

Licensing Sub-Committee

Thursday 13 June 2019

10.00 am

Room G06 - 160 Tooley Street, London SE1 2QH

Membership

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

Reserves

Councillor Ian Wingfield

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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Contact

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

Members of the committee are summoned to attend this meeting

Eleanor Kelly

Chief Executive

Date: 4 June 2019



Licensing Sub-Committee

Thursday 13 June 2019
10.00 am
Room G06 - 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.	LICENSING ACT 2003: MOUNTVIEW ACADEMY OF THEATRE ARTS, 120 PECKHAM HILL STREET, LONDON SE15 5JT	1 - 63
6.	LICENSING ACT 2003: LIQROO LIMITED, UNIT 1, 95 HAYMERLE ROAD, LONDON, LONDON SE15 6SQ	64 - 86
7.	LICENSING ACT 2003: KANELLA LATIN HOUSE, 85 CAMBERWELL ROAD, LONDON SE5 0EZ	87 - 163

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: 4 June 2019

Item No. 5.	Classification: Open	Date: 13 June 2019	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Mountview Academy of Theatre Arts, 120 Peckham Hill Street, London SE15 5JT	
Ward(s) of group(s) affected		Peckham	
From		Director of Environment	

RECOMMENDATION

1. That the licensing sub-committee considers whether an application submitted by Mountview Academy of Theatre Arts Limited for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Mountview Academy of Theatre Arts, 120 Peckham Hill Street, London SE15 5JT.
2. Notes:
 - a) The application is for a premises licence and was submitted under Section 17 of the Licensing Act 2003. The application is subject to representations and is therefore referred to the licensing 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 representations are attached to this report as Appendices B and C. A map showing the location of the premises is attached to this report as appendix D.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to applications 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 25 March 2019 Mountview Academy of Theatre Arts Limited applied to this council for the grant of a premises licence in respect of Mountview Academy of Theatre Arts, 120 Peckham Hill Street, SE15 5JT.
9. The application is summarised as follows:
- **Late night refreshment**
 - Sunday to Thursday: 23:00 to 00:00 (midnight)
 - Friday & Saturday: 23:00 to 01:00
 - **Supply of alcohol for consumption on and off the premises**
 - Sunday to Thursday: 10:00 to 00:00
 - Friday & Saturday: 10:00 to 01:00
 - **Proposed opening hours of the premises**
 - Sunday to Thursday: 10:00 to 00:30
 - Friday & Saturday: 10:00 to 01:30
 - The premises are described as follows:

“The application premises is Mountview Academy of Theatre Arts, which is an independent drama school situated on the border of the Peckham Cumulative Impact Area. The application relates to a proposed food and beverage facility at rooftop level on the 4th floor of the drama school building.”

10. The premises licence application form provides the applicant's operating schedule. Parts I, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and 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 then the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application. A copy of the application is attached to this report as Appendix A.

Designated Premises Supervisor

11. The proposed designated premises supervisor of the premises is Benjamin Atkinson.

Representations from responsible authorities

12. A representation was submitted by this council's licensing responsible authority. The representation notes that, according to this council's statement of licensing policy, the premises are situated in Peckham major town centre area and also the Peckham cumulative impact policy area. The representation contends that whether the Peckham cumulative impact policy applies to the premises would depend on what class of premises, according to this council's statement of licensing policy, the premises are. The representation proposes a condition be placed on any licence issued subsequent to the application which would be consistent with the premises operating solely as a restaurant. The representation further suggests that the closing times proposed in the application are amended so that they are consistent with closing times suggested in this council's statement of licensing policy. The representation seeks that an accommodation limit and dispersal policy for the premises be provided. Lastly, the representation suggests various control measures that it is recommended should become conditions of any licence issued subsequent to the application.
13. Copies of the representation, correspondence relating to the representation and documents, submitted by the applicant, in support of the application are attached to this report as Appendix B.

Representations from other persons

14. Six representations in support of the application have submitted by 'other persons'. In summary, the representations contend that the premises and its intended operation would be an asset to the locale and of benefit to local residents.
15. Copies of the representations submitted by the other persons are attached as to this report as Appendix C.

Conciliation

16. The applicant has entered into communication with this council's licensing responsible authority in an effort to conciliate. The applicant has provided a dispersal policy, documentation in support of the application and agreed to some of the conditions proposed by the licensing responsible authority. However, at the time of the writing of this report some elements of the licensing responsible authority's representation remain outstanding and must be considered by the licensing sub-committee. Copies of the documents in support of the application and correspondence relating to the licensing responsible authority's representation are attached to this report as Appendix B.

Premises history

17. On 25 March 2019 Mountview Academy of Theatre Arts Limited applied to this council for the grant of a club premises certificate in respect of Mountview Academy of Theatre Arts, 120 Peckham Hill Street, SE15 5JT.

Deregulation of entertainment

18. On 6 April 2015 entertainment became deregulated and as a result:
- Live unamplified music is deregulated between 08:00hrs and 23:00hrs on any premises.
 - Live amplified music and recorded music are deregulated between 08:00 and 23:00 at on licensed premises for an audience of up to 500 people.
 - Plays and the performance of dance are deregulated between 08:00 and 23:00 for an audience of up to 500 people.
 - Indoor sporting events are deregulated between 08:00 and 23:00 for an audience of up to 1000 people.
19. Live music and recorded music can become licensable in on-licensed premises if the licensing authority removes the effect of deregulation following a licence review ('licence review mechanism').
20. The showing of films has not been de-regulated.

Map

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

Katie's Kebab, 130 Peckham Hill Street, London SE15 5JT licensed for:

- Late night refreshment
 - Monday to Sunday: 23:00 to 02:00

Katie's Kebab, 165 Peckham Hill Street, London SE15 5JT licensed for:

- Late night refreshment
 - Monday to Sunday: 23:00 to 02:00

Rakh's News, 157-159 Peckham Hill Street, London SE15 5JZ licensed for:

- The sale of alcohol to be consumed off the premises
 - Monday to Saturday: 08:00 to 23:00

- Sunday: 10:00 to 22:30

Mountview Academy of Theatre Arts, 120 Peckham Hill Street, SE15 5JT
licensed for:

- Films, Live music, recorded music, anything similar to live and recorded music, performances of dance, plays
 - Monday to Saturday: 09:00 to 23:30
 - Sunday: 10:00 to 22:00

Well Street Pizza, 120 Peckham Hill Street, London SE15 5JT licensed for:

- The sale of alcohol to be consumed on & off the premises
 - Monday to Thursday: 12:00 to 23:30
 - Friday and Saturday: 11:30 to 00:30
 - Sunday: 11:30 to 23:30
- Late Night refreshment
 - Sunday to Thursday: 23:00 to 00:00
 - Friday and Saturday: 23:30 to 01:00

Westland Coffee and Wine, 120 Peckham Hill Street, London SE15 5JT licensed for:

- The sale of alcohol to be consumed on & off the premises
 - Monday to Sunday: 11:00 to 23:30
- Late Night refreshment
 - Monday to Sunday: 23:00 to 00:30.

Southwark council saturation policy for Peckham

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

Southwark council statement of licensing policy

26. Council assembly approved Southwark's statement of licensing policy 2016-20 on 25 November 2015. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
- Section 3 - Purpose and Scope of the Policy. This reinforces the four licensing objectives and the fundamental principles upon which this Authority relies in determining licence applications.
 - Section 5 – Determining Applications for Premises Licences and Club Premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local Cumulative Impact Policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of Operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification. To be read in conjunction with Appendix B to the policy.
 - Section 8 – The Prevention of Crime and Disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public Safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The Prevention of Nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The Protection of Children from Harm. This provides general guidance on the promotion of the fourth licensing objective.
27. 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.
28. The premises are located in Peckham Major Town Centre Area. Closing times as stated below are suggested in the statement of licensing policy for the following types of licensed premises located in residential areas:
- Restaurants and Cafes
 - Sunday to Thursday: 00:00
 - Friday and Saturday: 01:00.

- Public houses, wine bars, or other drinking establishments and bars in other types of premises:
 - Sunday to Thursday: 23:00
 - Friday and Saturday: 00:00.

Resource implications

29. A fee of £100.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value band A.

Consultation

30. 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 a similar notice exhibited outside of the premises for a period of 28 consecutive days.

Community impact statement

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

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

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

Principles for making the determination

34. 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.
35. 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.
36. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- To grant the licence subject to:

- The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence
- To exclude from the scope of the licence any of the licensable activities to which the application relates
 - To refuse to specify a person in the licence as the premises supervisor
 - To reject the application.

Conditions

37. 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.
38. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
39. 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.
40. 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.
41. 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

42. 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

43. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:
- The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations.

- Members of the authority are free to ask any question of any party or other person appearing at the hearing.
 - The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
 - Address the authority
 - If given permission by the committee, question any other party.
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
 - The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.
 - The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
 - In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
44. 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

45. 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.
46. 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.
47. 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.
48. 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.

49. 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.
50. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
51. 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.
52. 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

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

Strategic Director of Finance and Governance

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

BACKGROUND DOCUMENTS

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

APPENDICES

Name	Title
Appendix A	Copy of the application
Appendix B	Copies of the representation submitted by this council's Licensing Responsible Authority, correspondence relating to the representation and documents, submitted by the applicant, in support of the application
Appendix C	Copies of the representations submitted by other persons
Appendix D	Map of the local area

AUDIT TRAIL

Lead Officer	Mick Lucas, Director of Environment	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	29 May 2019	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law & Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		31 May 2019

25/03/2019

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

Ref No. 1205596

Name of Applicant

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

	Mountview Academy of Theatre Arts Ltd
--	---------------------------------------

Premises Details

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

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

Premises trading name

	Mountview Academy of Theatre Arts
--	-----------------------------------

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

Address Line 1	120
Address Line 2	Peckham Hill Street
Town	London
County	
Post code	SE15 5JT
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

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

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

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

Other Applicants

Personal Details - First Entry

Name	MOUNTVIEW ACADEMY OF THEATRE ARTS LIMITED
------	---

Address - First Entry

Street number or building name	120
Street Description	Peckham Hill Street
Town	London
County	
Post code	SE15 5JT
Registered number (where applicable)	SE15 5JT
Description of applicant (for example, partnership, company, unincorporated association etc)	limited company

Contact Details - First Entry

Telephone number	██████████
Email address	██████████

Operating Schedule

When do you want the premises licence to start?

--	--

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

--	--

General description of premises (see guidance note 1)

	The application premises is Mountview Academy of Theatre Arts, which is an independent drama school situated on the border of the Peckham Cumulative Impact Area. The application relates to a proposed food and beverage facility at rooftop level on the 4th floor of the drama school building.
--	--

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

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

Operating Schedule part 2

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

	(Please see sections 1 and 14 of the Licensing Act 2003 and schedule 1 and 2 of the Licensing Act 2003)
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Provision of regulated entertainment (Please read guidance note 2)

Provision of late night refreshment

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

Supply of alcohol

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

I - Late Night Refreshment

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

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

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

	hot food and drinks
--	---------------------

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

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

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

--	--

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

--	--

J - Supply of Alcohol

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

	Both
--	------

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

Day	Start	Finish
Mon	10:00	00:00
Tues	10:00	00:00
Wed	10:00	00:00
Thur	10:00	00:00
Fri	10:00	01:00
Sat	10:00	01:00
Sun	10:00	00:00

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

--	--

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

--	--

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

	██████████
--	------------

Premises Supervisor

Full name of proposed designated premises supervisor

First names	Benjamin
Surname	Atkinson

DOB

Date Of Birth	██████████
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Address of proposed designated premises supervisor

Street number or Building name	██████████
Street Description	██████████
Town	██████
County	
Post code	██████

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

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

K

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

	-
--	---

L - Hours premises are open to public

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

Day	Start	Finish
Mon	10:00	00:30
Tues	10:00	00:30
Wed	10:00	00:30
Thur	10:00	00:30
Fri	10:00	01:30
Sat	10:00	01:30
Sun	10:30	00:30

State any seasonal variations (Please read guidance note 5)

	-
--	---

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

	-
--	---

M - Steps to promote four licencing objectives

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

	Please see attached operating schedule of conditions to ensure the promotion of all 4 licensing objectives.
--	---

b) the prevention of crime and disorder

	Please see attached operating schedule of conditions to ensure the promotion of all 4 licensing objectives.
--	---

c) public safety

	Please see attached operating schedule of conditions to ensure the promotion of all 4 licensing objectives.
--	---

d) the prevention of public nuisance

	Please see attached operating schedule of conditions to ensure the promotion of all 4 licensing objectives.
--	---

e) the protection of children from harm

	Please see attached operating schedule of conditions to ensure the promotion of all 4 licensing objectives.
--	---

Please upload a plan of the premises

	Licencable-Spaces-Rooftop-Restaurant-Bar.pdf
--	--

Please upload any additional information i.e. risk assessments

	CONDITIONS-submitted.pdf
--	--

Checklist

	I have enclosed the plan of the premises. I understand that if I do not comply with the above requirements my application will be rejected. I understand that I must now advertise my application (In the local paper within 14 days of applying)
--	---

Home Office Declaration

Please tick to indicate agreement

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

Declaration

I agree to the above statement

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

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

Full name	<input type="checkbox"/>
Date (DD/MM/YYYY)	25/03/2019
Capacity	Applicant's Solicitors

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

Full name	
Date (DD/MM/YYYY)	25/03/2019
Capacity	

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

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

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

Mountview Academy of Theatre Arts
120 Peckham Hill Street SE15 5JT
Application for a new Premises Licence

Proposed Licensable Activities:

	Sale of Alcohol (on & off sales) Late Night Refreshment	Opening Hours
Sunday – Thursday	10:00 – 00:00	10:00 – 00:30
Friday – Saturday	10.00 – 01:00	10:00 – 01:30

Proposed Conditions

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

- 8 A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open.
- 9 An incident book / incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises:
- All crimes reported at the premises
 - Complaints received concerning crime and disorder
 - Seizures of drugs or offensive weapons
 - Instances of anti-social or disorderly behaviour / violence
 - Calls to the police or fire brigade
 - Abuse of staff and / or customers
 - Ejections of people from the premises
 - Visits to the premises by the local authority, police, fire brigade or any responsible authority
 - Any malfunction in respect of the CCTV system
 - Any other relevant incidents

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

- 10 An adequate and appropriate supply of first aid equipment and materials shall be available on the premises at all times. That adequate and appropriate first aid materials / equipment shall be kept at the premises in a first aid box / boxes. The first aid box(s) shall be kept in an easily accessible location(s) and kept free from obstructions at all times. All staff shall be aware of where the first aid box is kept.
- 11 The premises will be operated in accordance with Health and Safety and related legislation in order to ensure the safety of customers and staff.
- 12 A CCTV system be installed at the premises, be maintained in full working order and be continually recording at all times the premises are in use. The CCTV system must be capable of capturing a clear facial

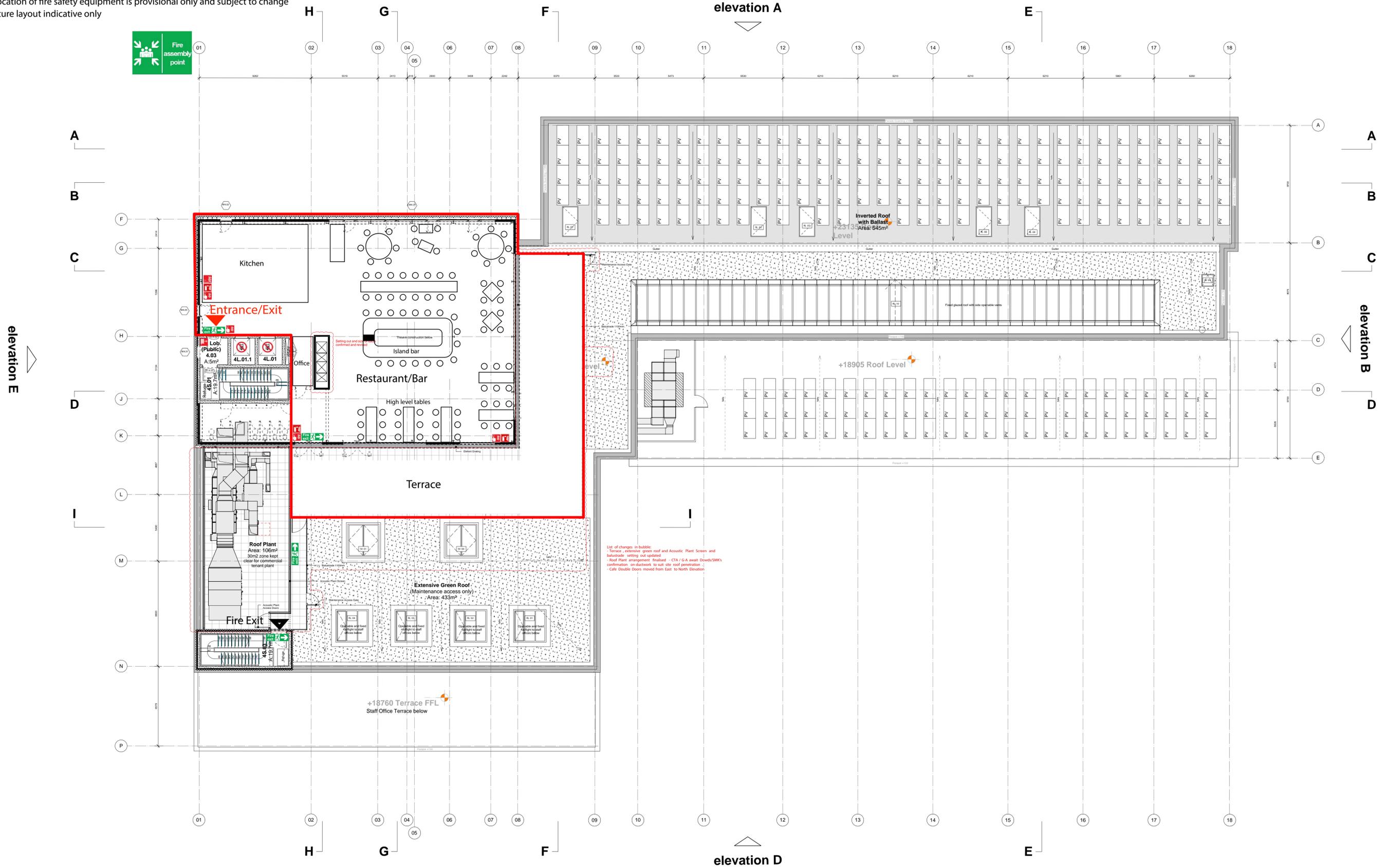
image of every person who enters the premises.

- 13 All CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and the council on request. There will be at least one person on duty at all times who is trained in the operation of the CCTV system, capable of retrieving and showing footage at the immediate request of police or council officers and able to download footage to a removable storage device and / or storage media at the immediate request of police or council officers.
- 14 All staff shall be trained in their responsibilities under the Licensing Act 2003 and trained in respect of the terms and conditions of this licence. Records pertaining to such training shall be kept and updated every 6 months. The training records shall be made immediately available to officers of the police and the council on request.
- 15 A challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card, ~~and~~ any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card or any age identification card validated by the Secretary of State.
- 16 All staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept/ be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
- 17 Clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- 18 A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of

the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be made immediately available for inspection at the premises to council or police officers on request.

FOURTH FLOOR

The location of fire safety equipment is provisional only and subject to change
Furniture layout indicative only

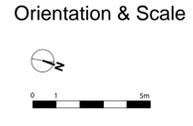


Rev	Date	Description
C0	10.05.17	Issued for client approval
C5	19/7/17	Goods Lift overrun removed
C6	11/9/17	Refer to revision clouds
C7	25.10.17	Issued for information
C8	21.12.17	Refer to revision clouds
C9	11.05.18	Refer to revision clouds

Notes
No dimensions are to be scaled from this drawing.

The contractor/maker is responsible for checking all dimensions and querying any discrepancies.

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Project	Mountview Academy	Drawn by	SK	Date	May 2017
Drawing Title	Proposed Fourth Floor Plan	Scale	1:150 @ A1		
Drawing No.	GA-160 (A1)	Status	Construction		

MEMO: Licensing Unit

To Licensing Unit **Date** 22 April 2019

Copies

From Jayne Tear **Telephon** 020 7525 0396 **Fax**
e

Email jayne.tear@southwark.gov.uk

Subject Re: Mountview Academy of Theatre Arts, 120 Peckham Hill Street,
London SE15 5JT - Application for a premises licence

I write with regards to the above application for the grant of a premises licence submitted by Mountview Academy of Theatre Arts Ltd under the Licensing Act 2003 which seeks the following licensable activities:

- Late night refreshment (indoors) on Sunday to Thursday from 23:00 to 00:00 and on Friday and Saturday from 23:00 to 01:00 the following day
- The supply of alcohol (on and off the premises) on Sunday to Thursday from 10:00 to 00:00 and on Friday and Saturday from 10:00 to 01:00 the following day
- Overall opening times shall be on to Monday to Thursday from 10:00 to 00:30 the following day; Friday and Saturday from 10:00 to 01:30 the following day and on Sunday from 10:30 to 00:30 the following day

The premises is described as a *'the application is Mountview Academy of Theatre Arts, which is an independent drama school situated on the border of the Peckham Cumulative impact Area. The application relates to a proposed food and beverage facility at rooftop level on the fourth floor of the drama school building'*

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

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

The premises is also situated within the Cumulative Impact Area (CIA) for Peckham. The classes of premises to which the policy applies in the Peckham area is defined as follows – night clubs; pubs and bars; off-licences, grocers, supermarkets, convenience stores and similar premises.

The application describes the premises as a restaurant (*proposed food and beverage facility*) which would not fall under the classes of premises defined for the CIA area in Peckham.

To avoid any ambiguity with regards to whether the premises should be addressing the negative cumulative impact if it were to operate as a bar I would request the following condition, which would be consistent with a restaurant, is added to the operating schedule:

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

and to bring the hours of operation in line with that which is appropriate for this area in the licensing policy line for a restaurant as follows (and to also reduce the licensable activities to cease half an hour before the closing times):

1. Closing times for restaurants and cafes on Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours

If it is not possible to add the restaurant condition above to the premises licence then I ask the applicant to bring the hours of operation in line with that which is appropriate for a bar within this area in the licensing policy as follows (and to also reduce the licensable activities to cease half an hour before the closing times):

2. Closing times for public houses, wine bars or other drinking establishments on Sunday to Thursday is 23:00 hours and for Friday and Saturday 00:00 hours.

Further to point 2 above, the applicant would have to address negative cumulative impact if it were to operate as a bar. Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Peckham policy area as defined in paragraph 135 of the policy and, as an off licence type premises, falls into the class of premises in 136 of the policy.

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

Due to the limited information on the application form and further promote the licensing objectives 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)

I would also ask for the following conditions to be added to the premises licence should it be granted:

- Any '*off sales*' of alcohol shall be provided in sealed containers and taken away from the premises
- That clear legible signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as '*off sales*' should not be opened and consumed in the vicinity of the premises.

I therefore submit this representation and welcome any discussion with the applicant.

Southwark's Statement of Licensing Policy 2016 – 2020 can be found on the following link:
<http://lbs-mapweb-01:9080/connect/Includes/APPIMA/SSOLP1620.pdf>

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

From:**Sent:** Monday, May 20, 2019 8:47 AM**To:** McArthur, Wesley; Tilly Burton; Tear, Jayne**Subject:** Re: Application for a premises licence - Mountview Academy Of Theatre Arts, 120 Peckham Hill Street, SE15 5JT (our ref: L1U 867481)

Dear Wesley & Jayne

I hope that you both had a good weekend.

