an increase in the need for street cleaning, and aggravation for local residents. In essence, we believe we have grounds to fear that the granting of this licence will merely promote anti-social behaviour, and resultin additional noise and disturbance to all local residents from additional deliveries and collections, an increase in late night activity, arrivals and departures of foot traffic, cyclists and vehicles. We therefore urge the committee to refuse this application.

Thank you.

From the Directors of Madison Management Company Ltd:





7th August 2018

Southwark Council Licensing Service Floor 3 Hub 2 PO BOX 64529 London SE1P 5LX

Dear Sir/ Madam,

Objection: Premises License Application – 863969 CER Long Lane/ Uncommon, 1 Long Lane, London, SE1 4PG

LOCATION & NEIGHBOURS

1 Long Lane is an office building located just inside the Borough and Bankside cumulative impact policy (CIP) area. The rear (north) and west-side elevation are bordered by St George's Churchyard Gardens, a park operated by Southwark Council. The front (south) of the building spans the junction of Tabard Street and Long Lane.

This section of Tabard Street is pedestrianized and dominated by the historic St George the Martyr church which provides a wealth of community activities in addition to being an active place of worship.

The east elevation of 1 Long Lane is attached to a residential apartment block, The Madison (5-27 Long Lane) which contains 39 apartments. 1 Long Lane own 10 leasehold parking spaces in the car park on the ground floor of the Madison building and their fire escape terminates in this car park. I live in the Madison.

CURRENT USE & PLANNING STATUS

CER Long Lane own the 1 Long Lane. Uncommon operate it as flexible co-working space — this has involved a huge increase in the opening hours as it is open and in use 24 hours a day 7 days a week. Previously the building was occupied by a charity and a housing association who predominantly used it during core business hours. This increase in hours has had a detrimental effect on local residents due to increased noise nuisance, light pollution and increased over looking of properties.

Clarifying what use class currently applies for 1 Long Lane as defined by the Town & Country (Use Classes) Order (1987) seems important. The activities specified within this license application and the existing activities within the building including a

weekly drinks reception and public hiring of the premises, including the roof garden as events space (https://uncommon.co.uk/event-space/) are not usual for an office block. It would seem prudent prior to granting this license to ensure that a change of use planning application is not also required.

OBJECTIONS

1. "PROTECTING THE PUBLIC & LOCAL RESIDENTS FROM....IRRESPONSIBLE LICENSED OPERATORS"

Paragraph 39 of the Southwark Licensing Policy 2016-2020 (the licensing policy) states that:

"the legislation supports a number of other key aims & purposes. These are vitally important and should be principal aims for everyone involved in licensing work

 Protecting the public and local residents from crime, anti-social behavior and noise nuisance caused by irresponsible licensed operators"

CER Long Lane purchased 1 Long Lane in February 2017. In early Summer 2017 they commenced a major renovation project and their actions since, especially towards their nearest neighbours in the Madison are not the actions of a responsible licensed operator.

a) The Car Park

An ongoing dispute exists which has led to the Madison freeholder, Compton Group, threatening them with lease forfeiture for their car parking spaces due to **persistent breaches of the car park lease** including:

- i. storage of huge amounts of flammable materials both in their allocated spaces & those belonging to residents
- ii. allocating one of their parking spaces as a bin store
- iii. using a 32 place cycle rack installed without consent

b) Unauthorized alterations

In addition, Uncommon/CER Long Lane undertook unauthorized modifications of the Madison building:

- installation of an access-control system on the Madison fire escape so they could grant car park access to users of their building via the Madison fire escape. It should be noted that there is no provision in their lease for them to use the Madison fire escape in this way.
- ii. Installing CCTV cameras on the rear elevation of the Madison without consent.

c) Noise Nuisance

The use of the car park as a bin & cycle store generates noise disturbance for Madison residents.