Jayne – thanks for your time on the phone. Please see attached dispersal policy and supporting material as discussed. I confirm that the applicant agrees all of your proposed conditions in their entirety, as follows:

- The number of persons permitted in the fourth floor licensed areas shall not exceed 300 (excluding staff) at any one time.
- The premises licence holder shall provide a written dispersal policy to the Licensing Authority.
- Any '*off sales*' of alcohol shall be provided in sealed containers and taken away from the premises.
- That clear legible signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as '*off sales*' should not be opened and consumed in the vicinity of the premises.

As discussed, your representation is the only objection. There are a number of representations in support (attached for reference). It would be great if we could conciliate accordingly, particularly bearing in mind the unique nature of the premises and applicant company.

Also as discussed, the Peckham CIP area boundary is described as passing through Peckham Hill Street across Jocelyn Street and Goldsmith Road. This means that the boundary line must pass through the premises.

Wesley – thank you very much indeed for the notification of hearing. If the hearing is still required, I confirm that I will attend the hearing with Matthew Turnbull and Sarah Preece. Please can you ensure the attached documents are included in the Committee's papers. I will also send some photographs to you for inclusion in the Committee's papers too.

Thanks and kind regards

Mountview Dispersal Policy



Contents

Executive Summary	2
Section 2 – Introduction	3
What’s a Dispersal Policy	3
Location:.....	3
The Building:.....	3
The Users:.....	3
Section 3 – Objectives;.....	4
Section 4 - Baseline Conditions;	5
Site Location and Surrounding Area	5
Local Highway Network	5
Accessibility by Foot.....	5
Accessibility by Cycle	6
Public Transport Accessibility Level (PTAL)	6
Accessibility by Bus	6
Car Club.....	6
Section 5 - Rooftop Bar & Restaurant.....	7
Appendix 1 Location Map	8
Appendix 2 Bus Route spider map	9
Appendix 3 TfL Overground transport map.....	9
Appendix 3 Local Car Parks	9
Appendix 4 Mountview Site Plan	10

DISPERSAL POLICY

Executive Summary

This Dispersal Policy has been developed by the Mountview's venue manager to ensure there is a minimum of noise and nuisance caused to our neighbours and the general public. Also reduce the risk of crime and disorder outside Mountview Academy and as patrons and students arrive and leave. As a responsible venue, the Mountview Academy, will ensure that entry and dispersal of patrons and guests is completed by following the steps below.

A successfully implemented Dispersal Policy can offer a controlled and efficient way for our patrons and students as they leave the venue at the end of the night without any risk of injury to themselves and to cause minimum disturbance to our neighbours.

The success of the Dispersal Policy will depend upon the co-operation and management of staff, students, and patrons, as much as on the tasks defined herein.

Section 2 – Introduction

What's a Dispersal Policy

The overriding aims of any Dispersal Policy, explicit or implicit, is to enable a controlled and efficient way for our patrons and students as they leave the venue at the end of the night without any risk of injury to themselves and to cause minimum disturbance to the other neighbours.

Location:

Mountview is located within an accessible town centre in Peckham, approximately one kilometre east of Queen's Road railway station and one kilometre north of Peckham Rye railway station. The site is fronted on the east by Peckham Hill Street, to the south by Peckham Library, to the north by residential and commercial land uses and to the west by recreational green space. Peckham Hill Street fronts the eastern boundary of the site and is a two-way carriageway with single yellow lines on the eastern side and double yellow lines on the western side of the site. Peckham Hill Street provides access to the A2 to the north, connecting to Central London to the North West and Kent to the south east. [see appendix 1 Location Plan].

The Building:

Mountview's new premises comprises of a training facility of Theatre Arts comprising teaching, rehearsal and administrative accommodation; a new theatre and studio theatre with ancillary accommodation and café/restaurant and bar accommodation, including a new restaurant and bar at roof level. There is the main delivery and servicing area to the rear with new vehicular access from Peckham Hill Street with cycle and refuse stores and car parking for Blue Badge holders and provision of new and amended landscaping to Peckham Square and Peckham Hill Street.

The Users:

Mountview has a high footfall from its students, staff and patrons accessing our Peckham premises and as such is committed to the personal safety and reduction of risk of crime and disorder outside our premises.

Section 3 – Objectives;

The objective of Mountview's Dispersal Policy is to ensure persons leaving the premises do not disturb local residents and to maintain the Travel Plan consistent with best practice and user/business needs. A travel plan contains a packet of measures used to encourage the uptake of active and sustainable transport. A travel survey is conducted bi-annually which allows for a travel action plan to be designed to meet the targets required. The success of the travel plan is measured against the increase in walking, cycling and use of public transport and the decrease in single occupancy car use. The building is situated in a highly accessible, town centre location and this will assist in encouraging the use of sustainable modes of travel to and from the site.

The Travel Plan is therefore a long-term strategy to inform staff, students and visitors of the travel choices available to them and to encourage sustainable modes of travel, particularly walking and cycling trips.

The principle objectives of the Travel Plan are:

- To promote awareness of transport issues and the impact of traffic on the local environment;
- To show a commitment to improving traffic conditions within the local area;
- To influence the level of private car journeys to and from the site in order to reduce air pollution and the consumption of fossil fuels;
- To promote walking and cycling as a health benefit to staff and students;
- To reduce the perceived safety risk associated with the alternatives of walking and cycling; and,
- To promote participation in transport related projects throughout the borough.

In order to monitor the effectiveness of the Travel Plan and to achieve its objective, the Action Plan sets out a series of transport targets, this supports the Sustainability Policy.

Section 4 - Baseline Conditions;

Site Location and Surrounding Area

The site is located within an accessible town centre in Peckham, approximately one kilometre east of Queen's Road railway station and one kilometre north of Peckham Rye railway station. The site is fronted on the east by Peckham Hill Street, to the south by Peckham Library, to the north by residential and commercial land uses and to the west by recreational green space.

Local Highway Network

Peckham Hill Street fronts the eastern boundary of the site and is a two-way carriageway with single yellow lines on the eastern side and double yellow lines on the western side in the vicinity of the site. Peckham Hill Street provides access to the A2 to the north, connecting to Central London to the north west and Kent to the south east.

Goldsmith Road joins Peckham Hill Street to the north east of the site and provides limited parking. It is within a controlled parking zone in operation Monday to Saturday between 8:30 a.m. and 6:30 p.m.

Jocelyn Street is located to the west of the site adjacent to the recreational green space and provides some parking.

Accessibility by Foot

Footways are provided along both sides of Peckham Hill Street and Goldsmith Road in the vicinity of the site. There are signalised pedestrian crossing facilities on Peckham Hill Street and Peckham High Street to the south east of the site and a zebra crossing facility is available approximately 70 metres to the north east of the site.

There is a shared pedestrian/cycle pathway connecting the residential area and recreational green space to the west of the site with Peckham Library and Peckham Pulse Health & Fitness Centre as well as providing access to Peckham High Street in the south.

There are further shared pedestrian/cycle pathways throughout the parkland to the west of the site with connections to several points along Peckham Hill Street to the north of the site.

Accessibility by Cycle

There are a number of routes in the vicinity of the site identified in the TfL Local Cycle Guide 14 as being suitable for cyclists. To the west of the site there is a north/south off-road route through the recreational green space which connects with an east/west route through Burgess Park to the north. Summer Road to the west and Rye Road to the south are identified as routes signed or marked for use by cyclists on a mixture of quiet or busier roads. In addition, a number of other streets in the vicinity of the site are identified as being recommended by cyclists.

Public Transport Accessibility Level (PTAL)

The site is well served by public transport. The application site has a Public Transport Accessibility Level (PTAL) score of 6b which indicates that the site benefits from excellent accessibility by public transport. A copy of the PTAL report is included as Appendix A to this report.

Accessibility by Bus

The nearest bus stops to the site are located on Peckham Hill Street adjacent to the site. Both north and south bound stops provide shelter, seating and timetable information. These stops are served by the 63, 78, 363, 381, N63 and N381 bus routes. Further bus stops are located on Peckham High Street approximately 100 metres from the southern boundary of the site.

The bus stops in the vicinity of the site provide access to a range of locations throughout London including Kings Cross and Waterloo Stations. A copy of the bus route map is included as Appendix B.

Car Club

Car clubs help to relieve parking pressures and can reduce reliance on the private motor-vehicle by staff and visitors to the development.

The nearest car club bays to the application site are situated on Marmont Road 320 metres to the east and on Peckham Park Road 650 metres to the north.

Section 5 - Rooftop Bar & Restaurant

Robust management controls will be implemented to ensure patrons attending Mountview for licensable activities do not adversely impact on the 4 Licensing Objectives:

1. The prevention of crime and disorder
2. The prevention of public nuisance
3. Public safety
4. The protection of children from harm

The operating hours of the rooftop bar and restaurant are:

	Sale of Alcohol (on & off sales) Late Night Refreshment	Opening Hours
Sunday – Thursday	10:00 – 00:00	10:00 – 00:30
Friday – Saturday	10.00 – 01:00	10:00 – 01:30

The main entrance and exit to the rooftop bar & restaurant will be the designated entry point at ground floor level at the Southern end of the Mountview building.

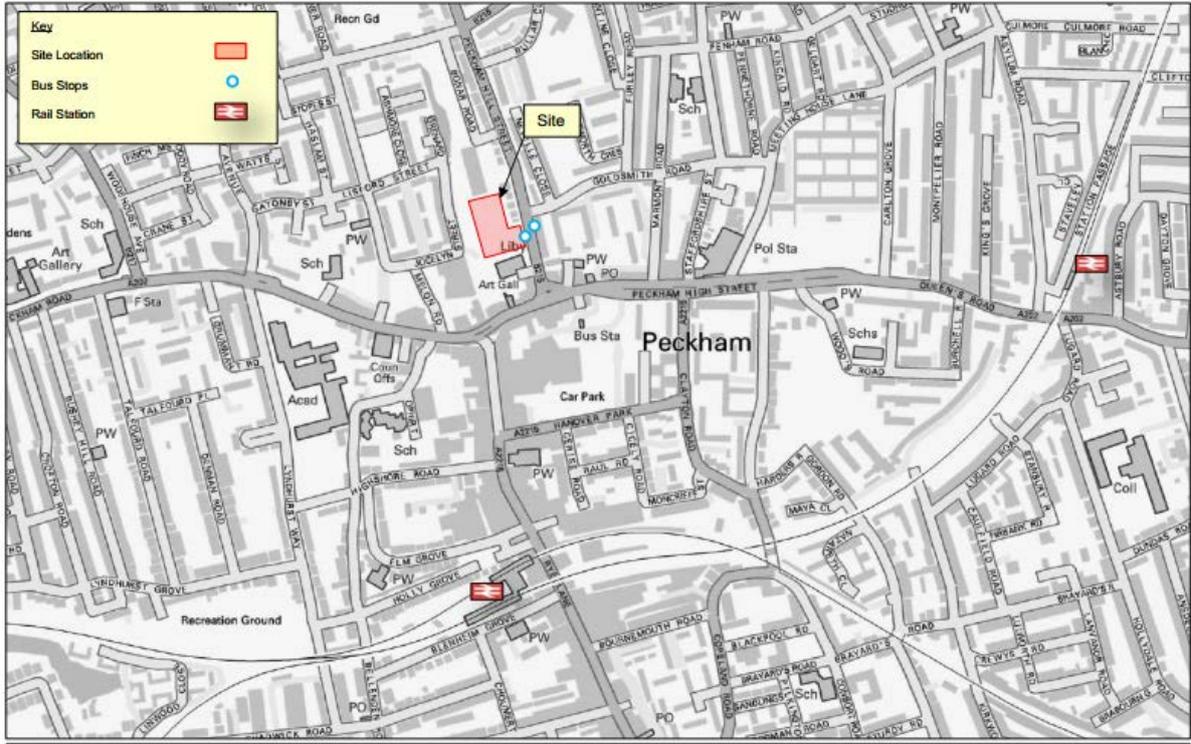
The entrance/exit point is on New Theatre Walk, a pedestrianised walkway between Mountview and Peckham Library, away from local residential properties. This will facilitate a quick dispersal route for patrons straight towards the area's local transport links.

During busier trading periods, the entry and exit point will be managed by staff and/or SIA supervisors to ensure patrons leave the area without disturbing local residents.

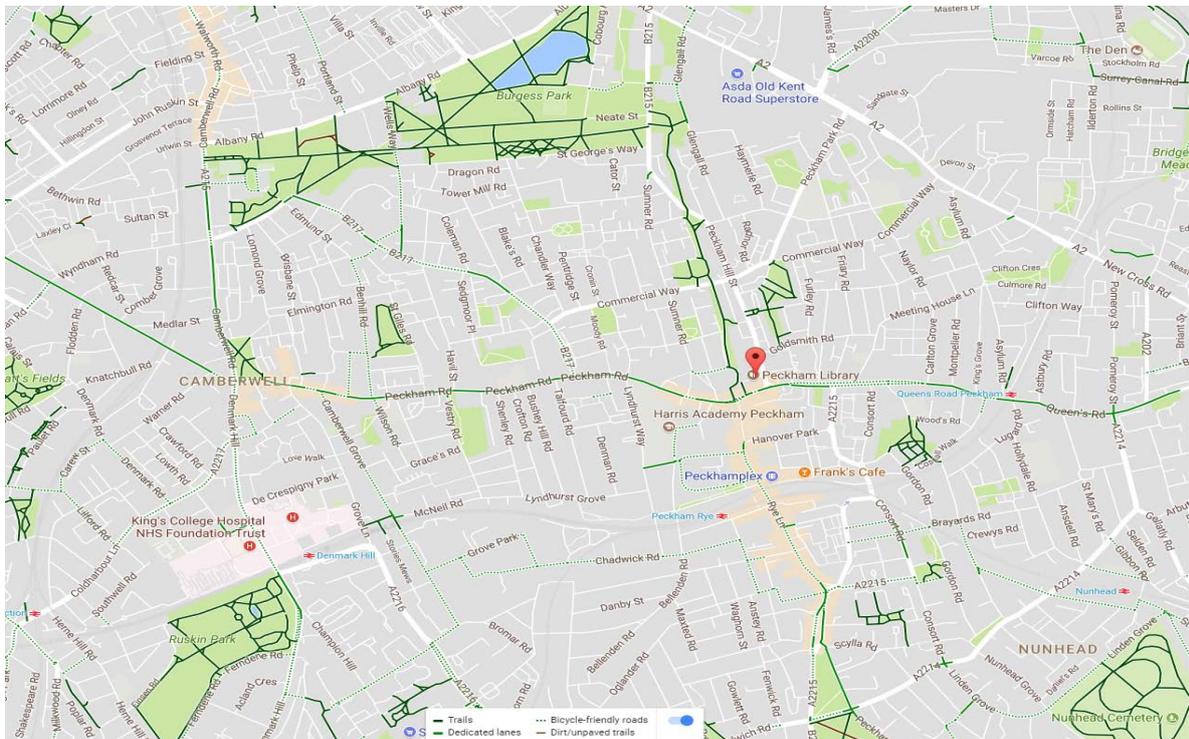
Staff will be trained in all aspects of this policy to promote a professional, safe, controlled and quiet dispersal process. Staff will also be familiar with local transport links to advise customers accordingly.

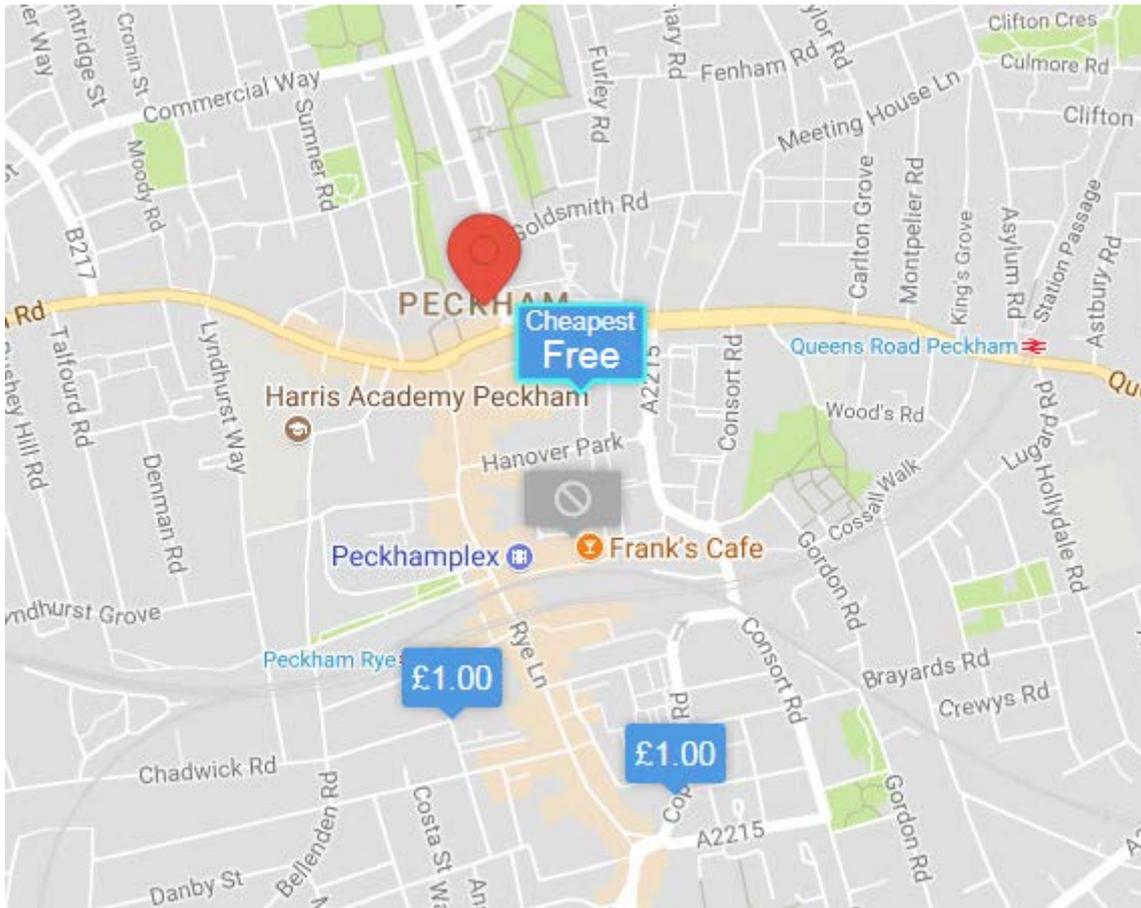
Appendix 1 Location Map

Location Map / Plan



Map showing Cycle Friendly Roads and Cycle network



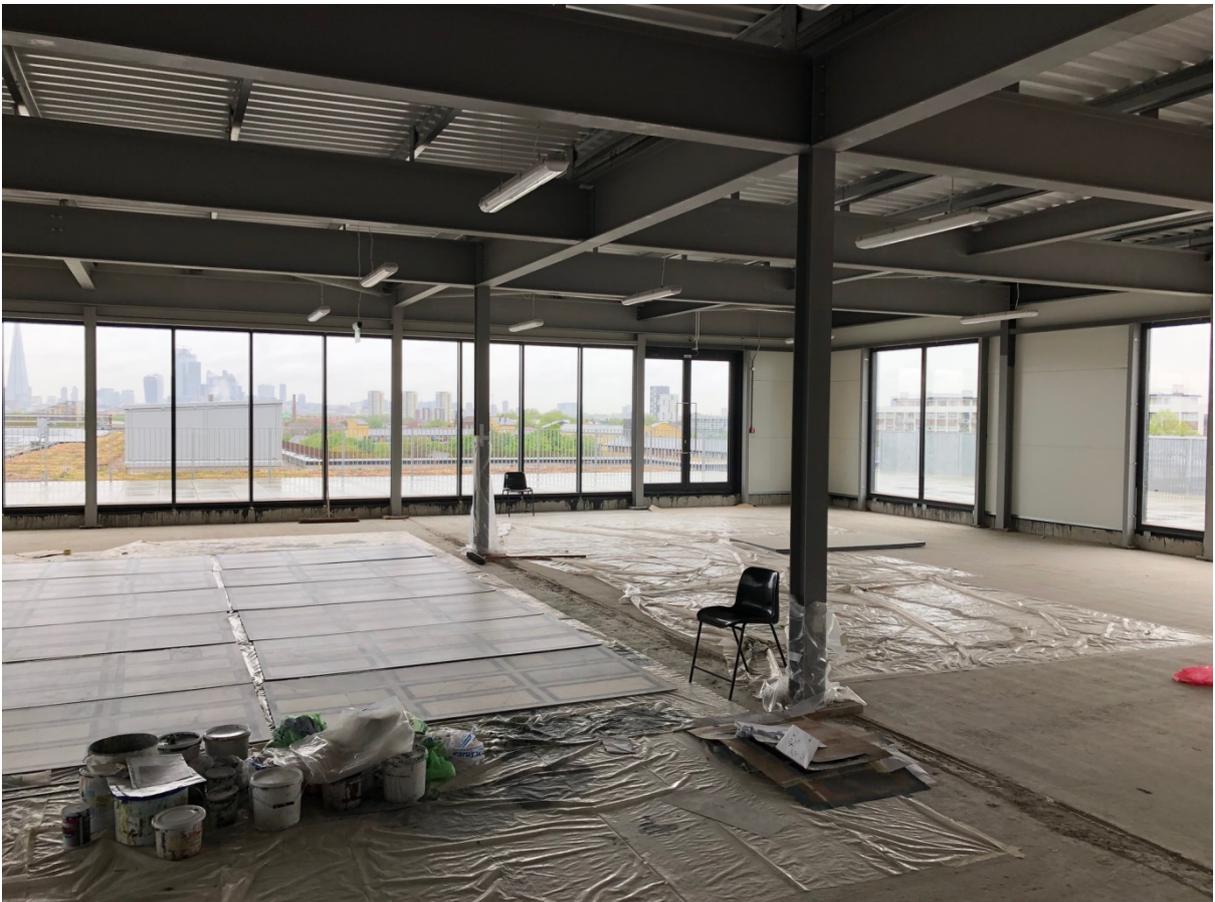


Source: www.parkopedia.com

Appendix 4 Mountview Site Plan

Plan detailing accessible parking











MOUNTVIEW

PROSPECTUS 2019/20



WELCOME

As President of Mountview it gives me real pleasure to introduce you to this fine drama school which enjoys a worldwide reputation for excellence.

This is the first step on your stimulating journey to entering a complex and exciting industry. Of course there is no easy route to success and there can be no guarantees, but professional training will prepare you for the start of what I hope will be a long, fulfilling and fruitful career.

If you come to Mountview you will attend a world-class drama school where the staff is dedicated to helping you get the very best out of your training no matter your background. This prospectus beautifully details the courses available to you whether you want to train for performance or the production arts.

With very best wishes,

DAME JUDI DENCH CH, DBE

President

Mountview Academy of Theatre Arts
120 Peckham Hill Street, London SE15 5JT
020 8881 2201 · admissions@mountview.org.uk · mountview.org.uk

UEA University of East Anglia

TRINITY
COLLEGE LONDON

Southwark
Council

 Federation of Drama Schools

CDMT
Accredited School

Mountview is amazing.

We think it's one of the best places you could possibly train if you want to work in theatre – whether it's on stage or backstage.

Mountview's staff is a group of passionate specialists with years of professional experience who are committed to making sure each student has the best possible practical training for their future career. We work in what is perhaps the most competitive of all occupations and are dedicated to ensuring students leave Mountview 'industry-ready' as creative, independent, dynamic artists.

We are a community of practitioners who value inclusive hard work, a familial atmosphere, mutual respect and artistic excellence.

We are incredibly pleased to introduce Mountview's new home in Peckham. Completed in 2018, the stunning building offers the best possible facilities and location. The building includes 21 acting, dance and rehearsal studios, two theatres, two TV studios, a radio studio, production workshops, specialist teaching rooms, music practice rooms and social spaces. There is also a commercial rehearsal space in use by professional companies. Mountview is also right at the heart of one of the most vibrant, diverse and creative communities in London: Peckham, south London.

STEPHEN JAMESON **SARAH PREECE**

Principal & Artistic Director *Executive Director*

To succeed in this industry you need talent, dedication and a broad range of skills. You need to learn to be adaptable and prepared for anything.

A diverse and detailed training is vital and at Mountview you will benefit from experienced and inspiring teachers as well as from regular visits by working professionals.

Everything required is here to help you prepare for what I think is the best career in the world.

VIKKI HEYWOOD CBE

Chairman

The University of East Anglia is proud to validate Mountview's undergraduate and postgraduate degrees.

Mountview's vocational training is a perfect complement to UEA's global reputation for study in the creative arts. We place a strong emphasis on the importance of the student experience, and the significant contact through teaching time and personal support that all students receive at Mountview is very much in harmony with this ethos.

PROFESSOR DAVID RICHARDSON

Vice-Chancellor, University of East Anglia

MOUNTVIEW IS ONE OF THE UK'S FOREMOST DRAMA SCHOOLS AND IS RECOGNISED AS ONE OF THE BEST PLACES IN THE WORLD TO TRAIN IN MUSICAL THEATRE

PERFORMING ON THE WORLD'S STAGE

We provide the highest quality training for actors, directors, producers and theatre production artists and have a strong commitment to the specialised requirements of TV, film and radio.

We offer intensive, practical training with all full-time students receiving over 30 hours of contact teaching each week, 36 weeks per year in our studios and theatres. You will be taught in small groups and also receive regular one-to-one sessions with personal tutors and specialist practitioners.





GETTING RESULTS

The hands-on, intensive coaching you'll receive at Mountview nurtures thought, energy and commitment. It provides the tools needed to succeed in a competitive industry.

The results speak for themselves: 95% of students work professionally within one year of graduation.

As well as being taught by our experienced, full-time staff you will also work with current theatre practitioners: directors, designers, choreographers, musical directors, producers, actors, stage and production managers. This provides fantastic professional contacts on completion of the course.

TRAINING:	36 WEEKS PER YEAR 30+ HOURS PER WEEK
EMPLOYMENT:	95% OF STUDENTS WORKING WITHIN ONE YEAR
STANDARDS:	OFSTED RATING: OUTSTANDING 94% OVERALL SATISFACTION IN NATIONAL STUDENT SURVEY 2018

OPEN TO ALL

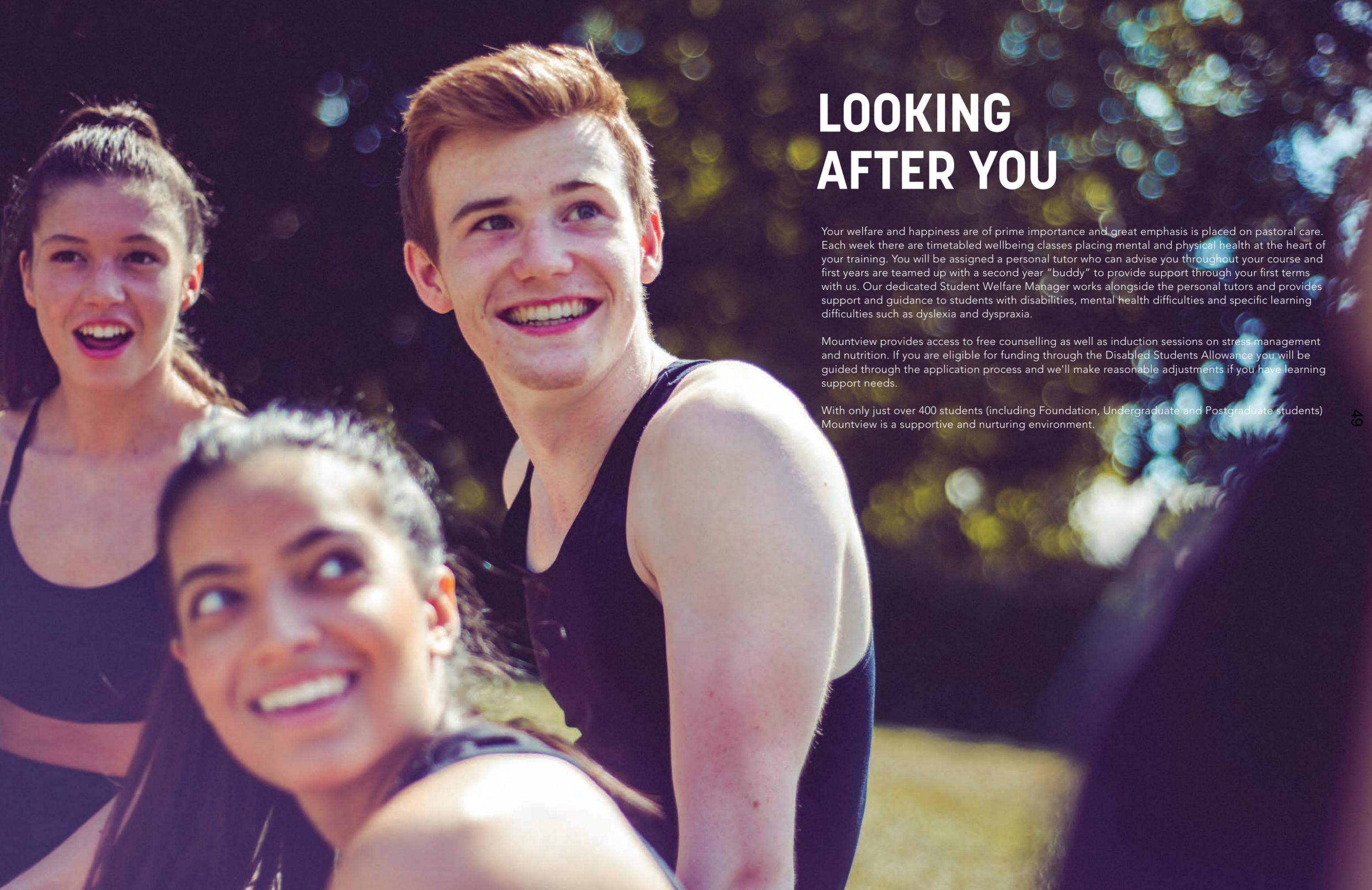
We encourage applications from everyone.

Along with our partners The Diversity School Initiative, we are striving to ensure that there are no barriers to entering drama school.

We hold auditions across the UK and internationally and our nationwide scouting partners identify talented people from low-income or marginalised backgrounds and offer them free auditions. Our admissions department will work with you to access available grants and financial assistance, and talk you through the support in place for accessing and feeling safe in our building.

Our day-long auditions include workshop classes and meet-and-greet sessions with current students to ensure that you can get a feel for life and training at Mountview and so we can see you at your relaxed best. Find out more on p83.





LOOKING AFTER YOU

Your welfare and happiness are of prime importance and great emphasis is placed on pastoral care. Each week there are timetabled wellbeing classes placing mental and physical health at the heart of your training. You will be assigned a personal tutor who can advise you throughout your course and first years are teamed up with a second year "buddy" to provide support through your first terms with us. Our dedicated Student Welfare Manager works alongside the personal tutors and provides support and guidance to students with disabilities, mental health difficulties and specific learning difficulties such as dyslexia and dyspraxia.

Mountview provides access to free counselling as well as induction sessions on stress management and nutrition. If you are eligible for funding through the Disabled Students Allowance you will be guided through the application process and we'll make reasonable adjustments if you have learning support needs.

With only just over 400 students (including Foundation, Undergraduate and Postgraduate students) Mountview is a supportive and nurturing environment.



MASTERCLASSES AND MORE

Students often receive tickets to West End shows and benefit from masterclasses and Q&A events from leading actors and theatre creatives. Graham Norton, Sir Michael Boyd, Rosalie Craig, Mike Leigh, Topher Campbell and Dame Judi Dench have all given recent masterclasses.

Mountview students have recently performed at the BBC Proms with the John Wilson Orchestra, on *Michael Ball and Alfie Boe TV Special*, *The Elaine Paige Show* on Sky Arts, at Almeida Theatre gala performances, at the Sam Wanamaker Festival, *Magic at the Musicals* at the Royal Albert Hall and have toured to the World Shakespeare Festival in Germany.

London is the best possible city for training actors and technical theatre artists and the world outside the rehearsal room undoubtedly plays as important a part in shaping students as the work within. During the course you'll work in our theatres as well as a range of professional venues across the city.

MOUNTVIEW IN PECKHAM

In September 2018 we opened our doors to our brand new home in the heart of Peckham in south London.

Just 12 minutes from London Bridge and 15 from Victoria Station, Peckham is London's new creative heart. Our neighbours include Camberwell College of Arts, Bold Tendencies, South London Gallery and the Bussey Building as well as Shakespeare's Globe, the Bridge Theatre, Siobhan Davies Dance Company and the Old and Young Vics.

In 2015 Vogue described Peckham as 'London's cultural epicentre' and Time Out listed Peckham in its Top 10 Places To Be 2017.

You'll be surrounded by a wealth of owner-run bars, restaurants and coffee shops. Like Mountview, Peckham is fiercely independent and proud of taking its own path.

Our building is edged on one side by Surrey Canal Walk, a greenway leading to the 140-acre Burgess Park. Opposite us are the Stirling Prize-winning library and Peckham Pulse with its swimming pool and gym. Entertainment, exercise, education and relaxation are at your fingertips.

The building is being designed by Carl Turner Architects with theatre consultants Charcoal Blue.

Facilities include:

- 200-seat Mountview Theatre
- 80-seat Backstage Theatre
- 21 rehearsal, acting and dance studios
- Two TV studios and a radio suite
- 12 singing and music practice rooms
- Specialist library and learning resource centre
- Production workshops
- Student common room and communal social areas
- Wellbeing suite
- Cafés and bars



I love Peckham for its creativity and its diversity...
I can't think of a better place for a theatre school.

OLIVIA COLMAN

Campaign Ambassador

Mountview would like to thank all those who have supported our new home and move to Peckham.



NOTABLE ALUMNI

Mountview alumni include Artistic Director of the Donmar Warehouse Michael Longhurst, Artistic Director of Hampstead Theatre Ed Hall, 2018 Olivier Award winner Giles Terera (*Hamilton*), 2017 Olivier Award winner Rebecca Trehearn (*Show Boat*), 2017 Evening Standard Award winner Tyrone Huntley (*Jesus Christ Superstar*) and Eddie Marsan, Lindsey Coulson, Ken Stott, Douglas Henshall and Mina Anwar.

Maria Aberg
Kelly Adams
Simbi Akande
Paul Anderson
Mina Anwar
Julie Atherton
Brontë Barbé
Glynis Barber
Callum Blue
Alecky Blythe
Rikki Chamberlain
Lois Chimimba
Joanna Christie
Lindsey Coulson
Brendan Coyle
Josh Dallas
Tim Downie
Tim Dutton
Sally Dynevor
Justin Edwards
Akintunde Esuruoso
Michael Fentiman
Connie Fisher

Michael French
Joseph Gatt
Don Gilet
Edward Hall
Douglas Henshall
Helen Hobson
Amanda Holden
Nick Holder
Jim Howick
Tyrone Huntley
Leanne Jones
Iqbal Khan
Ayub Khan Din
Emma Kingston
Beverley Klein
Ashley Kumar
Leigh Lawson
Perryn Leech
Michael Longhurst
Charlotte Loughnane
Eddie Marsan
Rhona Mitra
Nick Moran

Joe Murphy
Anna-Maria Nabirye
Asan N'Jie
Jack North
Craig Parkinson
Kane Oliver Parry
Laura Pitt-Pulford
Dan Poole
James Powell
Kelly Price
Matt Rawle
David Seadon Young
Matthew Seadon Young
Cleve September
Sharon Small
Rhashan Stone
Ken Stott
Giles Terera
Emily Tierney
Oliver Thornton
Rebecca Trehearn
James Tucker
Annette Yeo

RECENT GRADUATE DESTINATIONS

Almeida Theatre
Arcola Theatre
Book of Mormon
Bush Theatre
Chichester Festival Theatre
Clwyd Theatr Cymru
Curve, Leicester
Donmar Warehouse
ENO
Gate Theatre
Glasgow 2014 Commonwealth Games
Hamilton
Headlong Theatre Company
Kinky Boots

Leeds Playhouse
Les Miserables
London 2012 Olympics & Paralympics
Mamma Mia!
Manchester International Festival
Manchester Royal Exchange
Menier Chocolate Factory
Michael Grandage Company
National Theatre
National Theatre of Scotland
National Theatre of Wales
Octagon Theatre Bolton
Old Vic

Open Air Theatre Regent's Park
Phantom of the Opera
Royal Court Theatre
RSC
Shakespeare's Globe
Sheffield Crucible
Sochi 2014 Winter Olympics
Sony Creative
Southwark Playhouse
Theatre Royal Stratford East
Union Theatre
Welsh National Opera
Wicked
Young Vic

BOARD OF TRUSTEES

Vikki Heywood CBE (Chair)

Chair of 14-18 NOW and the RSA. Vikki was Executive Director of the Royal Shakespeare Company from 2003 to 2012 and formerly Joint Chief Executive of the Royal Court Theatre. She recently led the Warwick Commission on the Future of Cultural Value.

Sir Brendan Barber

Chairman of Acas and General Secretary of the TUC from 2003 – 2012. A Visiting Fellow at the Said Business School, Oxford University, Sir Brendan was knighted in the 2013 Birthday Honours for services to employment relations.

Dame Colette Bowe

Dame Colette has worked in Whitehall and the City. She is Chairman of the Banking Standards Board and the Associated Board of the Royal Schools of Music.

Lady Susan Chinn

Lady Susan is a former Public Relations Consultant for Edelma. She is a Trustee of The Silver Line and was a volunteer at Great Ormond Street Children's Hospital for several years working in a day unit for children under five with cerebral palsy. Susan was Chair of the Development Council and a Board member of the National Theatre for 10 years.

Laura Gander-Howe

Laura is Director of Public Engagement and Culture at London College of Fashion, University of the Arts London. She was previously National Director of Children and Young People and Learning for Arts Council England.

Arian Mirzaali

Arian is the graduate representative to Mountview's Board having graduated in 2016 with a BA (Hons) in Acting. His professional credits include *Doctor Who* (BBC), *The Village* (Theatre Royal Stratford East) and *Artemis Fowl* (Disney).

Andrew Parker

Andrew is Bursar of Somerville College, Oxford and was formerly Director of Finance and Administration at the RSC.

André Ptaszynski

Andre is Producer of *Groundhog Day* and *Matilda the Musical*. He was Chief Executive of the Really Useful Group from 2005 to 2011. He is a Past President of Society of London Theatres and a former Trustee of the National Theatre.

Paul Roberts OBE

Chair of Innovation Unit board of directors, Paul was previously Managing Director of the Improvement and Development Agency (IDeA) for local government.

Johnson Situ

Johnson is Cabinet Member for Growth, Development and Planning at Southwark Council. He was born and raised in Peckham where he serves as a Labour councillor.

Patrick Spottiswoode

Patrick joined Shakespeare's Globe in 1984 and became Founding Director, Globe Education in 1989. He is an Honorary Fellow of King's College, London.

Ben Sumner

Ben is Director of Technical Theatre at the Guildhall School of Music and Drama and a Senior Fellow of the Higher Education Authority. In 2015 he was made a National Teaching Fellow.

Giles Terera

Giles trained at Mountview. His career includes *Candide*, *Troilus and Cressida*, *Hamlet* and *Honk* (National Theatre). He was in the original casts of *Avenue Q* and *Book of Mormon*. In 2017 he originated the role of Aaron Burr in the London production of *Hamilton*, for which he won the 2018 Olivier Award for Best Actor in a Musical.

Vincent Wang

An architect/developer, Vincent was a founder member of Stanhope Properties Plc. He was previously Chair of Hampstead Theatre and managed a major capital development project for the Donmar Warehouse.

STAFF

Principal & Artistic Director Stephen Jameson
Executive Director Sarah Preece
Chief Operating Officer Jeremy Smeeth
Director of Academic Affairs & Head of Undergraduate Performance Sally Ann Gritton
Commercial Director Matthew Turnbull
Venue & Estates Director Andy Franks
Executive Assistant Amy Lockley

Head of Acting Steve Grihault
Head of Creative Producing Pam Fraser Solomon
Head of Dance Aaron Francis
Heads of Movement Meredith Dufton · Ruth Naylor-Smith
Head of Music Lyndall Dawson
Heads of Postgraduate Performance Sherrill Gow · Merryn Owen
Head of Screen Acting & Recorded Media Stuart Parkins
Head of Site-Specific Theatre Practice Geraldine Pilgrim
Head of Singing Martin Leberman
Head of Theatre for Community and Education Iain Tidbury
Head of Theatre Directing Peter James CBE
Head of Voice Cath Baxter

Senior Acting Tutors Carol Harvey · Dan Herd
Senior Dance Tutor Grace Harrington
Senior Movement Tutor Martin Coles
Senior Music Tutor Nicholas Chave
Senior Singing Tutor Marco Morbidelli
Senior Voice Tutors Sterre Maier · Lottie Williams-Burrell

Head of Production Arts Geraint Pughe
Head of Design & Applied Arts Alison Taylor
Head of Lighting & Sound Gareth J. Evans
Head of Stage Management Helen Barratt

Production Managers Sarah Barton · Oliver Savidge
Senior Stage Management Tutors Ella Bolton · Martin Hope
Senior Lighting Tutor Alex Cann
Senior Sound Tutor Robin Nash
Senior Scenic Art Tutor Clare Jose
Senior Prop Making Tutor Aurelie Clark

Deputy Scenic Construction Manager Tom Barnett
Interim Deputy Scenic Construction Manager Milo McGrath
Wardrobe Manager Kate Page
Wardrobe Supervisors Rachael Higham · Rachel Perry
Lighting & Sound Assistant Amauri Crepaldi
Stage Management Assistant Hannah Swindell

Head of Short Courses Eddie Gower
Short Courses Co-ordinator Annie Hodson

Senior Programme Manager Kathy Allman
Industry Liaison Manager Neil Rutherford
Programme Manager Becky Shaw
Student Welfare Manager Amy Barber
Student Services Assistant Maame Atuah
Academic Quality Administrator Alice Warby

Academic Registrar Karen Kingston
Registry Manager Harriet Tabley
Admissions Administrator Alice Moore
Registry Assistant Michaela Carberry

Head of Press & Marketing Tessa Gillett
Box Office Manager Liz Wheeler
Company Manager Angela Riddell
Design & Website Manager Chi-Zeng Nim
Sales Development Manager Matt Noble
Marketing Assistant Alister Dunk

Campaign Director Nicky Jones
Development Manager Clare McCulloch
Development Officer Julia Mucko

Interim Management Accountant Niyi Ogunsola
Financial Controller Adekemi Adebayo
HR Administrator Alistair Owen

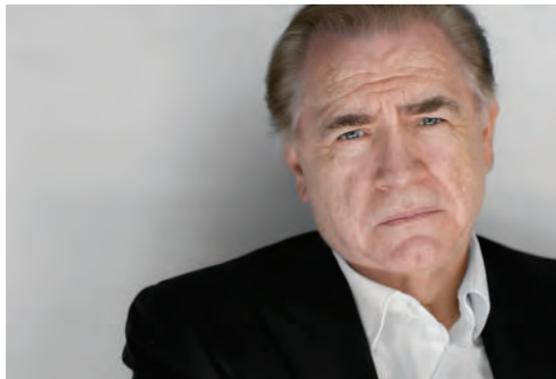
Venue Manager George Moustakas
Duty Manager Sam Beal
Interim Resources Manager Bethany Davies
Facilities Manager Steve Baker
Deputy Facilities Manager Mirko Valli
Venue Assistant Tom Walker
Night Security Barry De La Bertouche

Librarian Anthony Teague
Library Officers Robert Wells · Alix Robinson

ARTISTIC ASSOCIATES

Maria Aberg *Director*
 Annabel Arden *Actor and director*
 Paul Arditti *Sound designer*
 Neil Austin *Lighting designer*
 Alecky Blythe *Playwright*
 Paul Clay *Producer*
 Lindsey Coulson *Actor*
 Brian Cox CBE *Actor*
 Martin Duncan *Director*
 David Edelstein *Theatre mechanics producer*
 Alasdair Flint *Theatrical chandler*
 Howard Goodall CBE *Composer*
 Rob Halliday *Lighting designer*
 Douglas Henshall *Actor*
 Amanda Holden *Actor and presenter*

Stephen Jeffreys *Playwright*
 Terry Johnson *Director and playwright*
 Kwame Kwei-Armah OBE *Actor, playwright and director*
 Leigh Lawson *Actor and director*
 Twiggy Lawson *Model and actor*
 Eddie Marsan *Actor*
 Elaine Paige OBE *Actor*
 Michael Pennington *Actor*
 Tom Piper OBE *Designer*
 Ken Stott *Actor*
 Sarah Travis *Orchestrator and musical supervisor*
 Roy Williams OBE *Playwright*
 Anton Woodward OBE *Animatronics designer*



GUEST ARTISTS

Mike Alfreds
 Analogue
 Julie Atherton
 Rachel Bagshaw
 Max Barton
 Robert Bathurst
 Hedda Beeby
 Simon Beck
 Ned Bennet
 Jo Blatchley
 Nicky Bligh
 Alecky Blythe
 Kate Bone
 Dan Bowling
 John Brant
 Matthew Brind
 Tom Brooke
 Jonathan Butterell
 Marina Caldarone
 Topher Cambell
 Richard Cant
 Jason Carr
 Paul Clarkson
 Brian Cox CBE
 Rosalie Craig
 Tinuke Craig
 Stephen Crockett
 Alistair David
 Dame Judi Dench
 Monica Dolan
 Maxine Doyle
 Stella Duffy
 Martin Duncan
 Jan Dunn
 Isabelle Dupres
 Simon Dvorak
 George Dyer
 Mike England

Roger Evans
 Sir Richard Eyre
 Stella Feehily
 Hadley Fraser
 Rebecca Frecknall
 Toby Frow
 Abigail Graham
 Jimmy Grimes
 Carol Harvey
 Tamara Harvey
 Joanne Harris
 Katie Henry
 Jim Henson
 Kit Hesketh-Harvey
 Paul Hewitt
 Jonathan Holloway
 Kelly Hunter
 Nick Hutchison
 Trevor Jackson
 Andrew Jarvis
 Hannah Joss
 Fiona Keddie-Ord
 Dennis Kelly
 Max Key
 Russell Labey
 Antony Lau
 Darren Lawrence
 Jason Lawson
 Mike Leigh
 Caroline Leslie
 Nigel Lilley
 Tim Luscombe
 Anders Lustgarten
 Steve Marmion
 James McConnell
 Hannah Miller
 Tim Minchin
 Mischief Theatre

Stuart Morley
 Supple Nam
 Deborah Paige
 Elaine Paige OBE
 Craig Parkinson
 Michael Pennington
 Perfect Pitch
 Peter Polycarpou
 James Powell
 Mark Ravenhill
 Nadine Rennie
 Philip Ridley
 Ferdy Roberts
 Ashley Robinson
 Adam Rowe
 Jenna Russell
 Matt Ryan
 Simon Scardifield
 Josh Seymour
 Showstoppers
 Duke Special
 Max Stafford-Clark
 Ed Stambollouian
 Michael Strassen
 Imogen Stubbs
 Jessica Swale
 Danielle Tarento
 Sarah Travis
 Guy Unsworth
 Zubin Varla
 Rachel Wagstaff
 Barnaby Welch
 Charlotte Westenra
 Jen Whyte
 Roy Williams OBE
 Robin Winfield-Smith
 Abbey Wright
 Jared Zeus

HELP US BUILD A NEW THEATRE FOR MOUNTVIEW

In September 2018 we opened the doors of our wonderful new building in Peckham, welcoming a new generation of students to start their drama training with us.