The persistent flouting of the <u>Southwark council construction noise policy</u> by 1 Long Lane only worsens this situation. The construction noise policy only permits work on

weekdays between 08:00-1800 and between 9-2pm on Saturdays. Contractors often work at 1 Long Lane out of these hours without permission from the council. We have been told this is to avoid inconveniencing the users of 1 Long Lane.

The Southwark noise team were involved in Summer 2017 but the problem is unsolved recent examples include:

- Saturday 21st July 2018 contractors were on site, using power tools in the car park before 09:00
- Tuesday 7th August contractors were on site using power tools in the carpark before 08:00 and after 18:00.

There have been numerous contacts from multiple residents over the past year with the Uncommon management team outlining how disruptive this behavior is as their apartments and bedrooms are located directly above. Yet the behavior continues and the management team now no longer reliably reply to email or twitter contact. This makes any attempt to resolve these issues amicably impossible.

2. HIGH STANDARDS OF MANAGEMENT

Paragraph 111 of the licensing policy states that:

"when assessing the applicant's..ability to demonstrate a commitment to high standards of management this authority with consider whether the applicant..

- Has carried out relevant risk assessments..
- Is able to understand verbal and written advice and legal requirements..
- Is able to demonstrate a track record of compliance with legal requirements"

The actions of 1 Long Lane in relation to The Madison car park demonstrate a track record of non-compliance and non-observance.

a) Carrying out relevant risk assessments

Uncommon have been informed many times that in addition to breaching the lease locating their bins in the car park posed a fire risk. Despite this they have not request a copy of the existing fire risk assessment from either the Madison property managers or resident's management company. Nor have they provided an updated risk assessment.

b) Understanding verbal and written advice and legal requirements

Uncommon were first informed in July 2017 by e.mail that their activities in the car park contravened the lease. The continued these activities and as late as March 2018 the main Uncommon director, an established property professional, responsible for 1 Long Lane indicated that they had not read the lease or sought a legal opinion.

c) Demonstrating a track record of compliance with legal requirements

- Uncommon did not seek permission from the Madison freeholder before undertaking alterations to the Madison building.
- The Regulatory Reform (Fire Safety) Order 2005 mandates fire safety risk assessments
- CER Long Lane were requested by solicitors acting for the Madison freeholders to remedy their breaches of the car park lease by the end of May 2018. The bins were removed from the car park on Monday 31st July 2018, the other breaches continue.

3. Prevention of Crime & Disorder

Southwark community wardens, the Metropolitan Police safer neigbourhoods team and the Southwark Parks department have been heavily involved over the past 12 months in tackling the anti-social behavior in St George's Churchyard gardens, the park which borders the rear and westerly sides of 1 Long Lane. Much of this behaviour appears to be alcohol and drug fuelled.

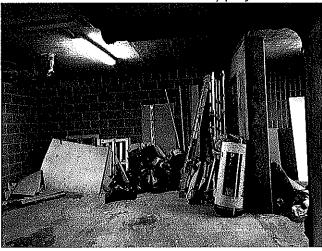
I am concerned that licensed premises, especially with audible outdoor entertainment may reactivate such behaviour thus undermining all the work that has been undertaken to date.

4. ENSURING PUBLIC SAFETY

a) Fire Safety (paragraph 196, Licensing Policy)

One of the main fire exit routes from 1 Long Lane is via an external metal fire escape terminating in the Madison car park. This escape route from here is across the Madison car park passing onto Long Lane via the Madison fire escape door.

1 Long Lane use their car parking spaces for storage (in breach of the lease). Storage of flammable items in this area may prejudice the integrity of the fire escape route.



26/04/18

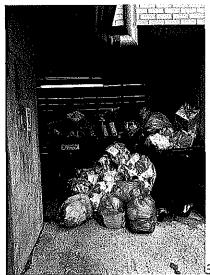
Furthermore vehicles associated with 1 Long Lane ocassionally park within the marked fire exit route in the car park despite the presence of onsite staff 24 hours a day. This obstructs the fire escape route and could make it difficult to navigate in the event of a fire.