But our new home is missing its heart: Mountview's main theatre. Whilst the body of the building is complete, our theatre is not yet fitted out.

We need to raise the final £1 million to create a world-class auditorium for our students to work in and our audiences to enjoy.



For over 30 years, Mountview has toured its productions to theatres across London at high cost. Our new theatre will change that, putting our facilities on a par with peer drama schools. For the first time, we will have a larger-scale, fully accessible 200-seat house with a full flying facility. Along with our studio space, Mountview's new theatre will present over 28 productions annually as well as hosting work from visiting companies and community groups.

MOUNTVIEW'S YEAR

190+

performances

7,136

hours of apprenticeships,
volunteering and ushering

598

students trained

95%

work in the industry
within one year

A THEATRE FOR OUR STUDENTS

In this digital world, technical theatre-making is constantly evolving, and we need to future-proof Mountview's world-class theatre training ground. We are building a flexible, purpose-built teaching environment that will attract the talent of the future to train with us.

A THEATRE FOR YOUNG PEOPLE

In a world where the arts are increasingly pushed aside in schools and young people have ever fewer opportunities to participate in activities outside school, our outreach programmes enhance curriculum learning, inspire creativity and build confidence. Our new theatre will enable us to extend this work with young people and adults to thousands more every year, encouraging participation in the arts and building community cohesion.

A THEATRE FOR OUR COMMUNITY

Our brand-new theatre will welcome the communities of South London and further afield. Mountview will be fully accessible for the first time ever; there will be no barriers to accessing our building, our shows and our community programmes. Our community will receive discounted tickets to all performances and have the chance to become part of the Mountview family through volunteering roles and apprenticeships.

PLEASE SUPPORT US

We need to raise just under £1 million to fully fit-out our new theatre, creating a world-class resource for our students and the young people and communities we serve.

You can play a part in securing Mountview's future by making a donation through your company, naming a step or making a personal gift to honour, thank or celebrate a loved one, friend or colleague. Every gift will contribute directly to fitting-out our new theatre.

Please contact our fundraising team to learn more: 020 8829 1078
development@mountview.org.uk

THANK YOU

With your help, we can build a theatre for the stars of the future.



STEPHEN JAMESON
Principal and Artistic Director



SARAH PREECE
Executive Director

Supporter 1

From: [REDACTED]
Sent: Friday, March 29, 2019 10:10 AM
To: Regen, Licensing
Subject: Support application

To whom it may concern:

As a local cultural organisation, local to Peckham and Mountview, I am writing in support of this application. I believe that the addition of this establishment will improve the area and offer a chance for locals and those outside of Peckham to have a meeting place.

Reference number: 867481 and address: Mountview, [120 Peckham Hill Street, London SE1 6HE](#)

Warm wishes,

<> <> <> <> <> <> <> <>

[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

Current:

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

Supporter 2

From: [REDACTED]
Sent: 28 March 2019 17:46
To: Regen, Licensing
Subject: Ref 867481 : Mountview, 120 Peckham Hill Street, London SE1 6HE

Dear Sirs,

I write in support of the above reference and address for a rooftop restaurant and bar.

This is much welcomed by residents and business owners, including myself, from the direct area of Mountview and will benefit residents and visitors based on the location and increased leisure activities in the direct area.

Please feel free to contact us with any information or questions you may have to support their application.

Warm regards,

[REDACTED]
Social Media Coach & DJ Teacher

"Helping people to transform their vision to reality through the power of (positive) thought....."

Mobile: [REDACTED]
Email: [REDACTED]
Social Media: [REDACTED]
Website: [REDACTED] and [REDACTED]

Supporter 3

From: [REDACTED]
Sent: Sunday, March 31, 2019 1:04 PM
To: Regen, Licensing
Subject: Licensing application 867481

I write to support this application, having welcomed and encouraged Mountview at every stage since its planning application to relocate to Peckham. I know it to be a prestigious and responsible academy for the development of theatrical arts. I have taken a particular interest in the rooftop of the building since this offers a spectacular view to the north; a view extolled by Daniel Defoe in the 16th century: "behold, to crown all, a fair prospect of the whole city of London itself; the most glorious site without exception, that the whole world at present can show." A rooftop restaurant and terrace at Mountview will be a great bonus for Peckham, and will obviously be a sophisticated attraction. Thus licensing consent as part of a restaurant will be both entirely appropriate and socially desirable. The rooftop is sufficiently isolated not to disturb any adjacent properties, but I think this is here irrelevant in that I'm sure that the consumption of alcohol will be a decorous adjunct to a cultural experience.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Supporter 4

From: [REDACTED]

Sent: Monday, April 01, 2019 3:41 PM

To: Regen, Licensing

Cc: [REDACTED]

Subject: licence 867481

Dear Southwark,

We are writing in support of Mountview licence to have a rooftop restaurant/bar and terrace on top of their building.

Ref 867481 and address: Mountview, 120 Peckham Hill Street, London SE1 6HE.

Kind regards,

[REDACTED]

[REDACTED]

Artistic Director

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Registered Charity [REDACTED]

Company Number [REDACTED]

Supporter 5**From:** [REDACTED]**Sent:** Tuesday, April 02, 2019 11:10 AM**To:** Regen, Licensing**Subject:** Letter in support of Mountview's application (reference number: 867481)

To whom it may concern

As a long-time Peckham resident of 19 years and now a parent of a primary age school child who is benefiting enormously from Mountview's Generation N*xt weekend provision, I would like to express my support for proposal (reference number: 867481) at Mountview, 120 Peckham Hill Street, London SE1 6HE.

Mountview is an extremely positive addition to the centre of Peckham. The team are professional, positive and experienced, their building has exceptional facilities and the move to Peckham is an asset to the area. I fully support this application as another positive addition to life in Peckham.

With best wishes

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Supporter 6

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

From: [REDACTED]

Sent: Wednesday, April 03, 2019 2:22 PM

To: Regen, Licensing

Subject: Reference number 867481 Mountview Academy of the Performing Arts

Please accept this email as supporting Application number 867481 for Mountview Academy, located at 120 Peckham Hill Street, London SE1 6HE.

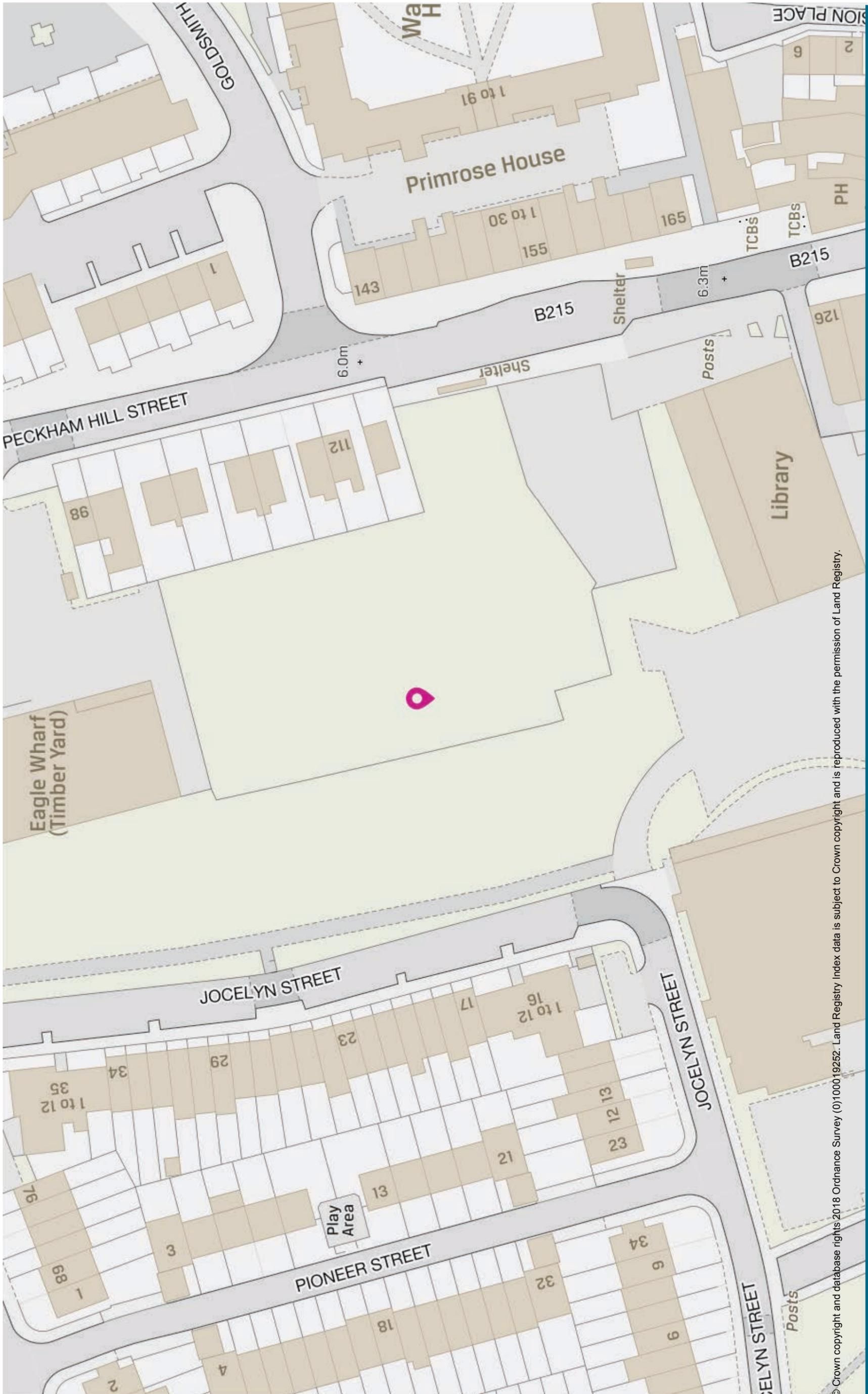
Mountview has a fine reputation for providing outstanding vocational training in the performing arts including acting, musical theatre, and production design. It has recently chosen Peckham for its home, and, as such, has built a fine building which opened to students in September, 2018. Including a restaurant/bar in addition to its various theatre spaces makes a great deal of sense, allowing the public to enjoy a meal and/or drinks as a part of a theatrical experience. Additionally, this will add another choice to the community when looking for a restaurant venue here in Peckham. For these reasons, I strongly support this application.

Kind regards,

[REDACTED]

[REDACTED]

[REDACTED]



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29-May-2019

Scale = 661.4999999999999



Item No. 6.	Classification: Open	Date: 13 June 2019	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Liqroo Limited, Unit 1, 95 Haymerle Road, London, London SE15 6SQ	
Ward(s) of group(s) affected		Old Kent Road	
From		Director of Environment	

RECOMMENDATION

1. That the licensing sub-committee considers whether an application submitted by Liqroo Limited for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Unit 1, 95 Haymerle Road, London, SE15 6SQ.
2. Notes:
 - a) The application is for a premises licence and was submitted under Section 17 of the Licensing Act 2003. The application is subject to a representation and is therefore referred to the licensing 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 14 of this report deals with the representation submitted in respect of the application. A copy of the representation is attached to this report as Appendix B. A map showing the location of the premises is attached to this report as Appendix C.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to applications made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

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

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

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 2 April 2019 Liqroo Limited applied to this council for the grant of a premises licence in respect of Unit 1, 95 Haymerle Road, London, SE15 6SQ.
9. The application is summarised as follows:
- **Supply of alcohol for consumption off the premises**
 - Sunday to Wednesday: 06:00 to 03:00
 - Thursday: 06:00 to 04:00
 - Friday & Saturday: 06:00 to 05:00
 - **Proposed opening hours of the premises**
 - Monday to Sunday: 00:00 to 00:00.
 - The premises and its intended operation are described as follows:

“The premises at Unit 1, 95 Haymerle Road, London, SE16 6SQ will be our point of sale. The customer orders once received online through our mobile applications and / or website (www.liqroo.com) will be processed here i.e. items ordered will be packed and dispatched, from this premises. The premises is a warehouse located within a commercial area i.e. among other warehouses and commercial properties. It is a secure premises with roller shutter as well as gated entrance for extra safety. We will be stocking our inventory and packing our orders in this premises. We are installing cameras and fire extinguishers for safety as laid out in the floor plan for additional safety and to discourage miscreants. There will be no public contact i.e. no direct retail counter sale at the warehouse. Customers will not visit this premises to make direct purchases. There will be no consumption of alcohol on the premises.”

10. The premises licence application form provides the applicant's operating schedule. Parts J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application then the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application. A copy of the application is attached to this report as appendix A.

Designated Premises Supervisor

11. The proposed designated premises supervisor of the premises is Rajwant Kaur.

Representations from responsible authorities

12. A representation has been submitted by this council's trading standards service. The representation contends that the steps proposed by the applicant to address the protection of children from harm licensing objective put the onus on delivery drivers to confirm that deliveries of alcohol are being made to customers who are at least 18 years old. The representation requested that the applicant contact the trading standards service to discuss suitable measures to address online age verification.
13. Copies of the representation and correspondence relating to the representation are attached to this report as Appendix B.

Representations from other persons

14. No representations have been submitted by other persons.

Conciliation

15. The applicant has entered into communication with this council's trading standards service in an effort to conciliate the trading standards service. The applicant has provided further information to the trading standards service, however this information has not satisfied the trading standards service that suitable age verification will be undertaken. The trading standards service have proposed various control measures that they suggest should become conditions of any licence issued subsequent to the application. Copies of the representation and correspondence relating to the representation are attached to this report as Appendix B.

Premises history

16. On 25 May 2017 a premises licence was issued in respect of the premises to Mr Reece Wood trading as 'Watling Street Brewery'. The licence allowed for the sale of alcohol to be consumed on and off the premises, the provision of late night refreshment and the provision of recorded music. The licence was surrendered on 16 April 2019 as Mr Wood / Watling Street Brewery have moved to other premises and no longer have an interest in the premises relating to this application. Mr Wood / Watling Street Brewery have no interest in Liqroo Limited.
17. On 2 April 2019 Liqroo Limited applied to this council for the grant of a premises licence in respect of Unit 1, 95 Haymerle Road, London SE15 6SQ.

Deregulation of entertainment

18. On 6 April 2015 entertainment became deregulated and as a result:
- Live unamplified music is deregulated between 08:00hrs and 23:00hrs on any premises.
 - Live amplified music and recorded music are deregulated between 08:00 and 23:00 at on licensed premises for an audience of up to 500 people.
 - Plays and the performance of dance are deregulated between 08:00 and 23:00 for an audience of up to 500 people.
 - Indoor sporting events are deregulated between 08:00 and 23:00 for an audience of up to 1000 people.
19. Live music and recorded music can become licensable in on-licensed premises if the licensing authority removes the effect of deregulation following a licence review ('licence review mechanism').
20. The showing of films has not been de-regulated.

Map

21. A map showing the location of the premises is attached to this report as Appendix C.

Southwark council statement of licensing policy

22. Council assembly approved Southwark's statement of licensing policy 2016-20 on 25 November 2015. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
- Section 3 - Purpose and Scope of the Policy. This reinforces the four licensing objectives and the fundamental principles upon which this Authority relies in determining licence applications.
 - Section 5 – Determining Applications for Premises Licences and Club Premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local Cumulative Impact Policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of Operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification. To be read in conjunction with Appendix B to the policy.
 - Section 8 – The Prevention of Crime and Disorder. This provides general guidance on the promotion of the first licensing objective.

- Section 9 – Public Safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The Prevention of Nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The Protection of Children from Harm. This provides general guidance on the promotion of the fourth licensing objective.
23. 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.
24. According to the statement of licensing policy. The premises are located in a residential area. Closing times as stated below are suggested in the statement of licensing policy for the following types of licensed premises located in residential areas:
- Off-licences and alcohol sales in grocers and supermarkets
 - Monday to Sunday:23:00

N.B. The distribution of alcohol, subsequent to online sales, via warehouse premises is not referred to in the Statement of Licensing Policy.

Resource implications

25. A fee of £100.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value band A.

Consultation

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 a similar notice 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 and 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
 - 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
 - If given permission by the committee, question any other party.
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
- The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.
- The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
- In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

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. Interested parties 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 Home Office guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully

understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

Strategic Director of Finance and Governance

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

BACKGROUND DOCUMENTS

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

APPENDICES

Name	Title
Appendix A	Copy of the application
Appendix B	Copies of the representation submitted by this council's Trading Standards service and correspondence relating to the representation
Appendix C	Map of the local area

AUDIT TRAIL

Lead Officer	Mick Lucas, Director of Environment	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	30 May 2019	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law & Democracy	Yes	Yes
Strategic Director of Finance and Governance	No	No
Cabinet Member	No	No
Date final report sent to Constitutional Team		31 May 2019

02/04/2019

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

Ref No. 1210829

Name of Applicant

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

	Liqroo Limited
--	----------------

Premises Details

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

£	100
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

Premises trading name

	LIQROO LIMITED
--	----------------

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

Address Line 1	UNIT 1
Address Line 2	95 HAYMERLE ROAD
Town	LONDON
County	LONDON
Post code	SE15 6SQ
Ordnance survey map reference	
Description of the location	Commercial/Industrial estate
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

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

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

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

Other Applicants

Personal Details - First Entry

Name	Liqroo limited
------	----------------

Address - First Entry

Street number or building name	Trust House, St James business park
Street Description	5 New Augustus street
Town	Bradford
County	West Yorkshire
Post code	BD1 5LL
Registered number (where applicable)	11465650
Description of applicant (for example, partnership, company, unincorporated association etc)	LIMITED COMPANY

Contact Details - First Entry

Telephone number	██████████
Email address	██████████

Operating Schedule

When do you want the premises licence to start?

	01/05/2019
--	------------

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

--	--

General description of premises (see guidance note 1)

	<p>The premises at Unit 1, 95 Haymerle road, London, SE16 6SQ will be our point of sale. The customer orders once received online through our mobile applications and/or website (www.liqroo.com) will be processed here i.e. items ordered will be packed and dispatched, from this premises . The premises is a warehouse located within a commercial area i.e. among other warehouses and commercial properties. It is a secure premises with roller shutter as well as gated entrance for extra safety. We will be stocking our inventory and packing our orders in this premises. We are installing cameras and fire extinguishers for safety as laid out in the floor plan for additional safety and to discourage miscreants. There will be no public contact i.e. no direct retail counter sale at the warehouse. Customers will not visit this premises to make direct purchases. There will be no consumption of alcohol on the premises.</p>
--	---

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

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

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)

Provision of late night refreshment

--	--

Supply of alcohol

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

J - Supply of Alcohol

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

	Off the premises
--	------------------

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

Day	Start	Finish
Mon	06:00	03:00
Tues	06:00	03:00
Wed	06:00	03:00
Thur	06:00	04:00
Fri	06:00	05:00
Sat	06:00	05:00
Sun	06:00	03:00

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

	NA
--	----

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

	NA
--	----

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

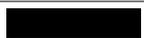
	
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Premises Supervisor

Full name of proposed designated premises supervisor

First names	RAJWANT
Surname	KAUR

DOB

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

Address of proposed designated premises supervisor

Street number or Building name	
Street Description	

Town	██████████
County	██████
Post code	██████████

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

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

K

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

	Storage of alcohol
--	--------------------

L - Hours premises are open to public

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

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

State any seasonal variations (Please read guidance note 5)

	The business is accessible online to the public 24/7 hence we have mentioned 24 hours. The warehouse premises holding the stock will not be open to the public at any time. The customers will only be able to place the orders online.
--	---

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

--	--

M - Steps to promote four licencing objectives

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

	<p>Our warehouse is a locked premises between other warehouses. We will not be conducting walk-in customer retail sale from this warehouse. It is an online business and orders will be taken by our app, website or over the phone. The warehouse at Unit 1, 95 Haymerle road, London, SE15 6SQ will be the point of sale and we will pack the orders received here and courier it to the customer. It is not directly accessible to the public. We will also include the 4 licensing objectives in our staff's training pack at the time of induction, so they know how to effectively conduct their job whilst keeping the objectives in mind. The warehouse has secure shutter opening and is additionally secured by a door and frame. The premises will not attract unrequired attention as we will not encourage any public access and will not advertise for sales at the front door.</p>
--	---

b) the prevention of crime and disorder

	<ol style="list-style-type: none"> 1. No direct sales are to be made from the warehouse. 2. No signage is to be displayed denoting alcohol is stored at the premises. 3. A CCTV system with recording and monitoring facilities will be installed and maintained in good working order and will be operational at all times. The system will cover all of the licensed area internal and external areas used for entry and exit to the premises. The system will incorporate a method of recording the date and time of the recording. Images shall be of evidential quality and will be retained for 30 days, being made available to officers of the Licensing Authority and local police within 48 hours of such a request.
--	---

c) public safety

	<p>No customers or visitors are to be allowed on the premises. We will be installing smoke detectors, fire alarm and fire extinguishers. We will segregate stocks in a specific manner to allow clear walkways and mark a clear fire exit and assembly point. Our staff or any persons we coordinate with, will not be allowed to smoke in the estate (hence approx 25 meters away). We will clearly mark Hazard signs, Flammable & No smoking warnings outside our warehouse to deter other from smoking nearby. All waste packaging materials will be regularly removed from the premises. We shall also be including the health and safety training and additional fire safety procedures and premises safety management in the staff induction so they are well aware of the care to be taken and how to contact the fire department in case of a fire alarm. We will be providing proper lighting inside and outside the premises for safer working conditions.</p>
--	--

d) the prevention of public nuisance

	<ol style="list-style-type: none"> 1. No music will be played at the premises 2. Waste packaging etc. shall only be cleared during daylight hours. 3. Our premises is in a commercial area but we shall not be receiving any large deliveries after 22:00 Hrs to reduce noise. After 21:00 hrs our staff will wait inside the warehouse and not create noise or disturbance outside.
--	---

e) the protection of children from harm

	<ol style="list-style-type: none"> 1. Alcohol and other goods can only be delivered to a residential or business address. 2. Full address details, including postcode, must be given when placing an order. 3. Drivers will not deliver to anywhere other than at the residential or business address given when the order was placed. 4. Delivery will be refused if the driver considers the person receiving the delivery to be
--	--

	<p>under the influence of alcohol or drugs.</p> <p>5. Challenge 25 - if the delivery driver considers that the recipient of alcohol appears under 25 recognised photographic identification shall be requested before any alcohol is handed over.</p> <p>6. Acceptable proof of age shall include identification bearing the customer's photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include PASS approved proof of age card, photo-card driving licence and passport.</p> <p>7. Minimum age of 18 for delivery drivers.</p> <p>8. Delivery will also be refused if driver believes the alcohol being purchased on behalf of another person who is not 18.</p> <p>9. The company website will display the following statement in a prominent position for those making purchases of alcohol. 'It is a criminal offence for a person under 18 to purchase or attempt to purchase alcohol and that it is also an offence to purchase alcohol on behalf of a person under 18'.</p> <p>10. If delivery is not made for any reason the driver will return the order to the warehouse. The right to refuse the sale of alcohol will be in the terms & conditions.</p> <p>13. A refusal/incident register shall be kept at the premises. A record of all refusals and also all incidents relating to crime & disorder and anti-social behaviour shall be logged showing the date and time of the refusal/incident, details of the product/nature of the incident and the individual(s) involved and the name of the member of staff involved. The register shall be kept up to date and on the premises at all times and made available for inspection on request by officers of the Licensing Authority and Police.</p>
--	--