21/07/18

b) Waste Disposal (Paragraph 196, Licensing Policy)

This has been an ongoing issue since Summer 2017. The bins were initially placed within the Madison car park but as a result of the lease enforcement action were relocated on 31st July 2018 to the church side of Tabard Street. On 6th August 2018, less than a week later, they have been moved again to the park side of Tabard street. It seems foolhardy to permit an increase in the volume of rubbish generated, especially glass and bottles, by granting this license when no established functional rubbish disposal system is in place. Large accumulations of rubbish have been seen at intervals throughout Uncommon's tenure



31/07/18

The disposal of large quantities of glass bottles, as can be expected from licensed premises will generate additional noise. If not carefully managed this will be disruptive. The current practice at 1 Long Lane is that staff move bags of rubbish into the external bins overnight. This practice is specifically mentioned as one to avoid in paragraph 224, Licensing policy.

The current unsecured bins on Tabard Street may cause new issues – if the practice of overfilling the bins continues they will attract vermin. Or given the pre-existing issues with public disorder in the Tabard Street/St George's Churchyard area the discarded bottles may be liberated from the bins and turned into weapons. Neither option will be good for the local community.

5. Prevention of Public Nuisance

a) Noise Nuisance (paragraph 217, Licensing Policy)

I already experience noise nuisance as a result of the activities at 1 Long Lane. Granting a premises license especially for outdoor evening live music and film events will only exacerbate this.

The outdoor space associated with 1 Long Lane is a roof terrace. This will easily permit transfer of sound to all neighbouring properties – many of which are residential blocks including Brandon House on Borough High Street; 35 Long Lane; 32 Long Lane and those situated across the park in Chaloner Court and Tennis Street.

The current management team at 1 Long lane are not responsive to residents complaints about noise nuisance.

b) Deliveries of goods & collection of patrons(paragraph 217, Licensing policy) 1 Long lane have informally adopted their fire exit (contained within the Madison car park) as the main entry point for deliveries to the building. This use is not permitted under the car park lease or deeds of 1 Long Lane.

In the short term, the additional deliveries necessitated by this license application will only add to the disruption currently being experienced by Madison residents eg. 7th August 2018 – contractors arrived on site before 08:00 and started moving large quantities of A-V equipment into 1 Long Lane via their fire escape. This disturbed several Madison households.

When the lease is fully enforced deliveries will need to be routed via the foyer of 1 Long Lane. There is no no ready parking outside the building due to the road layout and a pedestrian crossing therefore contractors will either park illegally or have to move large quantities of stuff from a safe parking space.

Similar limitations will apply to taxis and private hire vehicles arriving to collect patrons at the end of the night. This may lead to an increase in vehicles stopping in the safe parking zones immediately outside neighbouring blocks of flats with resultant disturbance to residents.

c) Smoking (paragraph 222, Licensing policy)

There is already a problem with the accumulation of cigarette butts outside 1 Long Lane. In addition, smokers tend to spill along Tabard Street or Long Lane.

The Madison has an ornamental flower bed with a low wall. Smokers often utilize this as a seat—apartment and bedroom windows are located directly above. After the granting of a premises license if this practice continues it will permit disruption to residents until 23:00 on weeknights and 22:00 at weekends.

If a policy forbidding drinks from being removed from the premises as described in paragraph 224, Licensing policy, smokers may linger longer outside thus increasing the disruption experienced. Imposing such a policy may be difficult when an off-premises license co-exists with one for on-site consumption.

d) Escaping Noise (paragraph 225, Licensing policy)

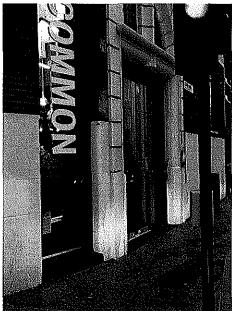
The main social space within 1 Long Lane is on the raised ground floor in an open plan room connecting directly to the small foyer of the building. Only the main entrance doors of the building separate this room from the street. It is hard to envisage how the proposed live and recorded music will be controlled, as described in paragraph 226, Licensing policy, to avoid a disturbance every time the main doors are opened.

6. Consultation

Paragraph 69, Licensing Policy states "This authority recommends that... notices be of A3 size... displayed in a position where they may be readily seen by passers by for the period during which representations are made"

This information is reiterated on the Southwark council website.

Only 1 notice has been displayed for the duration of the consultation period on 1 Long Lane. It is A4 and located below eye-level next to the front door.



12/07/18

Southwark provide a proforma notice for applicants to copy. The notice put up by Uncommon omitted the following information included in the proforma:

- That information about the application IS available on the council website (the Uncommon notice states "may")
- The license register address (http://app.southwark.gov.uk/licensing/licenseregister.asp)
- The website link for the guidance about how to make a representation (http://www.southwark.gov.uk/business/licences/how-to-lodge-a-representation)
- The date of application

The combination of the small notice, in a difficult to notice location combined with the omission of internet links about how to view the application and make a representation are contrary to the stated aims of paragraph 70, the Licensing policy "this authority considers it important that the local community is fully aware of local licensing applications being made"

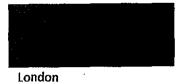
I hereby register my objections to this licensing application on the above ground.

I wish to be kept informed about the progress of this application and invited to any meetings concerning it to which members of the public are invited.

Yours faithfully,



cc. Helen Dennis, Sirajul Islam, Karl Eastham - Councillors, Chaucer ward.



SE14PF

Licensing Service Southwark Council PO Box 64529 Tooley Street London SE1P 5LX

6th August 2018

Re: Application Number - 863969

Dear Sirs,

I wish to object the granting of a license for Uncommon to serve alcohol on and off the premises and the playing of outdoor live or recorded music.

M Vob Actions are Location and Prevention of Ablic nuisance

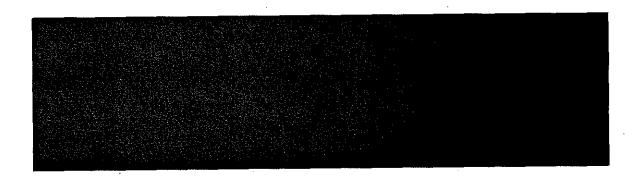
Uncommons' opening hours already provide for 24/7 use of the building, resulting in

- 1. Constant light pollution
- 2. Constant noise
- 3. And blocking of the road, due to outdoor cigarette smoking crowds.

Providing them with a license to sell alcohol will only add to the disruption already being caused. With 39 apartments directly next to their building and access to a large roof garden – the additional noise and disturbance generated by turning the building into a public house will be appalling.

Residents of Madison Apartments are already dealing with anti-social behavior in public park – St. Georges Gardens, which the Community Wardens and Safer Neighborhood teams can testify. Granting a license to Uncommon will only exacerbate the issue.

Therefore, please deny the granting of the license under the Licensing Act 2003 – there are numerous public houses in the area where workers at Uncommon can socialize. We do not need another.



From:

Sent: Wednesday, October 03, 2018 10:37 AM

To: Regen, Licensing

Subject: Uncommon, 1 Long Lane SE1 4PG - objection to license application 863969

Good morning,

As a resident of Madison Apartments (506), I wish to object to the application.

I am concerned mainly about the noise levels which will result in nuisance for the local residents: loud music late at night when people are trying to sleep to get up for work the next day, smokers outside, people outside the building drinking alcohol, increased deliveries, increased waste to be collected.

To date, Uncommon have shown complete disregard for the residents of Madison Apartments and we have many ongoing issues;

They have made alterations to our fire door breaching both fire and security regulations

They have no secure rubbish disposal system as the current location of their bins breaches the car park lease

They continually breach the car park lease despite freeholder involvement

If they can't respect the lease will they respect the conditions of their license?

They are putting rubbish in their bins in the early morning between 6-7am which is specifically mentioned in the licensing policy as a practice to be avoided.