Please upload a plan of the premises

	LIQROO-SE15-FLOOR-PLAN.1.png
--	------------------------------

Please upload any additional information i.e. risk assessments

--	--

Checklist

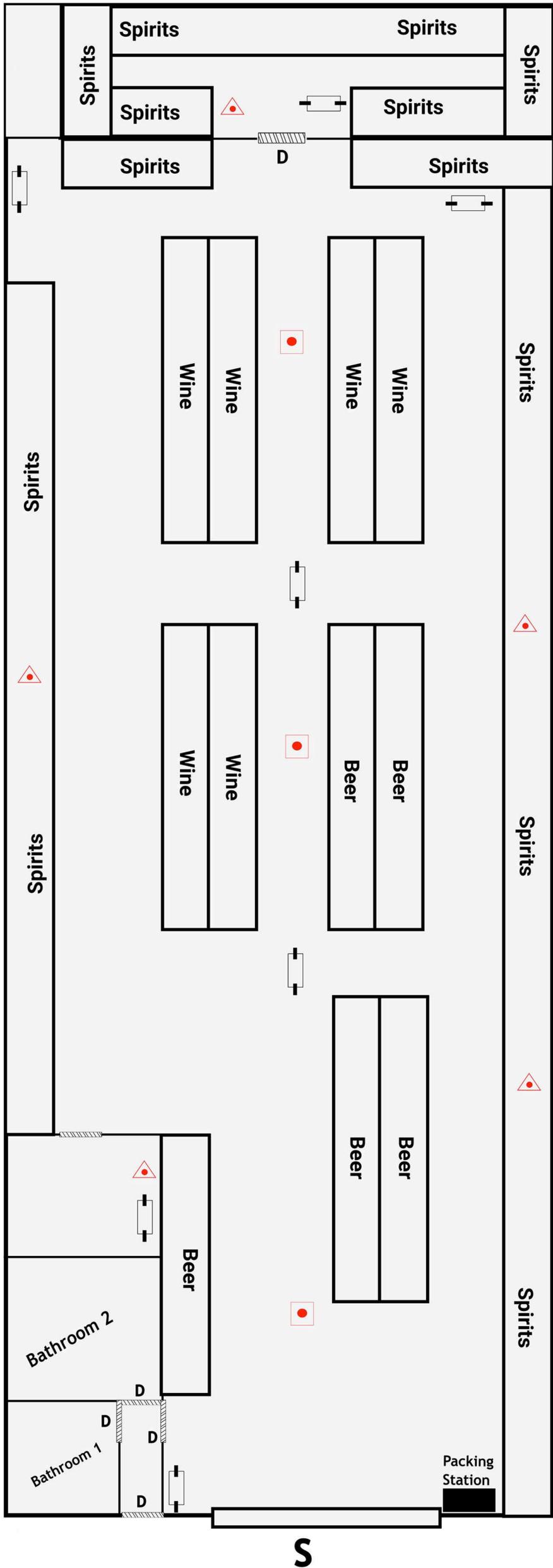
	<p>I have enclosed the plan of the premises. I understand that if I do not comply with the above requirements my application
 will be rejected. I understand that I must now advertise my application (In the local paper within 14 days of applying</p>
--	---

Home Office Declaration

Please tick to indicate agreement

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

Declaration



Drawing No: P/HBS/171		Date: 4th April 2019
Key		Scale 1:100
		Paper A4
D	Door	
S	Shutter	
	Camera	
	Fire Extinguisher	
	Emergency Lighting	
CCTV RECORDING 31 DAYS		
SHUTTERS PROVIDED		
ALARM SYSTEM TO AOISPEC OR SIMILAR FITTED		

Property Address:
 Liqroo Limited
 UNIT-1
 95 Haymerle Road,
 London SE15 6SQ

Appendix B - Copies of the representation submitted by this council's Trading Standards service and correspondence relating to the representation

From: Moore, Ray
Sent: Thursday, May 02, 2019 6:53 PM
To: Regen, Licensing
Cc: [REDACTED]; Alcohol@homeoffice.gsi.gov.uk; Qau Safeguarding; Costin, Holly; DIP Team; FireSafetyRegulationSE@london-fire.gov.uk (FSR-AdminSupport@london-fire.gov.uk); Graham White; Highwayslicensing; Moore, Ray; Planning.Enquiries; Public Health Licensing; Reg Env Protection; Reg Health and Safety; southwark.repro@pbms.co.uk; Taylor, Dan; Tear, Jayne; West Team diary
Subject: FW: Application for a premises license for Liqroo Ltd for Unit 1, Haymerle Road, SE15 6SQ Application no 867558

As a responsible authority under the Licensing Act 2003, Trading Standards are in receipt of an application from Liqroo Ltd for an application to sell alcohol on line and use the above address to deliver to residential homes once an order has been made online. In the licensing objectives on "the protection of children from harm" it puts the full onus on delivery drivers to confirm that the person the alcohol is delivered to and / or intended for is over 18. There is no attempt at online age verification. Surveys conducted by this and other authorities about ordering age restricted products on line has revealed that very rarely is any attempt made to verify the age of the purchaser.

It is also of concern that this business will be seeking to deliver 24/7 when such hours go against policy with respect to areas covered by cumulative impact zones.

I would therefore ask the applicant to contact trading standards in order to discuss suitable conditions to cover online age verification.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

Post: 3rd Floor Hub 2, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 0816 | Fax 020 7525 5735 | Call Centre 020 7525 2000

www.southwark.gov.uk/TradingStandards

Need proof of age? Visit www.southwark.gov.uk/pal

Need advice on consumer issues? Visit Citizens Advice via www.direct.gov.uk/consumer

From: [REDACTED]
Sent: Friday, May 03, 2019 4:55 PM
To: Moore, Ray
Subject: Re: FW: Application for a premises license for Liqroo Ltd for Unit 1, Haymerle Road, SE15 6SQ Application no 867558

Dear Mr. Moore,

Thank you for your inquiry. You have rightfully said that we have not mentioned the online age verification in our application but it has just been an oversight. We are doing an age verification check at the start of the website and app. I have attached screenshots of the same. Further we are adding a statement on product pages about over 18 requirement to purchase and a signature requirement at the time of delivery. A screenshot of the same is also attached. We will hence deter under 18's to enter the site and make sure they are aware that they cannot get stock from us. Our drivers will be a part of the same loop and will be trained well and will stand an immediate dismissal

From: Moore, Ray

Sent: Friday, May 24, 2019 12:33 PM

To: [REDACTED]

Cc: Regen, Licensing; Tear, Jayne; McArthur, Wesley; Alcohol@homeoffice.gsi.gov.uk ; Qau Safeguarding; Costin, Holly; DIP Team; FireSafetyRegulationSE@london-fire.gov.uk (FSR-AdminSupport@london-fire.gov.uk); Graham White; Highwayslicensing; Moore, Ray; Planning.Enquiries; Public Health Licensing; Reg Env Protection; Reg Health and Safety; southwark.repro@pbms.co.uk; Taylor, Dan; Tear, Jayne; West Team diary

Subject: RE: FW: Application for a premises license for Liqroo Ltd for Unit 1, Haymerle Road, SE15 6SQ Application no 867558

Below are the proposed conditions that Trading Standards would ask that you agree:-

1. That all online sales of alcohol are subject to a real time age verification check via an external third party.
2. That drivers (whether employed directly, as self employed or via third parties have to under take training on age restricted policies to ensure that the following checks are conducted at the point of delivery when the person appears to be under the age of 25...
 - That a challenge 25 scheme shall be maintained at the stalls selling alcohol requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.
 - That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the stall. A record of such training shall be kept / be accessible at the stall at all times and be made immediately available for inspection at the stall to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
 - That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
 - That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to council or police officers on request.
3. That delivery drivers use body worn cameras not only for their own personal safety but also as a means to check they are complying with the above procedures and that

the refusal register is updated to show that checks have been made on body worn footage.

4. That all body worn footage should be kept for a period of 7 days and made available to the police or authorised LB Southwark officers upon request.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

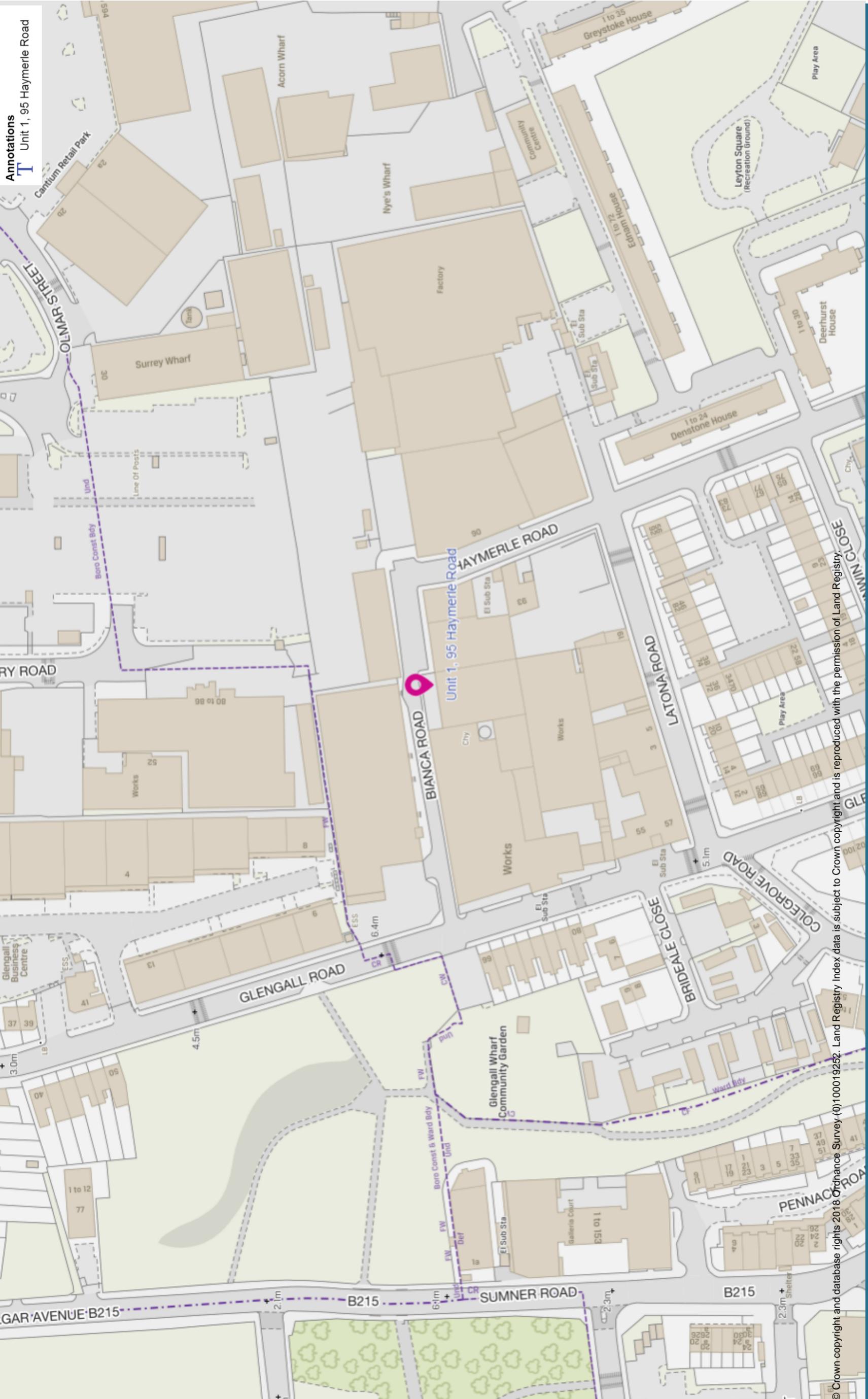
Post: 3rd Floor Hub 2, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 0816 | Fax 020 7525 5735 | Call Centre 020 7525 2000

www.southwark.gov.uk/TradingStandards

Need proof of age? Visit www.southwark.gov.uk/pa

Need advice on consumer issues? Visit Citizens Advice via www.direct.gov.uk/consumer



Annotations
 Unit 1, 95 Haymerle Road

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30 May 2019



Item No. 7.	Classification: Open	Date: 13 June 2019	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Kanella Latin House, 85 Camberwell Road, London SE5 0EZ	
Ward(s) of group(s) affected		Faraday	
From		Director of Environment	

RECOMMENDATION

1. That the licensing sub-committee considers whether an application submitted by Angela Maria Aguilar Montesdeoca for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Kanella Latin House, 85 Camberwell Road, London SE5 0EZ.
2. Notes:
 - a) The application is for a premises licence and was submitted under Section 17 of the Licensing Act 2003. The application is subject to representations and is therefore referred to the licensing sub-committee for determination.
 - b) Paragraphs 8 to 10 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 12 to 17 of this report deal with the representations submitted in respect of the application. Copies of the representations are attached to this report as Appendix B. A map showing the location of the premises is attached to this report as Appendix L.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to applications 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 15 April 2019 Angela Maria Aguilar Montesdeoca applied to this council for the grant of a premises licence in respect of Kanella Latin House, 85 Camberwell Road, London SE5 0EZ.
9. The application is summarised as follows:
- **Films**
 - Monday to Thursday: 10:00 to 23:00
 - Friday to Sunday: 10:00 to 02:00
 - New Years Eve : 10:00 to 06:00
 - **Recorded music (Indoors)**
 - Friday to Sunday: 10:00 to 02:00
 - New Years Eve: 10:00 to 06:00
 - **Late night refreshment**
 - Friday to Sunday: 23:00 to 02:00
 - New Years Eve: 23:00 to 05:00
 - **Sale of alcohol (on and off sales)**
 - Monday to Thursday: 10:00 to 23:00
 - Friday to Sunday: 10:00 to 02:00
 - New Years Eve: 10:00 to 06:00
 - No Off Sales after 22:00

- **Proposed opening hours of the premises**
 - Monday to Thursday]: 09:00 to 23:00
 - Friday to Saturday; 09:00 to 02:00
 - Sunday: 10:00 to 02:00
 - On New Years Eve : 09:00 to 06:00.
- The application and premises are explained as follows:

“The property is a restaurant located on the ground floor only within a terrace of shops with residential upper floors. These set back from the front and rear boundaries to overlook front and rear flat roof areas over the shops. Public access to the restaurant and other shops is from the front only. Access to the upper floors is from the rear part only also used for shop deliveries and collecting waste”.

10. The premises licence application form provides the applicant’s operating schedule. Parts B, E, F, G, H, I, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application then the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application. A copy of the application is attached to this report as Appendix A.

Designated premises supervisor

11. The proposed designated premises supervisor (DPS) is Angela Maria Aguilar Montesdeoca.

Representations from responsible authorities

12. Representations were received by the Metropolitan Police Service and licensing as a responsible authority. Details of their objections are detailed at Appendix B.
13. The police state that the applicant has failed to consider the detail provided in Southwark’s statement of licensing policy with regard to the framework hours for restaurants within residential areas of 11pm. The police state that the applicant requested hours until 02:00 on a Friday and Saturday which would be three hours outside of recommended restaurant hours. No consideration has been given to additional control measures for the licensing sub committee to consider deviating from framework hours.
14. Additionally, the police advise that the applicant has not sufficiently addressed the prevention of crime and disorder licensing objectives. The police state that no clear, precise or enforceable conditions had been provided within the operating schedule.
15. Licensing as a responsible authority have made objections to this premises licence application. They state that the representation is submitted with concerns for the prevention of public nuisance, the prevention of crime and disorder, the protection of children from harm and public safety.
16. Additionally, licensing as a responsible authority advise that the premises, previously known as Red Sea has held a premises licence which was revoked by the licensing sub-committee on 21 January 2019 following a review submitted for serious crime and disorder by the Metropolitan Police Service. A copy of the notice of decision

from that hearing is attached to this representation as Appendix G. There are also concerns that the previous licensee Ms Letteberham Abraha Tafla may still be the controlling factor in this business and considering the previous history of this premises would have no confidence in her to promote the licensing objectives.

Representations from other persons

17. No representations have been received from other persons.

Conciliation

18. Following conciliation discussion between the applicant's agent, the police and licensing as a responsible authority the applicant's agent has now reduced the terminal hour for all licensable activities in this application in line with the Southwark statement of licensing policy 2016 -2020 which is detailed in Appendix J.
19. Additionally, the applicant's agent has conciliated with the police and agreed to amend the application operating schedule to state that Intoxicating liquor shall not be sold or supplied on the premises other than to persons having table food (Tapas or other table meals) and is for consumption by such person as an ancillary to this food. Details of this conciliation discussion and withdrawal of the Police objection is detailed at Appendix L
20. The terminal hour for all licensable activities sought by the applicant in this new premises licence application has been reduced to 23:00.
21. Additionally, the applicant has proposed additional supplementary conditions in relation to promoting the licensing objective of the prevention of crime and disorder. These conditions are detailed at Appendix K.
22. A lease agreement and companies house search document pertaining to the limited company which has been formed in the name of Kanella Latin House Ltd has been provided by the applicant. Both documents are detailed at appendix H and I.
23. At the time of publication of this report licensing as a responsible authority still maintain their objection to this application.

Premises history

24. A premises licence was issued to Ms Zege Abraha and Ms Letteberhan Tafla on 16 January 2008. Ms Abraha was specified as the designated premises supervisor (DPS).
25. On 18 February 2010 a licensing inspection of the premises was undertaken. One breach of the Licensing Act 2003 was substantiated in that the premises licence summary was not displayed at the premises. A re-inspection of the premises was undertaken on 12 March 2010 and the premises were found to be operating compliantly.
26. On 5 November 2010 an application, to have immediate effect, was submitted to transfer the licence to Ms Letteberhan Tafla solely. On the same date an application, to have immediate effect, was submitted to specify to have immediate effect, as the DPS of the premises. An amended licence, pursuant to the above, was issued on 5 November 2010.

27. On 20 December 2010 an application to vary the licence was submitted. The application sought to extend the hours in respect of the licensable activities permitted by the licence and also to add further licensable activities to the licence. The application was refused by the licensing sub-committee on 7 February 2011.
28. On 14 July 2011 an application to vary the licence was submitted. The application sought to extend the hours in respect of the licensable activities permitted by the licence and also to add further licensable activities to the licence. The application was granted and an amend licence was issued on 9 September 2011. The application issued on 9 September 2011 is the current licence.
29. On 10 July 2016 police officers visited the premises. The premises were operating outside of permitted operating hours and the following breaches of the premises licence were noted; (i) there was no personal licence holder working at the premises (breach of condition 336), (ii) there were no SIA registered door supervisors working at the premises (breach of condition 290) and (iii) CCTV footage could not be made immediately available to police officers (breach of condition 289). A closure order was served under section 19 Criminal and Justice Police Act 2001 in regards to the above.
30. On 22 July 2016 a licensing officer attended the premises and undertook an induction with the licensee. During the induction the terms and conditions of the licence were fully explained, and the possible consequences of breaching licence conditions, or committing offences under the Licensing Act 2003, was explained to the licensee.
31. On 3 August 2016 an application to vary the licence was submitted. The application sought to extend the hours in respect of the licensable activities permitted by the licence. The application was withdrawn on 6 September 2016.
32. On 7 August 2016 the premises were inspected by a licensing officer and a police officer as part of the Night Time Economy Team (NTET) duties on that date. The following breaches of the premises licence were noted; (i) there were no SIA registered door supervisors working at the premises (breach of condition 290), (ii) the CCTV system was not operational and CCTV footage could not be made immediately available to police officers (breach of conditions 288 & 289) and (iii) there were no staff training records as required by condition 4AB. The licensing officer explained the licence breaches and explained the conditions and the consequences should further breaches of the licence be substantiated.
33. This premises licence was issued on 3 October 2016, further to an expedited review initiated by the Metropolitan Police Service on 7 September 2016 following a violent incident. The application went to an Interim Hearing of the Southwark licensing sub-committee on 9 September 2016 with the full Hearing held on 3 October 2016. Copies of both notices of decision are available in Appendix D and Appendix E for member's information.
34. The licence has remained unchanged in that time; however a minor variation application was made on 24 August 2018 to amend the hours as above. This application was rejected. A full variation application was made on 5 September 2018 to extend alcohol and opening times and to amend conditions; however, this application was withdrawn at its Hearing on 26 October 2018.
35. Since this licence was granted, temporary events notices have been applied for and issued. The table below outlines temporary events notices submitted at the premises in the last 12 months.

Applicant	Activities	Dates	Counter Notice
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	11/03/2017 – 12/03/2017 01:00 – 05:00 Both Days	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	16/04/2017 – 17/04/2017 12:00 – 05:00	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	20/05/2017 – 20/05/2017 01:00 – 05:00	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	26/08/2018 – 27/08/2018 00:00 – 04:00	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	09/09/2018 – 10/09/2018 00:00 – 03:30	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	16/09/2018 – 17/09/2018 00:00 – 02:30	No
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	23/09/2018 – 24/09/2018 12:00 – 03:00	Yes. Late TEN objected to by Police
Letteberhan Abraha Tafla	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	23/12/2018 – 24/12/2018 10:00 to 03:00	Yes. Late TEN objected to by Police
Letteberhan	Sale by retail of alcohol to be	27/01/2019 –	Yes –

Applicant	Activities	Dates	Counter Notice
Abraha Tafla	consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	28/12/2019 11:30 to 03:00	Rejected
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	20/03/2019 – 26/03/2019 11:00 to 02:00	Application withdrawn
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises	24/03/2019 – 25/03/2019 12:00 to 23:00	Yes – Rejected
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	27/03/2019 – 02/04/2019 11:00 to 23:00 on Wednesday, Thursday, Monday & Tuesday 11:00 to 02:00 Friday, Saturday and Sunday	No
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	29/03/2019 – 31/03/2019 11:00 to 02:00	Application withdrawn
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	29/03/2019 – 31/03/2019 11:00 to 02:00	No
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	12/04/2019 – 14/04/2019 11:00 to 02:00 on the 12 th and 13 th /04/2019 11:00 to 00:00 on the 14/04/2019	No

Applicant	Activities	Dates	Counter Notice
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	20/04/2019 to 21/04/2019 11:00 – 02:00	Police Objection TEN's Rejected
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	27/04/2019 to 28/04/2019 11:00 – 02:00	Police Objection TEN's Rejected
Angela Maria Aguilar Montesdeoca	Sale by retail of alcohol to be consumed on the premises Provision of Regulated Entertainment Provision of Late night Refreshment	25/05/2019 to 26/05/2019 11:00 – 23:00	No

36. On 5 September 2018, an inspection was carried out at the premises, during which 8 breaches were found, further to which the licence holder signed a simple caution. A second inspection took place on 15 December 2018, during which further breaches were discovered.
37. On 22 November 2018, an application was submitted by the Metropolitan Police under Section 51 of the Licensing Act 2003, for the review of the premises licence held by Letteberhan Abraha Tafla in respect of the premises known as Red Sea, 85 Camberwell Road, London SE5 0EZ. This application is attached at Appendix F.
38. The review application was submitted in respect of the prevention of crime and disorder licensing objective and in summary states that the following has been witnessed and / or taken place at the premises.
- The premises was the subject of a summary licence review in September 2016 following an incident of serious crime and disorder. A male victim was punched and kicked to the ground and had his finger bitten by the suspect. The victim received injuries consistent with grievous bodily harm. On 9 September 2016 at the interim measures hearing, the licensing sub committee suspended the premises licence pending the full review hearing on the 3 October 2016.
 - At the full review hearing on 3 October 2016 representations the Licensing Sub Committee suspended the premises licence for a period of six weeks and modified the premises licence.
 - The premises licence holder agreed to change the operation of the premises to a restaurant and would no longer provide any type of regulated entertainment.
 - On 13 August 2018 at around 02:00 the police were called to the premises to a suspected attempted murder. On arrival it was established that a male had tried to gain entry to the premises but was refused due him being intoxicated. The male suspect left the premises then returned later and attempted to stab a

member of the security team outside of the venue. The male suspect was detained and arrested for attempted murder. Further investigation showed that in fact the suspect for the attempted murder had been allowed access to the premises, CCTV from the venue shows him apparently intoxicated and drinking what appears to be a bottle of beer on the dance floor.