There is a lack of a suitable smoking area - at present the front of the Madison is used- in a situation where alcohol is involved this will only get noisier. If the smokers area moves to Tabard Street they will disturb activities within the church.

I hope my concerns are clear to you.

Many thanks,



2nd email from rep 12

From:

Sent: Tuesday, October 02, 2018 11:12 AM

To: Regen, Licensing

Subject: Licence application 863969, by 'Uncommon' No1 Long Lane, SE1 4PG

Additional comments from the directors of Madison Management Company Ltd. The Madison, 5-27 Long Lane SE1 4PF

Application for new premises licence by 'Uncommon' No 1 Long Lane SE1 Application number 863969

We wrote previously in relation to this application to register an objection to this application by 'Uncommon'. The application was called in because the notice was incorrectly displayed. To reiterate, the directors of MMCo Ltd., (the Madison residents company) believe there are significant grounds to object to the granting of this licence, and wish to make additional comments.

The Madison is a wholly residential building next door to No1 Long Lane. Our freeholder owns the car park and leases spaces to Madison residents and Uncommon. Madison flats directly overlook part of the car park, and residents have experienced disruption, and inconvenience noise generated by Uncommon's activities at various times ever since they occupied No1 in mid-2017.

Location:(Southwark planning policy section 109 applies)

Uncommon's opening hours already provide for use of building 24/7 and at weekends with consequent issues of light pollution and noise for Madison residents.

The Borough and Bankside CIP is concerned with the cumulative impact of disorder, anti-social behaviour and the negative impact on environmental health in relation to noise and litter. With this is mind, it is important to note the restrictions imposed upon a neighbouring development on Borough High Street (Fora), where the licence prohibits the way in which the roof terrace is used, and there are strict guidelines about where people can smoke.

We believe events held on Uncommon's large roof terrace will generate intrusive noise, and an increase in the current littering and obstruction of the highway caused by the ongoing regular congregation of smokers outside their offices. If alcohol is added to this situation it is likely to generate increased noise and disturbance.

Residents using or living near St Georges Gardens have suffered regular disturbance from anti-social behaviour, noise and littering caused by street drinking, as Community Wardens and Safer Neighbourhood teams can testify. The granting of a licence to Uncommon will only exacerbate this issue.

Standard of Management: (section 111 applies)

Further to our earlier representation, the applicant continues to demonstrate little regard for local residents.

Their contractors continue to cause disturbance by carrying out noisy work outside the hours permitted by Southwark Council.

They have no secure, managed disposal system for the considerable volume of rubbish they generate, and inadequate bin capacity to cope with it. It is a mixture of food related waste, packaging, paper etc. and little effort is made to recycle or separate and secure the waste to discourage vermin in the car park.

The Madison and Uncommon: some background

The dispute between Uncommon and the freeholder of the Madison continues.

The car park fire escape door (part of Madison property) was modified by Uncommon to create an access route from Long Lane. No permission was sought for this work. Uncommon's lease permits them use of the Madison fire escape only as an exit in the event of fire and they have no legal basis to use the fire exit as an access point for to their building.

The continued use of car parking spaces for rubbish storage is a breach of the terms of their lease, and they have ignored freeholder intervention to stop this practice.

Given the preceding points, it is evident that Uncommon routinely disrespect the terms of their lease. The directors of MMC Ltd., therefore believe it is highly likely Uncommon will not respect the terms of their licence, if granted. This will result in increased local disturbance through additional deliveries and collections, late night and early morning activity, arrivals and departures of foot traffic, cyclists and vehicles. It is also possible that the granting of a premises licence will only generate an increase in the need for street cleaning, and promote anti-social behaviour, noise and disturbance in the locality.

We therefore urge the committee to refuse this application.

Thank you for your attention.

From the Directors of Madison Management Company Ltd:

1st October 2018

2nd email from rep 15

From:

Sent: Tuesday, October 02, 2018 11:34 PM

To: Regen, Licensing

Cc: Eastham, Karl; Islam, cllrsirajul; Dennis, Helen **Subject:** Objection to Licensing application - 863969

Please find attached my objection to the above licensing application.

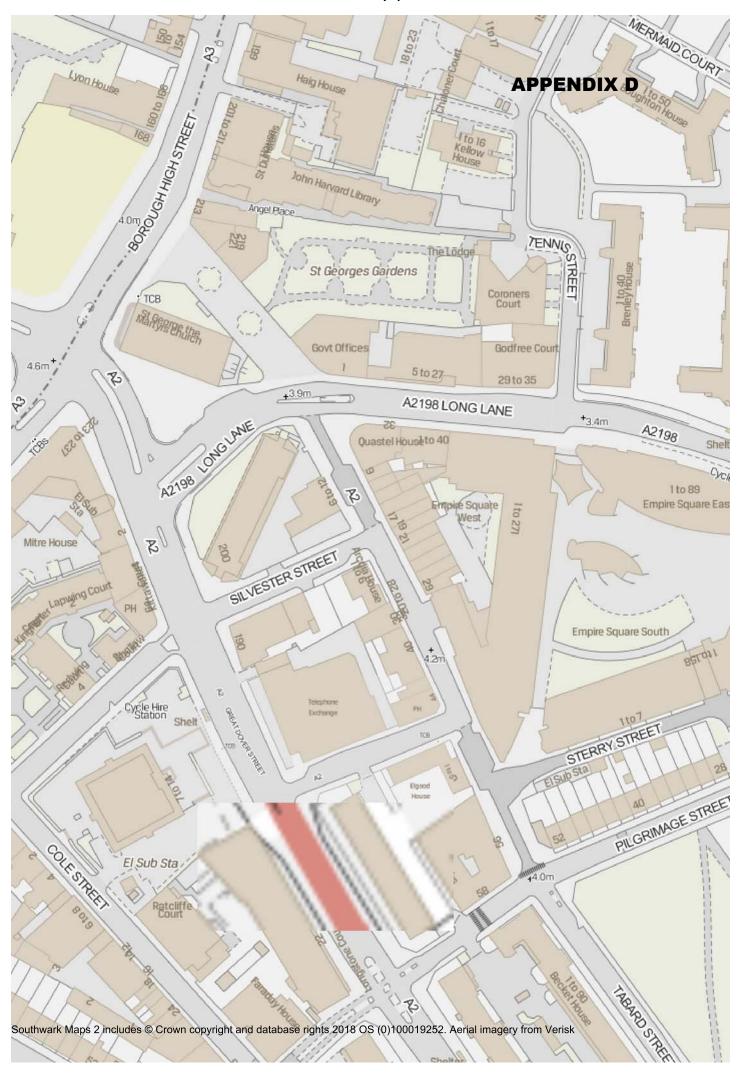
I object most strongly to this application and would like to draw your attention in particular to the continued failure of 1 Long lane to adhere to the conditions of their car park lease despite lease enforcement action by the freeholder. This persistent flouting of regulations does not bode well for the ability to adhere to the conditions of a premises license.

In addition, they have once again resumed the practice of storing rubbish in the car park but have failed to provide a fire risk assessment covering this activity. London fire brigade have advised that regulatory compliance may be an issue but that a full fire risk assessment is required.

In addition, Uncommon/ 1 Long Lane carried out unauthorised alterations to the fire exit door and while rectifying this have rendered the door non-compliant with fire regulations as it has three potential opening mechanisms in place only one of which works. This was drawn to their attention on 13th September but no remediation work has taken place to date. This fire exit door forms part of the evacuation route for 1 Long Lane and the residential building next door. A repeat request for information about when the work will be undertaken has gone unanswered.

There are other issues too, including noise nuisance but I feel very strongly that the issues above should preclude a premises license being granted on the grounds of public safety.

I wish to be kept updated about this license application and be invited to any meetings concerning it at which members of the public are welcome.



LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2018-19

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

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Councillor Sandra Rhule (reserve)	By email	Tim Murtagh (spares)	4
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