- The premises was operating in breach of its premises licence and was open to the public at least two-and-a-half hours after they should have been closed to the public.
 - On 5 September 2018 at 18:00 a representative from Southwark Council's licensing team visited the premises and found it to be operating in breach of eight of the conditions of the premises licence.
 - On 30 October 2018 the licensing sub-committee convened to consider an application from the premises licence holder for a variation to the premises licence to extend the hours permitted for the sale of alcohol and opening times. The premises licence holder and their representative provided evidence to the sub-committee as to why the variation should be granted.
 - During this evidence it became apparent that the premises regularly provided regulated entertainment by way of a DJ over the weekends, it also became apparent that there still remained only one personal licence holder at the premises, one of the promises made by the premises licence holder on 3 October 2016 was that a further two staff would become personal licence holders in breach of Condition 851. The application was then withdrawn by the Applicant at the Hearing.
39. On 21 January 2019 at the licensing sub-committee the premise licence for Red Sea, 85 Camberwell Road, London SE5 0EZ was revoked.
40. On 5 February 2019 an application was received to transfer the premises licence for Red Sea, 85 Camberwell Road, London SE5 0EZ to a new premises licence holder detailed on the application as Angela Maria Aguilar Montesdeoca.
41. This transfer application was rejected and the applicant was advised that the premises licence could not be transferred as it had been revoked. The applicant was advised that the previous premises licence holder had not lodged an appeal with the magistrates in the allotted period of time required so there was in fact no licence to transfer.

Deregulation of entertainment

42. On 6 April 2015 entertainment became deregulated and as a result:
- Live unamplified music is deregulated between 08:00hrs and 23:00hrs on any premises.
 - Live amplified music and recorded music are deregulated between 08:00 and 23:00 at on licensed premises for an audience of up to 500 people.
 - Plays and the performance of dance are deregulated between 08:00 and 23:00 for an audience of up to 500 people.

- Indoor sporting events are deregulated between 08:00 and 23:00 for an audience of up to 1000 people.
43. Live music and recorded music can become licensable in on-licensed premises if the licensing authority removes the effect of deregulation following a licence review ('licence review mechanism').
44. The showing of films has not been de-regulated.

The local area

45. A map of the local area is attached as Appendix M. The other licensed premises in the immediate vicinity are:

Emukay Restaurant, 91 Camberwell Road, London SE5 0EZ:

- The sale of alcohol to be consumed both on and off the premises
 - Monday to Sunday from 10:00 to 02:00.
- The provision of late night refreshment:
 - Monday to Sunday from 23:00 to 03:00.
- The provision of regulated entertainment in the form of live and recorded music, performances of dance and anything similar:
 - Monday to Sunday from 20:00 to 02:30.

Southbank Nightclub, 57-59 Camberwell Road, London SE5 0EZ, licensed for:

- The sale by retail of alcohol (on sales only):
 - Sunday to Wednesday from 10:00 to 00:00
 - Thursday from 10:00 to 02:30
 - Friday and Saturday from 10:00 to 04:30.
- The provision of late night refreshment (indoors and outdoors):
 - Sunday to Wednesday from 23:00 to 00:00
 - Thursday from 23:00 to 02:30
 - Friday and Saturday from 23:00 to 04:30.
- The provision of regulated entertainment in the form of films, performances of dance, live music and recorded music (indoors):
 - Sunday to Wednesday from 10:00 to 00:00
 - Thursday from 10:00 to 02:30
 - Friday and Saturday from 10:00 to 04:30.

Legacy Restaurant, 53 Camberwell Road, London SE5 0EZ, licenced for:

- The sale by retail of alcohol (on sales only):
 - Monday to Thursday from 10:00 to 00:30

- Friday to Sunday from 10:00 to 02:30.
- The provision of late night refreshment (indoors):
 - Monday to Thursday from 23:00 to 00:30
 - Friday to Sunday from 23:00 to 02:30.
- The provision of regulated entertainment in the form of performances of dance, live music and recorded music (indoors):
 - Monday to Thursday from 18:00 to 00:30
 - Friday to Sunday from 18:00 to 02:30

Dallas Chicken and Ribs, 30 Camberwell Road, London SE5 0EN, licensed for:

- The provision of late night refreshment (indoors):
 - Monday to Sunday from 23:00 to 01:00.

Southwark council statement of licensing policy

46. Council assembly approved Southwark's Statement of Licensing Policy 2016 - 20 on 25 November 2015. The policy came into effect on 1 January 2016. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
- Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
 - Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.

- Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
47. 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.
48. Within Southwark’s statement of licensing policy 2016 - 2020, the premises is outside of a cumulative impact policy area and within a residential area. Under the Southwark statement of licensing policy 2016 - 2020 the following closing times are recommended as appropriate within this area for this categories of premises indicated:
- Closing time for restaurants and cafes:
 - 23:00 daily.
 - Closing time for public houses, wine bars or other drinking establishments:
 - 23:00 daily
 - Night clubs (with sui generis planning classification) are not considered appropriate for this area

Resource implications

49. A fee of £190.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value band C.

Consultation

50. 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 a similar notice exhibited outside of the premises for a period of 28 consecutive days.

Community impact statement

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

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

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

Principles for making the determination

54. 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.
55. 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.
56. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- To grant the licence subject to:
 - The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence
 - To exclude from the scope of the licence any of the licensable activities to which the application relates
 - To refuse to specify a person in the licence as the premises supervisor
 - To reject the application.

Conditions

57. 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.
58. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
59. 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.
60. 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.

61. 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

62. 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

63. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:

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

64. 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

65. 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.

66. 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.
67. 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.
68. 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.
69. 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.
70. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
71. 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.
72. 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

73. Members are required to have regard to the Home Office guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully

understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

Strategic Director of Finance and Governance

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

BACKGROUND DOCUMENTS

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

APPENDICES

Name	Title
Appendix A	Copy of the application
Appendix B	Responsible Authority objection(s)
Appendix C	Copy of revoked premises licence number 010406
Appendix D	Notice of decision – 9 September 2016
Appendix E	Notice of decision – 3 October 2016
Appendix F	Copy of Review application – 22 November 2018
Appendix G	Decision Notice from Review application 21 January 2019
Appendix H	Lease Agreement
Appendix I	Companies House search
Appendix J	Applicants Agent conciliation discussion to reduce hours
Appendix K	Applicants Agent suggested supplementary proposed conditions
Appendix L	Applicants Agent and Police conciliation discussion and Police objection withdrawal
Appendix M	Map of the local area

AUDIT TRAIL

Lead Officer	Mick Lucas, Director of Environment	
Report Author	Richard Kalu, Principal Licensing Officer	
Version	Final	
Dated	22 May 2019	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law & Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team	30 May 2019	

12/04/2019

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

Ref No. 1217637

Name of Applicant

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

	ANGELA MARIA AGUILAR MONTESDEOCA
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Premises Details

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

£	15,750.00
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	Yes

Premises trading name

	KANELLA LATIN HOUSE
--	---------------------

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

Address Line 1	85 CAMBERWELL ROAD
Address Line 2	
Town	LONDON
County	
Post code	SE5 0EZ
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

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

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

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

Details of Individual Applicant

Personal Details

Title	█
If other, please specify	
Surname	████████████████████
Forenames	██████████
Date of birth	██████
I am 18 years old or over	<input checked="" type="checkbox"/>
Nationality	██████

Current Address

Street number or Building name	████████████████████
Street Description	██████████
Town	██████
County	██████
Post code	██████

Contact Details

Daytime contact telephone number	██████████
Email Address	████████████████████

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see guidance below)

Please enter	
--------------	--

Do you wish to add a second individual applicant?

	No
--	----

Operating Schedule

When do you want the premises licence to start?

	10/05/2019
--	------------

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

--	--

General description of premises (see guidance note 1)

	THE PROPERTY IS A RESTAURANT LOCATED ON THE GROUND FLOOR ONLY , WITHIN A TERRACE OF SHOPS W RESIDENTIAL UPPER FLOORS : THESE SET BACK FROM THE FRONT AND REAR BOUNDARIES TO OVERLOOK FRONT AND REAR FLAT ROOFS AREAS OVER THE SHOPS. PUBLIC ACCESS TO THE RESTAURANT AND OTHER SHOPS IS FROM THE FRONT ONLY. ACCESS TO THE UPPER FLOORS IS FROM THE REAR PART ONLY ALSO USED FOR SHOP DELIVERIES AND COLLECTING WASTE. .
--	--

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

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

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)

	b) films
	f) recorded music

Provision of late night refreshment

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

Supply of alcohol

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

B- Films

Will the exhibition of films take place indoors or outdoors or both? (Please read guidance note 3)

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

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

	ANY FILMS OR VIDEO RECORDING WOULD BE INCIDENTAL TO THE MAIN RESTAURANT FUNCTION AND WITHIN THE RESTAURANT ONLY
--	---

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

Day	Start	Finish
Mon	10:00	23:00
Tues	10:00	23:00
Wed	10:00	23:00
Thur	10:00	23:00
Fri	10:00	02:00
Sat	10:00	02:00
Sun	10:00	02:00

State any seasonal variations for the exhibition of films (Please read guidance note 5)

--	--

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

	ON NEW YEARS EVE FROM 10.00HRS TO 06:00 HRS
--	---

F - Recorded Music

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

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

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

	RECORDED MUSIC WOULD BE INCIDENTAL TO THE MAIN ACTIVITY OF THE RESTAURANT AFTER 23:00HRS AND ALWAYS INSIDE THE PREMISES ONLY.
--	---

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

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

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

--	--

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

	ON NEW YEARS EVE FROM 10HRS TO 06:00
--	--------------------------------------

I - Late Night Refreshment

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

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

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

	LATE NIGHT REFRESHMENT WOULD BE PROVIDED ON THE PREMISES ONLY
--	---

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

Day	Start	Finish
Mon		
Tues		
Wed		
Thur		

Fri	23:00	02:00
Sat	23:00	02:00
Sun	23:00	02:00

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

--	--

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

	ON NEW YEARS EVE, FROM 10.00HRS TILL 05:00 ALWAYS ON THE PREMISES ONLY
--	---

J - Supply of Alcohol

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

	Both
--	------

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

Day	Start	Finish
Mon	10:00	23:00
Tues	10:00	23:00
Wed	10:00	23:00
Thur	10:00	23:00
Fri	10:00	02:00
Sat	10:00	02:00
Sun	10:00	02:00

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

	ON NEW YEARS EVE FROM 10.00HRS TO 06:00
--	---

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

	NO OFF SALES AFTER 22:00HRS
--	-----------------------------

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

	kanella-consent.pdf
--	---------------------

Premises Supervisor

Full name of proposed designated premises supervisor

First names	[REDACTED]
Surname	[REDACTED]

DOB

Date Of Birth	28/12/1985
---------------	------------

Address of proposed designated premises supervisor

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

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

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

K

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

	NO ADULT ENTERTAINMENT
--	------------------------

L - Hours premises are open to public

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

Day	Start	Finish
Mon	09:00	23:00
Tues	09:00	23:00
Wed	09:00	23:00

Thur	09:00	23:00
Fri	09:00	02:00
Sat	09:00	02:00
Sun	10:00	02:00

State any seasonal variations (Please read guidance note 5)

--	--

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

	ON NEW YEARS EVE FROM 09:00HRS TO 06:00
--	---

M - Steps to promote four licencing objectives

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

	THE DPS AS BUSINESS OWNER AND MANAGER INTENDS TO BE THE GATEKEEPER FOR ALL FOUR LICENSING OBJECTIVES AND WILL ENSURE ALL STAFF ARE FULLY ON BOARD FROM THE OUTSET.
--	--

b) the prevention of crime and disorder

	THE CCTV SYSTEM WILL BE OPERATED AND MAINTAINED IN GOOD ORDER FOR GOOD QUALITY SURVEILLANCE AND RECORDING IN ACCORDANCE WITH NORMAL POLICE REQUIREMENTS AND RECOMMENDATIONS FOR ACCESSING AND DOWNLOADING IF REQUIRED BY MET POLICE OR SOUTHWARK COUNCIL. THE DPS WILL EXERCISE A ZERO TOLERANCE POLICY TO ALL FORMS OF MISBEHAVIOR OR CRIMINAL ACTIVITY ON OR NEAR THE PREMISES
--	--

c) public safety

	ALL STAFF ARE ENCOURAGED TO CONTRIBUTE AND TAKE PART IN HEALTH AND SAFETY MATTERS AS PART OF THE KANDELLA MISSION TO PROVIDE A SAFE ENVIRONMENT FOR OURSELVES AND OUR PATRONS. INCLUDING FIRE SAFETY, SAFE USE OF ELECTRICS AND GAS AND ALL ASPECTS OF FOOD SAFETY.
--	---

d) the prevention of public nuisance

	REGULATED ENTERTAINMENT IN THE FORM OF RECORDED SOUND WOULD BE KEPT AT REASONABLE LEVELS TO PREVENT ANY PUBLIC NUISANCE. THE KITCHEN INSTALLATIONS TO BE REGULARLY CLEANED AND SERVICED TO PREVENT UNWANTED ODOURS. WE WILL ENCOURAGE QUIET AND ORDERLY DEPARTURE FROM THE VENUE BY USE OF APPROPRIATE SIGNAGE AND FRIENDLY FACE TO FACE REMINDERS. SMOKING NOT ALLOWED ON PREMISES INCLUDING THE TOILET.
--	---

e) the protection of children from harm

	SMALL CHILDREN ARE MOST LIKELY TO ARRIVE WITH MOTHERS FOR COFFEE MORNINGS AND SO ON DURING THE DAY. TO LEAVE BY 18:00HRS. ALWAYS WELCOME IN THE CARE OF THEIR RESPONSIBLE PARENT OR GUARDIAN .BABY CHANGE FACILITIES MAY BE PROVIDED AS NECESSARY CHALLENGE 25 POLICY TO BE ADOPTED AND S DISPLAYED ACCORDINGLY.
--	--

Please upload a plan of the premises

	KANELLA-LIC-PLAN.pdf
--	--------------------------------------

Please upload any additional information i.e. risk assessments

	KANELLA-RSK.pdf
--	---------------------------------

Checklist

	I have enclosed the plan of the premises. I understand that if I do not comply with the above requirements my application will be rejected. I understand that I must now advertise my application (In the local paper within 14 days of applying)
--	---

Home Office Declaration

Please tick to indicate agreement

	<input type="checkbox"/> I am not a company or limited liability partnership
--	--

Proof of Entitlement to work in the UK

Please upload your proof of entitlement to work in the UK or share code issued by the Home Office online right to work checking service. (Please see guidance below)

	StatusOutcome-11-April-2019.pdf
--	---

Declaration

I agree to the above statement

	Yes
PaymentDescription	██████████
AuthCode	██████
LicenceReference	██████████

PaymentContactEmail	[REDACTED]
---------------------	------------

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

Full name	[REDACTED]
Date (DD/MM/YYYY)	12/04/2019
Capacity	AUTHORISED AGENT OF [REDACTED]

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

Full name	N/A
Date (DD/MM/YYYY)	12/04/2019
Capacity	N/A

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

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

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



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

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

Tel: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/65/19

Date: 11/05/2019

Dear Sir/Madam

Re:- Kanella Latin House 85 Camberwell Road SE50EZ (AKA RED SEA)

Police are in possession of an application from the above for a new premises licence under the licensing act 2003. This premises previously known as THE RED SEA was subject of a licensing review on the 21st January 2019 following incidents of serious crime and disorder.

On the 21st January 2019 the licensing sub committee, having considered all the evidence presented to them they made the decision to revoke the premises licence. Outside of the 21 day appeal period an application was made by Angela Maria Aguilar to transfer the premises licence. As no appeal had been made, there was no licence to be transferred. As a result this premises no longer has a premises licence under the licensing act 2003.

The same applicant for the transfer has now submitted this new application.

Save for the change in applicant, there is no evidence to suggest that the previous licence holders are not still the persons in overall control of the premises. No documents have been provided to show a transfer of lease or ownership of the premises. It is therefore believed that the previous licence holders will remain in overall control of the premises.

The application describes the premises as a ground floor restaurant. The applicant has not provided any detailed control measures that would restrict the use of the premises to that of a restaurant.

They have failed to consider the detail provided in Southwark's statement of licensing policy with regard to the framework hours for restaurants within residential areas of 11pm. They are asking for 2am on a Friday and Saturday which would be 3 hours outside of recommended restaurant hours. No consideration has been given to additional control measures for the licensing sub committee to consider deviating from framework hours.

The applicant has not sufficiently addressed the prevention of crime and disorder licensing objectives, there are no clear, precise or enforceable conditions within the operating schedule. It is for this reason that this application for a new premises licence should be refused.

Submitted for consideration

PC Ian Clements

Southwark Police Licensing Unit
Tel: 0207 232 6756

MEMO: Licensing Unit

To Licensing Unit **Date** 13 May 2019

Copies

From Jayne Tear **Telephon** 020 7525 0396 **Fax**

e

Email jayne.tear@southwark.gov.uk

Subject Re: Kanella Latin House, 85 Camberwell Road, London SE5 O EZ

- Application for a premises licence

I write with regards to the above application for the grant of a premises licence submitted by Angela Maria Aguilar Montesdeoca under the Licensing Act 2003 which seeks the following licensable activities:

- Films (indoors) on Monday to Thursday 10:00 to 23:00 and on Friday to Sunday from 10:00 to 02:00 the following day
- Recorded music (indoors) on Friday to Sunday from 23:00 to 02:00 the following day
- Late night refreshment (indoors) on Friday to Sunday from 23:00 to 02:00 the following day
- The supply of alcohol (on and off the premises) on Monday to Thursday 10:00 to 23:00 and on Friday to Sunday from 10:00 to 02:00 the following day
- Overall opening times shall be on Monday to Thursday 09:00 to 23:00, on Friday and Saturday from 09:00 to 02:00 the following day and on Sunday from 10:00 to 02:00 the following day

Non standard timings requested for licensable activities and opening hours:

- New Years Eve from 10:00 to 06:00 the following day

The premises is described as a '*The property is a restaurant located on the ground floor only, within a terrace of shops w residential upper floors: These set back from the front and rear boundaries to overlook front and rear flat roofs areas for the shops. Access to the upper floors is from the rear part only also used for shop deliveries and collecting waste*'.

My representation is submitted with concerns for the prevention of public nuisance, the prevention of crime and disorder, the protection of children from harm and public safety.

This premise is situated within a residential area and under the Southwark Statement of Licensing policy 2016 – 2020 the appropriate closing times for restaurants, cafes; public houses, wine bars or other drinking establishments is 23:00 hours. Night Clubs (with sui generis planning classification) are not considered appropriate for this area.

The premises, previously known as Red Sea has held a premises licence which was revoked by the Licensing Sub-Committee on 21 January 2019 following a review submitted

for serious crime and disorder by the Metropolitan Police Service. I attach a copy of the notice of decision from that hearing to this representation.

I have concerns that the previous licensee Ms Letteberham Abraha Tafla may still be the controlling factor in this business and considering the previous history of this premises would have no confidence in her to promote the licensing objectives.

In addition the hours applied for within this application are in excess of that which is appropriate for a residential area in the licensing policy and night clubs are not suitable for this area. Furthermore the application has not adequately addressed the licensing objectives I therefore recommend that the application is refused.

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

Licensing Act 2003

Premises Licence



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

Premises licence number

855543

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Red Sea 85 Camberwell Road	
Ordnance survey map reference (if applicable): 177683532439	
Post town: London	Post code: SE5 0EZ
Telephone number: 020 7277 4494	

Where the licence is time limited the dates

Licensable activities authorised by the licence

Late Night Refreshment - Indoors
Sale by retail of alcohol to be consumed on premises

The opening hours of the premises. For any non standard timings see Annex 2.

Monday	12:00 - 23:30
Tuesday	12:00 - 23:30
Wednesday	12:00 - 23:30
Thursday	12:00 - 23:30
Friday	12:00 - 00:30
Saturday	12:00 - 02:30
Sunday	12:00 - 23:30

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

Sale by retail of alcohol to be consumed on premises

The times the licence authorises the carrying out of licensable activities. For any non standard timings see Annex 2.

Late Night Refreshment - Indoors

Friday	23:00 - 00:00
Saturday	23:00 - 02:00

Sale by retail of alcohol to be consumed on premises

Monday	12:00 - 23:00
Tuesday	12:00 - 23:00
Wednesday	12:00 - 23:00
Thursday	12:00 - 23:00
Friday	12:00 - 00:00
Saturday	12:00 - 02:00
Sunday	12:00 - 23:00

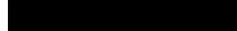
Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Letteberhan Abraha Tafla
85 Camberwell Road
London
SE5 0EZ

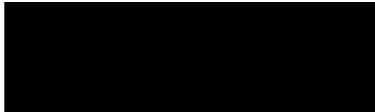
**Registered number of holder, for example company number, charity number (where applicable)****Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Letteberhan Abraha Tafla

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


Authority: L.B.Southwark

Licence Issue date: 03/10/2016



Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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

- (a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
- (b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

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

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

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

- (a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

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

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

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

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

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either

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

489 The responsible person shall ensure that -

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

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

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

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

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

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

(a) "duty" is to be construed in accordance with the Alcoholic Liquor

Duties Act 1979;

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

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

where-

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence:

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

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

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

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

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

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax;

(2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

4AK That the Premises Licence holder and/or Designated Premises Supervisor join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.

276 That adequate ventilation shall be installed downstairs.

298 That signs shall be displayed in the entrance foyer to the premises that state 'Drugs Free Zone' and 'No Search No Entry, Management reserve the right to refuse entry'

303 That you shall require any regular and external promoters hiring the premises to complete the 'Venue Hire Agreement' provided by Southwark Council and, once completed, you shall ensure that a copy of the agreement is provided to the Police and Licensing Unit a minimum of fourteen days prior to the date of hire.

308 That no new entry or re-entry to premises be permitted after 0100 except for those patrons returning from smoking.

309 That all amplified recorded and live music be played through the amplification regulated by the sound limiting device.

310 Customers shall use no outside area after 22.00hrs other than those who temporarily leave the premises to smoke a cigarette. Those leaving the premises should not be permitted to consume drinks whilst outside. Those who do temporarily leave for this reason shall be the subjected to the requirement of a further search.

311 That clearly legible notice shall be prominently displayed at each exit at the premises and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.

320 That a sound limiter be installed in the basement room and be set at a level by the applicants engineer in association with residents of the flats above and immediately adjoining in presence of Environmental Protection Team.

336 That a Personal Licence holder is on the premises and on duty at all times that intoxicating liquor is supplied.

341 That an entrance lobby be constructed to the ground floor entrance sufficient in size to permit the outer door closing before customer enter the inner door to the ground floor and basement stairway.

342 That the door to the basement room from the passage and stairway-up be made self closing and be kept closed during performance of regulated

entertainment.

343 An emergency button will be installed in toilets to call for assistance upstairs.

344 That recorded music will be kept at a reasonable level through out opening hours.

346 All SIA Staff are required to record their details, including SIA Badge number, in a booking on/off register

Annex 3 - Conditions attached after a hearing by the licensing authority

8AF No open containers of alcohol or any other drink shall be taken outside of the premises.

840 Smoking shall not be permitted at the rear of the premises.

788 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 including upstairs and the outside area to the front in all lighting conditions.

789 That 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 on request of Police or council officer.

841 That all staff 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.

842 That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such person as an ancillary to his meal.

843 That two SIA registered door supervisors will be engaged when the premises are in operation on Saturday and will be employed at all times after 22:00 until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented

844 That all SIA shall sign in to a register which shall include their Name, badge number and telephone number and should include a declaration of expectation from the management in dealing with crime, drunkenness, assisting police and refusing entry to intoxicated people.

845 That the company engaged to provide door supervisors (the 'service provider') shall be subject to independent third party auditing to confirm that it complies with BS 7960:2005 Code of Practice in Door

Supervision, including incident record keeping, and cooperation with police and other authorised officers. An instruction to SIA staff to cooperate with investigation of any incident by an authorised officer must be explicit in the assignment instructions for these premises from the service provider to the SIA door supervisors.

846 That no spirits (alcohol containing more than 20% ABV) shall be sold by the bottle or half bottle.

847 That all spirits (alcohol containing more than 20% ABV) shall be sold by the measure of 25ml or 35ml at a maximum of two measures per container/glass

848 That after 11 p.m. only polycarbonate or toughened glass drinking vessels shall be available to patrons, and all bottled drinks sold must be decanted into a drinking container before service to the customer, with the exception of bottles of wine served to persons seated in the restaurant, and who are taking or have ordered a table meal.

849 That no minors, under the age of 18 are allowed on the premise after 23:00 hours.

850 That all minors under the age of 16 years of age are to be accompanied by a responsible adult at all times.

851 That at least the designated premises supervisor plus one other personal licence holder shall be on the premises at all times that licensable activities are taking place.

852 That the designated premises supervisor and all staff are trained by a recognised accredited organisation in their responsibilities under the Licensing Act 2003. All training records shall be kept and updated every six months and shall be on request made immediately available to the officers of the police and the council.

853 That the times for licensable activities shall be modified as follows: Sunday to Thursday from 12.00 to 23.00, Friday from 12.00 to 00.00 and Saturday from 12.00 to 02.00 (to close 30 minutes later with all customers to have left the premises).

8AA That a challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is

composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.

8AB That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.

8AC That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.

8AI That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) shall check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate take corrective action in a timely manner if the register is not being completed correctly. The register shall be made immediately available for inspection at the premises to council or police officers on request.

Annex 4 - Plans - Attached

Licence No. 855543

Plan No. N/A

Plan Date 11 Sept 2007



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 9 SEPTEMBER 2016

LICENSING ACT 2003: SECTION 53A: LICENSING ACT 2003: RED SEA, 85 CAMBERWELL ROAD LONDON SE5 0EZ

1. Decision

That the premises licence be suspended as an interim step to promote the licensing objectives pending the determination of the review application at the full hearing on 3 October 2016.

2. Reasons

This was a hearing to consider if it is appropriate to take interim steps to promote the licensing objectives upon receipt of an application by the Metropolitan Police Service for an expedited summary review of the premises.

The licensing sub-committee have considered the application made by the Metropolitan Police Service and supplementary evidence from the police presented at this hearing. The police advised that on 7 September 2016 they applied to the licensing authority for a summary review in respect of these premises. A senior member of the police force, for the area, certified that in his opinion, the premises were associated with serious crime and/or serious disorder.

The summary review application resulted due to an incident that took place on 4 September 2016 at 02:45. It was alleged that a serious assault occurred at the premises which resulted in the victim receiving injuries consistent with grievous bodily harm. On arrival, the police noted that most of the patrons attending the premises were drunk. They arrested two suspects and when the police attempted to liaise with the SIA staff they were un-cooperative and refused to provide formal witness statements to the police and were reluctant to provide their details or aid in the police's enquiries. Furthermore, CCTV cameras at the premises were obstructed and of no evidential use. The police also advised that there had been previous breaches of the licence on 10 July and 7 August 2016. On 10 July 2016, a Section 19 Closure Notice was served.

The licensing sub-committee have also considered oral evidence from the licensee's nephew, acting as her representative in her absence.

Concerning the incident on 4 September 2016, he advised that he couldn't comment as he had not been present at the premises but believed that his aunt was.

He informed the sub-committee that his aunt's first language was not English but Italian. He advised that she had very limited understanding of the premises licence and its conditions. On questioning, it was unclear whether other employees at the premises had personal licences. If patrons asked if they could stay beyond the terminal hour, his aunt would rarely refuse the requests.

Concerning the events that took place in the basement function room, these were largely managed by another male who was not a personal licence holder. His aunt, however, remained on the premises. Due to his aunt's limited grasp of English and understanding of the licence, he had become more involved over the last year in assisting her running the business. He added that, looking to the future, his aunt hoped to turn the premises into an Italian pizza restaurant.

Having considered all the evidence before it, the licensing sub-committee have very serious concerns with the management of these premises, the apparent lack of control that the licensee has over the premises and the proper management of the incident on 4 September 2016. The police expressed concerns over the previous compliance of the premises licence and were in the process of applying for a review of the licence when the incident on 4 September occurred. It is the opinion of this licensing sub-committee that an immediate suspension of the licence is required to prevent crime and disorder and to protect the public. All licensable activities are suspended. The restaurant may continue operating during the hours of 05:00 and 23:00 only and no alcohol may be sold. The licensing sub-committee, strongly recommend that the licence holder seeks independent legal advice.

In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives and considered that this decision was appropriate and proportionate.

3. Appeal rights

There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.

The premises licence holder may make representation against any interim steps imposed and a hearing to consider the representation will be held within 48 hours of receipt of the representation.

Any representation should be in writing and cannot be received outside of normal office hours.

Issued by the Constitutional Team on behalf of the Director of Law and Democracy

Date: 9 September 2016



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 3 OCTOBER 2016

LICENSING ACT 2003: RED SEA, 85 CAMBERWELL ROAD, LONDON SE5 0EZ

1. Decision

That the council's licensing sub-committee, having considered an application made under Section 53A of the Licensing Act 2003 by the chief of police for the metropolitan police area for a review of the premises licence issued in respect of the premises known as Red Sea, 85 Camberwell Road, London SE5 0EZ and also having had regard to all other relevant representations has decided it necessary for the promotion of the licensing objectives to:

- a) Suspend the licence for a period of six weeks
- b) Modify the conditions of the licence by removing the following conditions:
 - Conditions 332, 345, 4AA, 4AB, 4AC, 4AI 288, 289, 290, 332 and 340.
- c) Modify the conditions of the licence by adding the following conditions:
 1. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises. It should cover all areas within the premises including upstairs and the outside area to the front in all lighting conditions.
 2. That 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 on request of Police or council officer.
 3. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
 4. That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such person as an ancillary to his meal.

5. That two SIA registered door supervisors will be engaged when the premises are in operation on Saturday and will be employed at all times after 22:00 until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented
6. That all SIA shall sign in to a register which shall include their Name, badge number and telephone number and should include a declaration of expectation from the management in dealing with crime, drunkenness, assisting police and refusing entry to intoxicated people.
7. That the company engaged to provide door supervisors (the 'service provider') shall be subject to independent third party auditing to confirm that it complies with BS 7960:2005 Code of Practice in Door Supervision, including incident record keeping, and cooperation with police and other authorised officers. An instruction to SIA staff to cooperate with investigation of any incident by an authorised officer must be explicit in the assignment instructions for these premises from the service provider to the SIA door supervisors.
8. That no spirits (alcohol containing more than 20% ABV) shall be sold by the bottle or half bottle.
9. That all spirits (alcohol containing more than 20% ABV) shall be sold by the measure of 25ml or 35ml at a maximum of two measures per container/glass
10. That after 11 p.m. only polycarbonate or toughened glass drinking vessels shall be available to patrons, and all bottled drinks sold must be decanted into a drinking container before service to the customer, with the exception of bottles of wine served to persons seated in the restaurant, and who are taking or have ordered a table meal.
11. That a challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.
12. That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.

13. That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
 14. That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) shall check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate take corrective action in a timely manner if the register is not being completed correctly. The register shall be made immediately available for inspection at the premises to council or police officers on request.
 15. That no minors, under the age of 18 are allowed on the premise after 23:00 hours.
 16. That all minors under the age of 16 years of age are to be accompanied by a responsible adult at all times.
 17. That at least the designated premises supervisor plus one other personal licence holder shall be on the premises at all times that licensable activities are taking place.
 18. That the designated premises supervisor and all staff are trained by a recognised accredited organisation in their responsibilities under the Licensing Act 2003. All training records shall be kept and updated every six months and shall be on request made immediately available to the officers of the police and the council.
- d) That the times for licensable activities shall be modified as follows: Sunday to Thursday from 12.00 to 23.00, Friday from 12.00 to 00.00 and Saturday from 12.00 to 02.00 (to close 30 minutes later with all customers to have left the premises).
 - e) That all regulated entertainment shall be removed from the licence

2 **Reasons for the decision**

The reasons for this decision are as follows:

The licensing sub-committee have considered the application made by the Metropolitan Police Service and supplementary evidence from the police presented at this hearing. The police advised that on 7 September 2016 they applied to the licensing authority for a summary review in respect of these premises. A senior member of the police force, for the area, certified that in his opinion, the premises were associated with serious crime and/or serious disorder.

The summary review application resulted due to an incident that took place on 4 September 2016 at 02.45. It was alleged that a serious assault occurred at the premises which resulted in the victim receiving injuries consistent with grievous bodily harm. On arrival, the police noted that most of the patrons attending the premises were drunk. They arrested two suspects and when the police attempted to liaise with the SIA staff they were un-cooperative and refused to provide formal witness statements to the police and were reluctant to provide their details or aid in the police's enquiries. Furthermore, CCTV cameras at the premises were obstructed and of no evidential use. The police also advised that there had been previous breaches of the licence on 10 July and 7 August 2016. On 10 July 2016, a Section 19 Closure Notice was served.

The licensing sub-committee heard from licensing as a responsible authority who advised that they supported the police application but were happy to accept the conditions and modifications of the licence agreed between the responsible authorities and the licensee.

The licensing sub-committee heard from the environmental protection officer who supported the review and advised the incident that led to the assault causing wounding, escalated from an incident of harassment of a woman by a male. The officer added that incidents of harassment carry with them the risk that such incidents may be flashpoints for escalation into violent conduct. The officer also referred to the unproven counter-allegation of an assault with a glass bottle. This suggests that the premises was providing alcohol in bottles which could be used as casual weapons. The premises also allowed bottles of spirits being available for sale by patrons, thus allowing the free pouring of spirits by the purchaser, which would inevitably lead to individuals becoming heavily intoxicated. The environmental protection officer recommended that conditions be added to the licence.

The licensing sub-committee heard from the representative from trading standards supporting the review who advised that they had recently objected to the application to vary the licence (to extend hours) under the protection of children from harm licensing objective. The current licence permits children to be on the premise at any opening times but they have to be accompanied by an adult after 23.00 (condition 332). In addition, condition 345 allows 16 and 17 year olds to drink beer, wine or cider with a table meal provided the adult purchases the drink and accompanies them at the table.

The trading standards officer also expressed concern that the premise had received a section 19 notice on 10 July 2016 due to serious breaches of the licence, which were also witnessed on 7 August. Despite advice and guidance being given, the incident of 4 September 2016 still occurred. Trading standards are of the opinion that if the conditions on the licence had been complied with, the serious assault may not have occurred. Trading standards were of the view that the licence should be revoked.

The licensing sub-committee heard from the premises licence holder and her representative who informed the sub-committee that the premises was a restaurant and on Saturday nights there was a "night club" in the basement of the premises where events take place for weddings, christenings etc. They advised that they cooperated with all of the authorities and agreed with the proposed licence conditions set out in a document submitted by the police (further evidence of the police, points 1 to 7). The premises licence holder advised that they planned to change the operation of the premises to a pizzeria. She also proposed having two friends apply for personal licences to assist her in the running of the premises.

Concerning the events of 4 September 2016, the premises licence holder advised that she had been at the premises and called the police when the incident occurred. The premises licence holder recognised that the incident happened as a result of the harassment of a female patron and assured the sub-committee that the premises are signed up to the Southwark Women's Safety Charter.

The sub-committee considered all the written and oral evidence before it and concluded that the six weeks suspension of the premises licence would allow the premises adequate time to change the operation of the premises and make the necessary arrangements for the two proposed personal licence holders to complete their training and to apply for the licenses. The licence has been modified with the agreement of the premises licence holder and will ensure that the four licensing objectives are robustly promoted.

In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives and felt that this decision was appropriate and proportionate in order to address the licensing objectives.

3 **Appeal rights**

This decision is open to appeal by either:

- a) The applicant for the review
- b) The premises licence holder
- c) Any other person who made relevant representations in relation to the application.

Such appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court for the area within the period of 21 days beginning with the day on which the appellant was notified by this licensing authority of the decision.

This decision does not have effect until either:

- a) The end of the period for appealing against this decision
- b) In the event of any notice of appeal being given, until the appeal is disposed of.

The interim steps will remain in place until either:

- a) The end of the period for appealing against this decision; or
- b) In the event of any notice of appeal being given, until the appeal is disposed of.

Issued by the Constitutional Team on behalf of the Director of Law and Democracy

Date: 3 October 2016

PROTECTIVE MARKING

RECEIVED

22 NOV 2018

Form 691


**METROPOLITAN
POLICE**
TOTAL POLICING

Application for the Review of a Premises Licence or Club Premises Certificate 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.

I Ian Clements PC362MD
**apply for the review of a premises licence under Section 51 of the Licensing Act 2003
for the premises described in Part 1 below**

Part 1 – Premises or club premises details

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

Red Sea 85 Camberwell Road

Post town:

Southwark

Post code:
(if known)

SE5 0UZ

Name of premises licence holder or club holding club premises certificate (if known):

Letteberhan Abraha Tafia

Number of premises licence or club premises certificate (if known):

855543

Part 2 – Applicant details

I am:

Please tick Yes

- | | | |
|----------|---|-------------------------------------|
| 1 | an individual, body or business which is not a responsible authority
(please read guidance note 1 and complete (A) or (B) below) | <input type="checkbox"/> |
| 2 | a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |
| 3 | a member of the club to which this application relates (please complete section (A) below) | <input type="checkbox"/> |

PROTECTIVE MARKING

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Miss	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Any other title (e.g. Rev.)	<input type="checkbox"/>
Surname:					First Names:				
I am 18 years old or over <input type="checkbox"/>									
Current postal address if different from premises address:									
Post town:					Post code:				
Daytime Tel. No.:					Email: (optional)				

(B) DETAILS OF OTHER APPLICANT (fill in as applicable)

Name and Address:
Telephone Number (if any):
Email address: (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT (fill in as applicable)

Name and Address:
PC Ian Clements 362 MD Metropolitan Police Service Southwark Police Station London SE1 1JL
Telephone Number (if any):
Email address: (optional)

This application to review relates to the following licensing objective(s)

		Please tick one or more boxes
1	The prevention of crime and disorder	<input checked="" type="checkbox"/>
2	Public safety	<input type="checkbox"/>
3	The prevention of public nuisance	<input type="checkbox"/>
4	The protection of children from harm	<input type="checkbox"/>

Please state the ground(s) for review: (please read guidance note 2)

On the 13th August 2018 at around 2am Police were called to the premises to a suspected attempted murder. On Police arrival it was established that a male had tried to gain entry to the premises but was refused due him being intoxicated. The male suspect left the premises then returned later and attempted to stab a member of the security team outside of the venue. The male suspect was detained and arrested for attempted murder. Further investigation showed that infact the suspect for the attempted murder had been allowed access to the premises, CCTV from the venue shows him apparently intoxicated and drinking what appears to be a bottle of beer on the dance floor.

The premises was operating in breach of its premises licence and was open to the public at least two and a half hours after they should have been closed to the public. This incident was entirely avoidable had the premises been operating in line the restrictions of its premises licence.

The Premises licence holder has failed in their responsibility to promote the prevention of crime and disorder licensing objective.

PROTECTIVE MARKING

Please provide as much information as possible to support the application: (please read guidance note 3)

The premises known as Red Sea 85 Camberwell Road SE5 0EZ was the subject of a summary licence review in September 2016 following an incident of serious crime and disorder. A male victim was punched and kicked to the ground and had his finger bitten by the suspect. The victim received injuries consistent with grievous bodily harm.

On the 9th September 2016 at the interim measures hearing, the licensing sub committee suspended the premises licence pending the full review hearing on the 3rd October 2016.

At the full review hearing on the 3rd of October having considered all the relevant representations the licensing sub committee felt it appropriate and proportionate to suspend the premises licence for a period of six weeks and modify the premises licence as detailed in Annex B.

Essentially the premises licence holder had agreed to change the operation of the premises to a restaurant and would no longer provide any type of regulated entertainment. This was reflected in the modified conditions.

On the 13th August 2018 at around 2am Police were called to the premises to a suspected attempted murder. On Police arrival it was established that a male had tried to gain entry to the premises but was refused due him being intoxicated.

The male suspect left the premises then returned later and attempted to stab a member of the security team outside of the venue. The male suspect was detained and arrested for attempted murder. Further investigation showed that in fact the suspect for the attempted murder had been allowed access to the premises, CCTV from the venue shows him apparently intoxicated and drinking what appears to be a bottle of beer on the dance floor.

From evidence obtained from the crime report relating to the above incident

On this occasion the premises were providing regulated entertainment, they were open considerably later than the terminal hour of 23:30, there is evidence from CCTV to suggest that alcohol was being provided in the form of bottled beer and consumed on the premises. All in breach of the conditions of the premises licence.

On the 30th October 2018 the licence sub committee convened to consider an application from the premises licence holder for a variation to the premises licence to extend the hours permitted for the sale of alcohol and opening times.

The premises licence holder and their representative provided evidence to the committee as to why the variation should be granted.

During this evidence it became apparent that the premises regular provided regulated entertainment by way of a DJ over the weekends, it also became apparent that there still remained only one personal licence holder at the premises, one of the premises made by the premises licence holder on the 3rd October 2016 was that a further two staff would become personal licence holders. This was evidenced in the committees decision to suspend the licence to allow time for the additional staff to obtain their qualifications. This is clearly not the case, and it would appear the premises have been operating in breach of the premises licence condition 851 since the 3rd October 2016.

On the 5th September 2018 at 6pm a representative from Southwark's Councils licensing team visited the premises and found it to be operating in breach of no less than eight of the conditions of the premises licence.

It is my submission that the premises licence holder has shown a complete disregard towards the promotion of the licensing objectives, in particular the prevention of crime and disorder. They have been consistently operating in breach of the premises licence.

As a consequence of the premises licence holders inability to run the premises properly, a member of staff was put in danger of losing their life.

I have no confidence that the situation will improve with the addition of further control measures, I therefore submit that the licensing sub committee consider revocation of the premises licence.

PROTECTIVE MARKING

Have you made an application for review relating to this premises before?

(Please tick yes)

Day

Month

Year

If yes, please state the date of that application:

If you have made representations before relating to this premises please state what they were and when you made them:

PROTECTIVE MARKING

Please tick Yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate.

I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature:  Date: 22/11/2018

Capacity: 

Contact name (where not previously given) and postal address for correspondence associated with this application: (please read guidance note 6)

Ian Clements PC 362MD Southwark Police Station 323 Borough High Street

Post town: LONDON

Post code: SE11JL

Telephone Number (if any):

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional):

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details, for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example, solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 21 JANUARY 2019

SECTION 51 LICENSING ACT 2003: RED SEA, 85 CAMBERWELL ROAD, LONDON SE5 0EZ

1. That the council's licensing sub-committee, having considered an application made under Section 51 of the Licensing Act 2003 by the Metropolitan Police Service for the review of the premises licence issued in respect of the premises known as Red Sea, 85 Camberwell Road, London SE5 0EZ having had regard to all other relevant representations has decided it necessary for the promotion of the licensing objectives to
 - i. Revoke the premises licence.

2. Reasons for the Decision

The reasons for the decision are as follows:

The licensing sub-committee heard from the representative of the Metropolitan Police Service, the applicant for the review who advised that on 13 August 2018 at approximately 02:00 hours the police were called to the premises to a suspected attempted murder. On police arrival it was established that a male had tried to gain entry to the premises but was refused due him being intoxicated. The male suspect left the premises then returned later and attempted to stab a member of the security team outside of the venue. The male suspect was detained and arrested for attempted murder. Further investigation showed that in fact the suspect for the attempted murder had been allowed access to the premises, CCTV from the venue shows him apparently intoxicated and drinking what appears to be a bottle of beer on the dance floor. The premises was operating in breach of the premises licence and was open to the public at least two and a half hours after they should have been closed to the public. This incident was entirely avoidable had the premises been operating in line the restrictions of its premises licence.

The premises had been the subject of a summary licence review in September 2016 following a serious incident of when male was punched and kicked to the ground. His injuries were consistent with grievous bodily harm. As an interim measure the licensing sub-committee suspended the premises licence (9 September 2016); at the full review hearing on 3 October 2016 the premises licence holder informed the licensing sub-Committee that they would change the operation of the premises to a restaurant and would not provide any type of regulated entertainment. This was reflected in the modified conditions when the licensing sub-committee modified the conditions of the premises licence. A six week suspension was also imposed to allow for the premises licence holder to put in place the provisions of the modified conditions.

On this occasion the premises were providing regulated entertainment, they were open considerably later than the terminal hour of 23:30, there is evidence from CCTV to suggest that alcohol was being provided in the form of bottled beer and consumed on the premises. All in breach of the conditions of the premises licence.

The officer for the Metropolitan Police Service also referred to a variation application that was considered by the licensing sub-committee on 30 October 2018. The variation

application sought an extension of the hours permitted for the sale of alcohol and opening times. The premises licence holder provided evidence to the committee and it became apparent that regulated entertainment occurred regularly by way of a DJ over the weekends. The licence holder also advised that there still remained only one personal licence holder at the premises (being herself), contrary to the assurance made at the review hearing (3 October 2016) that a further two staff would become personal licence holders. It was argued that the premises had been operating in breach condition 851 (that the DPS and one other personal licence holder are on the premises at all times regulated entertainment is provided) since 3 October 2016.

Coupled with the licensing visits, when further breaches of the premises licence were witnessed, it was submission of the Metropolitan Police Service that the premises licence holder demonstrated a complete disregard towards the promotion of the licensing objectives and had consistently operated in breach of the premises licence and had no confidence that the premises would improve with additional controls measures being placed on the licence and recommended the revocation of the premises licence.

The licensing sub-committee heard from licensing as a responsible authority who supported the review by the Metropolitan Police Service of the premises licence to the Red Sea Restaurant. Under Southwark's statement of licensing policy 2016 - 2020 the appropriate closing times for restaurants, public houses, wine bars or other drinking establishments in this area the premises is located is 23:00 daily. Night clubs (with sui generis planning classification) are not considered appropriate.

The premises as a 'restaurant and bar' already had an extremely generous licence, with hours outside those recommended for a residential area within the policy. The premises appear to be changing in nature and operation as a night club, which under the policy is not considered appropriate for this area. The premises also had been the subject of an expedited review following an incident of serious crime and/or serious disorder. Despite the licence was modified and suspended to allow the modifications to be implemented in 2016, the premises continued to operate in breach of the licence. In addition to the very serious incident that occurred in August 2018 a full licensing inspection was carried out on 5 September 2018 at 18:00 hours and 8 breaches of licence conditions were witnessed: condition 298 ('Drugs Free Zone' and 'No Search No Entry, Management reserve the right to refuse entry' signage); condition 309 (sound limiting device); condition 311 (quiet and orderly signage); condition 320 (sound limiter to be installed in basement room); condition 841 (staff training); condition 8AB (challenge 25 training); condition 8AI (refusals register) and condition 341 (entrance lobby). In respect of these breaches, the premises licence holder and DPS admitted the offences and received a caution for offences committed under the Licensing Act 2003.

A further licensing inspection was conducted on 15 December 2018 at 21:30 hours and further breaches of the premises licence were witnessed: condition 841 (training records); condition 8AB (challenge 25 training); condition 8AI (refusals register); condition 789 (member of staff to be on duty at all times trained in the use of the CCTV). As a result, further enforcement has commenced. The premises licence holder had been invited to attend an interview under caution to explain the breaches, but through her legal representative, the invitation had been refused. The licensing objectives were being consistently undermined therefore, agreed with the recommendation that the premises licence be revoked.

The licensing sub-committee then heard from public health, who in response to the incidents raised the police review application that had occurred at the Red Sea, advised that the premises were located in the Faraday ward, where 66% of the population was in the most deprived quintile. The Red Sea was also located within a residential area,

within a 400 metre radius of the premises there are several other licensed premises, one primary school and two hostels/alcohol recovery centres, within a walking distance from the premises. As a result of this, children and other vulnerable residents/visitors would be likely to come in contact with individuals buying alcohol from the premises or were intoxicated. Faraday ward is responsible for 4% of all alcohol related ambulance call-outs in Southwark and the standardised admission ratio for alcohol related harm is statistically higher than England. As a result, public health supported the recommendation made by the Metropolitan Police Service to revoke the premises licence.

Finally the licensing sub-committee heard from the DPS/premises licence holder who advised that the event on 13 August 2018 was a private function and no regulated entertainment had taken place. The suspect had left the premises and had been refused re-entry. The suspect had become troublesome and because of this, the police were called. Regardless, there were two SIA security officers at the premises. The premises licence holder was on the premises in addition to another, Emilio (Person A).

Since the 2016 modification of the licence, the premises licence holder had submitted 16 temporary event notices (TENs). Two counter-notices had been issued. No TENs had been submitted for the 13 August 2018 event. The evidence provided concerning this event became confused. The legal representative advised that this was because it was a private staff event; a wedding, although no documentary evidence was produced to corroborate this. The person holding the event (Person A) held a personal licence and he brought the alcohol. There was a suggestion that person A had purchased alcohol from the premises, but this was subsequently retracted. Person A was responsible for event on 13 August 2018. The premises licence holder was responsible for the upstairs restaurant. During the course of 13 August, the restaurant was open to the public at 22:00 hours. The party started at 23:00-23:30 hours. Those persons in the restaurant who were with the wedding party could eat, pay and go to the basement for the party.

When it transpired that Person A was the new management in place for the premises, the members of the sub-committee enquired when he commenced his employment. This changed between November 2017 and November 2018. Again no records were produced to confirm this.

After the incident in August 2018, the premises licence holder had closed the premises to implement changes and didn't reopen again until 26 November 2018 with a changed management. The premises licence holder incurred a substantial loss as a result of the closure.

Concerning the inspection on 15 December 2018 Person A had been at the premises during the inspection, so it made no sense why he was unable to provide the requisite documents as he knew where they were.

The legal representative for the DPS/premises licence holder acknowledged his client had not run the premises as she should have; she accepted that she was unable to run the premises alone. The Police had instigated the review of the licence at the very high end; that there had been an attempted murder. Four months had passed and the investigation had dropped to grievous bodily harm with intent, and still no one had been charged. Regardless, she had done a lot of work and invested a substantial amount of money. And the premises were her livelihood and she took the operation of the premises very seriously. The licensing sub-committee were invited to feel reassured that negotiations with a new management team with considerable experience running licensed premises were in progress. Because the negotiations with the new manager with on-going, it was not possible to provide any documentary evidence of the

manager's appointment. An unsigned/undated tenancy agreement for the property was provided as an alternative. The premises licence holder sought to remain the DPS.

The licensing sub-Committee considered the representations from all the parties very carefully. The premises licence to the Red Sea Restaurant and Bar were subject to a summary review brought by the police as a result of an incident of serious disorder which as a result, the premises licence was modified and suspended for 6 weeks to allow for those modifications. Since the decision of 3 October 2016, it appears little has changed in terms of the management of the premises.

The premises licence holder advised in October 2016, that she proposed to change to style of operation of the premises to a pizzeria. She also proposed having two friends as personal licence holders to assist her in running the premises. Neither of these things has been implemented. In spite of knowing of the very high risk of the premises licence being revoked, no written records were produced detailing the personal licence holders that had been employed since the 2016 review. This includes the employment as person A to which the committee heard contradictory evidence about when his employment commenced. Furthermore, at the variation application heard by the licensing sub-Committee in October 2018, evidence was provided of the lack of personal licence holders available to work at the premises. This is now refuted.

It has been claimed that the event on 13 August 2018 was a private party/wedding, however, no evidence was produced to corroborate this. The premises licence holder mentioned that there was a "community event". At the variation hearing in October 2018 the premises licence holder stated that regulated entertainment with DJs took place at the premises most weekends. Whilst this is now denied, the premises licence holder submitted 16 TENs since the 2016 review application. It was noted that the premises had not applied for any temporary event notices (TENs) between late 2017 and August 2018. The police confirmed that none of the witnesses interviewed concerning the 13 August incident, stated that the event was private. Despite the insistence of the event of 13 August being a private party, the premises licence holder allegedly ensured that two personal licence holders were at the premises and SIA security officers were also present. This licensing sub-committee find at wedding parties guests are generally known to one another and as such, the need for SIA security is defunct. Again, knowing the risk of the premises licence being revoked, no documentary evidence was produced to confirm that a private party/wedding was taking place. On the balance of probabilities this Licensing Sub-Committee find that this was an event open to the public.

The licensing sub-committee note that the premises licence holder acknowledges the failings at the 5 September 2018 inspection, and accepted a caution for the Licensing Act 2003 offences. It is claimed that the premises licence holder is too ill to answer the additional Licensing Act 2003 offences at an interview under caution, but has found herself able to attend this review application.

The premises licence holder also advised that she broke her leg and was unable to work for four months meaning that there was no functional DPS during this period; no alternative DPS was put in place. The premises licence holder passed her personal licence exam, yet appears either unable or unwilling to comprehend the terms of the premises licence. It is also questionable whether a true translation of the proceedings took place between the premises licence holder and her nephew who acted as translator. As a result, the licensing sub-committee question who the real driving force is behind the operation of the premises.

No documentary evidence with any probative value was produced concerning the new management for the premises. The only evidence produced was an unsigned and

undated tenancy agreement which only detailed the rights and obligations relating to the leasehold of 85 Camberwell Road, London SE5 0EZ. The new management should have been in attendance at the licensing sub-committee meeting to answer any queries members may have had concerning the future operation of the business. There is no reason why new management can't apply for a premises licence in their right if one is found.

The premises licence holder finally motioned that she wished to remain DPS regardless of her consistent failings in running the premises and admission that she was unable run the premises alone. This suggests that the premises licence holder intends to continue to have a future role in the operation of the business.

However, this licensing sub-committee concluded the seriousness of the breaches are such that the licensing sub-committee felt in the circumstances that the only appropriate and proportionate course of action is to revoke the licence

In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives and considered that this decision was appropriate and proportionate.

3. Appeal Rights

This decision is open to appeal by either:

- a) The applicant for the review
- b) The premises licence holder
- c) Any other person who made relevant representations in relation to the application

Such appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court for the area within the period of 21 days beginning with the day on which the appellant was notified by this licensing authority of the decision.

This decision does not have effect until either

- a) The end of the period for appealing against this decision; or
- b) In the event of any notice of appeal being given, until the appeal is disposed of.

Issued by the Constitutional Team on behalf of the Director of Legal Services

Date: 21 January 2019

APPENDIX H**IMPORTANT**

This Agreement is a legally binding document. Please read it carefully and ensure that it includes everything you want and nothing you are not prepared to agree. If you are unsure of your obligations and responsibilities under this agreement then you are advised to seek independent legal advice before signing it

THIS LEASE IS MADE: January 2019

BETWEEN:

Landlord (Head Lease Holder):

[REDACTED] whose address for service of proceedings and notices is:

[REDACTED]

("hereafter the Landlord")

Tenant (Sub-Lease Holder):

[REDACTED] whose address for service of proceeding and service of proceedings and notices is:

[REDACTED]

("hereafter the Tenant")

NOW THIS DOCUMENT WITNESSES AS FOLLOWS:

1. **DEFINITIONS AND INTERPRETATION:**

1.1 **Definitions**

In this Lease:

- 1.1.1 The Interest rate means the rate of 8% above the base lending rate of the Bank of England.

1.1.2 The Property means the building and any land known as:
Ground Floor
85 Camberwell Road
London SE5 0EZ

with the rights for the Tenant set out in schedule 1. THE RIGHTS GRANTED and with the rights for the Landlord set out in Schedule 2 THE RIGHTS RETAINED.

The Tenant may apply to the Landlord for the Basement Floor 85 Camberwell Road, London SE5 0EZ to be added in the Lease after 6 months from the date of this Lease

1.1.3 'the Rent' means [REDACTED] a month.

1.1.4 'the Property' Obligation means the obligations set out in Schedule 3 THE PROPERTY OBLIGATIONS

1.1.5 'The Term' means 12 months from and including ... January 2019. (the Term excludes the first week of the Lease which shall be rent free to the Tenant).

1.2 Interpretation

1.2.1 Where the Landlord or the Tenant consists of two or more persons, the obligations expressed or implied to be made by or with them, are deemed to be made by with the person jointly and severally (this means that they will each be liable for all sums due under this lease and not just a proportionate part)

1.2.2 Words that indicate one gender includes all other genders, words that indicate singular include the plural and vice versa and words that indicate persons shall be interpreted to extending to corporate body or a partnership and vice versa.

2 LETTING

2.1 The Landlord lets the Property to the Tenant for the Term at the Rent subject to any agreements, rights easements or covenants to which the Property is subject

2.2 The Landlord grants the rights set out in Schedule 1 THE RIGHTS GRANTED to the Tenant and excepts and reserves the rights set out in Schedule 2 THE RIGHTS RETAINED

3 COMPLIANCE WITH LEASE

The Tenant and the Landlord agree with each other to observe their respective obligations set out in this Lease

3.1 Guarantor

The Tenant will provide a Guarantor who is acceptable to the Landlord and who is prepared to guarantee that the Tenant will meet her obligations under the Tenancy

4 RENT AND INTEREST

4.1 Rent

The Tenant must pay the Rent during the Term by equal monthly payments of £[REDACTED] in advance by Direct Debit to the Landlord's bank account provided to the Tenant for that purpose. The 1st payment being made on ... January 2019

4.2 Interest on Sums not paid

The Tenant must pay interest at the Interest Rate on any Rent or other payment lawfully due under the Lease that is not received by the Landlord by 14 days after the payment was due. This interest is payable from the date payment was due to the date of actual payment both before and after any court judgement

5. OUTGOINGS

The Tenant must pay and Protect the Landlord against any loss arising from the Tenant's failure to pay rates payable in respect of the Property and all charges in respect of the supply of water, gas and electricity and all charges relating to Telecommunication and Internet services at the Property. The Tenant must pay all accounts within a reasonable period of receipt of them. If any service or facility is disconnected for non-payment of an account the Tenant must pay the reconnection charges and protect the Landlord against any loss from the disconnection.

6. STATE AND CONDITION

6.1 The Tenant must keep the Property in good repair and condition, properly maintained and decorated and reasonably clean and tidy and free from rubbish

6.2 Water Damage

The Tenant must take all necessary care and precautions to avoid water damage to any other part of the Property caused by the bursting or overflowing of any pipe or water apparatus in the Property.

- 11.4 The Tenant may not do anything on the Property that may be reasonably considered a nuisance or annoyance to the Landlord or the owners or occupiers of neighbouring property.

12 COSTS OF ENFORCEMENT

The Tenant must pay the Landlord's reasonable costs, fees, charges, disbursements, expenses properly incurred in relation to or incidental to the recovery or attempted recovery of arrears of rents or other sums due under this Lease or any other steps taken in contemplation of or in direct connection with enforcement of the obligations on the part of the Tenant under this lease.

13. NOTICES AND INFORMATION

The Tenant must give notice to the Landlord as soon as reasonably practicable of:

- 13.1 any disrepair of or damage to the Property
- 13.2 any notice or order he receives from local or statutory authority in respect of the Property; and,
- 13.3 any act by another person that impacts the Property

14. SECURITY AND KEYHOLDERS

The Tenant must keep the Property secure and must ensure that at all times the Landlord has a written of the name, home address and home telephone number of at least one key holder of the Property

15. THE PROPERTY OBLIGATIONS

The Tenant must observe and perform the Property obligations

16. GIVING BACK POSSESSION AT THE END OF THE TERM

16.1 Possession and condition

The Tenant must give vacant possession of the Property back to the Landlord at the end the Term in the state of repair and condition she obtained it at the inception of the Tenancy, give up all keys to the Landlord and remove fixtures and fittings including all signs put up by the Tenant if so requested by the Landlord and making good any damage caused by the removal. If any items are left behind, the Tenant shall reimburse the Landlord with the costs of removal or storage of such items

17. NON-DISTURBANCE

The Landlord must permit the Tenant peaceably to hold and enjoy the Property during the tenancy created by this lease without any interruption or disturbance from or by the Landlord or any person claiming under or in trust for him.

18. INSURANCE

18.1 The Tenant may insure the Property against loss of his stock of trade or any other valuables in the Property to complement the Head Landlord's property insurance.

19. RECOVERY OF POSSESSION

If and whenever during the Term:

19.1 The Rent is unpaid for 14 days after becoming due, whether formally demanded or not, or

19.3 The Tenant enters into or make a proposal to enter into any voluntary arrangement pursuant to the Insolvency Act 1986 or any other arrangement or composition for the benefit of his creditors; or,

19.2 The Tenant becomes subject to any procedure for the taking of control of his goods by another

20. THE DEPOSIT

20.1 Payment

The Tenant must pay £9,000.00 ('the Deposit') on or before the date of the signing of this lease.

20.2 Sums that may be retained

The Landlord may retain from the Deposit or any part of it for:

20.2.1 any Rents or other payments due from the Tenant to the Landlord under this Lease

20.2.2 any reasonable amount incurred by the Landlord properly in remedying any failure by the Tenant to comply with his obligation under this Lease

20.2.3 any interests due from the Tenant to the Landlord under this Lease

20.3 Restoration of the Deposit

If the Landlord applies the Deposit or part of it in accordance with Clause 20.2 Sums that may be retained the Tenant must, at the Landlords written request pay the Landlord a further amount to restore the Deposit to the amount referred to in Clause 20.1

20.4 Refund of the Deposit

Subject to 20.2 Sums that may be retained, the Landlord must return the Deposit or the balance of it to the Tenant as soon as possible after the Term of the Lease.

SCHEDULE 1: THE RIGHTS GRANTED

The Property is let together with the following rights:
The use of the Ground Floor of the Property.

The use of the fittings and fixtures of the Property including the name sign at the front entrance of the Property which reads 'Red Sea Restaurant'.

SCHEDULE 2: THE RIGHTS RETIANED

To retain the Logo which reads 'Red Sea Restaurant' at the front of the Property.

Signed by the following parties:

Landlord (Head Lease Holder):

Signature: [Redacted]

Name: [Redacted]

Date: 01/02/2019

Address: 85 Camberwell Road
London, SE5 0EZ

Landlord (Head Lease Holder) Witness:

Signature:

Name:

Date:

Address:

Tenant (Sub-Lease Holder):

Signature: [Redacted]

Name: [Redacted]

Date: 01/02/2019

Address: [Redacted]

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KANELLA LATIN HOUSE LTD

Company number 11178683

- [Officers \(https://beta.companieshouse.gov.uk/company/11178683/officers\)](https://beta.companieshouse.gov.uk/company/11178683/officers)
- [Persons with significant control](#)

1 active person with significant control / 0 active statements

Correspondence address [REDACTED]

Notified on 30 January 2018

Date of birth [REDACTED]

Nationality [REDACTED]

Nature of control Ownership of shares – More than 50% but less than 75%

Country of residence United Kingdom

Correspondence address [REDACTED]

Notified on 30 January 2018

Ceased on 1 February 2019

Date of birth [REDACTED]

Nationality [REDACTED]

Nature of control Ownership of shares – More than 25% but not more than 50%

Country of residence United Kingdom

[Is there anything wrong with this page?](#)

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Search for companies or officers

KANELLA LATIN HOUSE LTD

Company number 11178683

Registered office address

3-7 Suite 38, Temple Chambers, London, England, EC4Y 0HP

Company status

Active

Company type

Private limited Company

Incorporated on

30 January 2018

Accounts

First accounts made up to 31 January 2019

due by 30 October 2019

Confirmation statement

Next statement date 29 January 2020

due by 12 February 2020

Last statement dated 29 January 2019

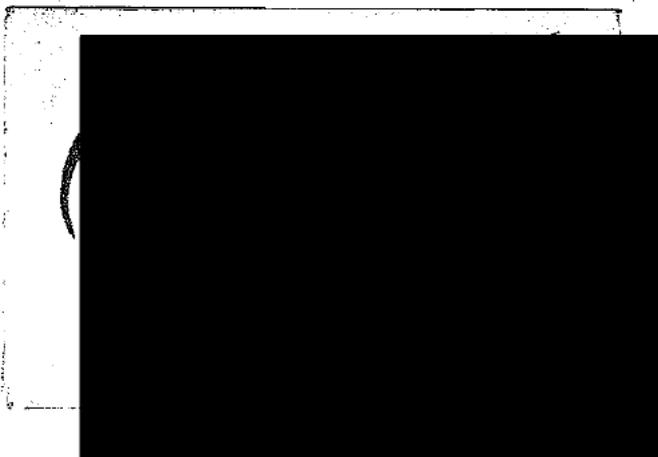
Nature of business (SIC)

- 56102 - Unlicensed restaurants and cafes

Previous company names

Name	Period
KANELLA COFFEE SHOP LTD	30 Jan 2018 - 07 Feb 2019

[Is there anything wrong with this page?](#)



From: [REDACTED]
Sent: Thursday, May 16, 2019 11:21 AM
To: Tear, Jayne; ian.clements@met.police.uk; SouthwarkLicensing@met.police.uk; [REDACTED]
Cc: Kalu, Richard
Subject: Re: REPRESENTATION RE KANELLA LATIN HOUSE

Dear Ms Tear

I refer to my earlier reply (yesterday) to your representation concerning Kanella Latin House. Opening times and the Licencing Objectives and wish to confirm agreement to amend the closing time to 23:00 everyday in order to address your specific objection and to comply with Southwark Statement of Licensing Policy Table 2 Closing times for Cafes and Restaurants in Residential areas.

Kind regards
[REDACTED]

On Monday, 13 May 2019, 22:37:14 BST, Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK> wrote:

Dear Licensing

Please find attached a copy of my representation for the above premises licence application,

With kind regards

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

Southwark Council | Licensing Unit 160 Tooley Street | London | SE1 2QH Direct line 020 7525 0396 |
Fax 020 7525 5735 | Call Centre 020 7525 2000



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

The email you received and any files transmitted with it are confidential, may be covered by legal and/or professional privilege and are intended solely for the use of the individual or entity to whom they are addressed.

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Where opinions are expressed in the email they are not necessarily those of Southwark Council and Southwark Council is not responsible for any changes made to the message after it has been sent.

APPENDIX K

From: [REDACTED]
Sent: Wednesday, May 15, 2019 4:58 PM
To: Tear, Jayne; ian.clements@met.police.uk; Kalu, Richard; SouthwarkLicensing@met.police.uk
Cc: [REDACTED]
Subject: Kanella Latin House 85 Camberwell Road

Dear Responsible Authorities

I have received late representations by Police and The Licensing Authority:

Ideally we would have wished to see them sooner but we are grateful for the opportunity to respond and attach a statement of additional or complimentary measures for your consideration;

In regard to the common concern that Ms Montesceoda may be in tandem with the Previous Licensee in an effort to retain control of the premises I have discussed the matter fully with my esteemed Client and I am satisfied that this is not the case.

Further, [REDACTED] would be prepared to provide a Statutory Declaration to that effect if you require it

[REDACTED] informed me, that the Previous Licensee presented the opportunity of New Premises to her without disclosing the fact of an impending Loss of the Premises Licence following the review of January 21 2019 which only came to light as a result of the letter from Andrew Heron dated 5 March 2019.

Please be reassured, Kanella wishes to operate with no involvement with or on behalf of the Red Sea Regime.

Nevertheless a substantial investment has been made for 85 Camberwell Road. There are 4 families among staff members dependant on a successful outcome.

We look forward to your reasonable consideration of the attached for the attention of Police and the Licensing Authority and hopefully a speedy resolution of the matter..

Kind regards

PROPOSED/SUPPLEMENTARY CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

DPS / PREMISES MANAGEMENT OBJECTIVES

The Premises Licence holder / Designated Premises Supervisor will join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.

Will join Southwark Womens Safety Charter Scheme.

841 All staff 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 Every sale or supply of alcohol shall be authorised by the DPS or other Personal Licence Holder employed by Kanella Latin House. An up to date list of all authorised persons will be retained at the premises.

853 The times for licensable activities shall be modified in accordance with the Representation of the Licensing Authority as per Southwark Statement of Licensing Policy

NB It shall be part of the Kanella Brand/ Culture to incorporate the 4 Licensing Objectives.

PREVENTION OF PUBLIC NUISANCE

308 Smoking is not permitted at any time in any part of the premises

344 Recorded music will be kept at a reasonable level through out opening hours

No Speakers to be installed directly below the Residential Upper Parts (indicated on the Licensing Plan)

The Speakers to be installed on anti vibration mountings

311 Clearly legible notices shall be prominently displayed at the Exit from the premises and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.

It is intended that regular maintenance of the Kitchen extract system will prevent odour nuisance occurring in or from the premises.

PREVENTION OF CRIME AND DISORDER

298 Signage shall be displayed at the entrance to the premises that state 'Drugs Free Zone' and 'No Search No Entry, Management reserve the right to refuse entry'

Signage shall also be used to indicate the operation of CCTV on the premises.

310 Customers shall NOT use pavement areas other than those who temporarily leave the premises to smoke a cigarette. Those leaving the premises should not be permitted to consume drinks whilst outside. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.

843 2 No SIA registered door supervisors will be engaged when the premises are in operation on Saturday or special occasions if deemed necessary and will be employed at all times after 22:00 until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented. This policy is aimed at quiet disposal as quickly as possible to avoid nuisance.

346 SIA Staff will be required to record their details, including SIA Badge number, in a booking on/off register

845 That the company engaged to provide door supervisors (the 'service provider') shall be subject to independent third party auditing to confirm that it complies with BS 7960:2005 Code of Practice in Door Supervision, including incident record keeping, and cooperation with police and other authorised officers.

An instruction to SIA staff to cooperate with investigation of any incident by an authorised officer must be explicit in the assignment instructions for these premises from the service provider to the SIA door supervisors.

8AF No open containers of alcohol or any other drink shall be permitted outside of the premises.

342 The door to the basement room from the passage and stairway-up be blocked up or permanently sealed

8AA A challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card. (Indicated on the Premises Licensing Plan).The Basement is not part of Kanella demise.

788 The 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 including upstairs and the outside area to the front in all lighting conditions.

789 A member of staff shall be on duty at all times the premises is open who is trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officer.

PUBLIC SAFETY

343 An emergency button will be installed in toilets to call for assistance in an emergency.

846 That no spirits (alcohol containing more than 20% ABV) shall be sold by the bottle or half bottle.

847 That all spirits (alcohol containing more than 20% ABV) shall be sold by the measure of 25ml or 35ml at a maximum of two measures per container/glass

852 That the designated premises supervisor and all staff are trained by a recognised accredited organisation in their responsibilities under the Licensing Act 2003. All training records shall be kept and updated every six months and shall be on request made immediately available to the officers of the police and the council.

NB. Appropriate Fire Protection and Fire Safety measures are as indicated on the Premises Licensing Plan included in the current application compatible with Kanella Risk Assessment. The Electrical Installation Certificate is up to date and available for inspection.

PROTECTION OF CHILDREN FROM HARM

850 All minors (under the age of 16 years of age) are to be accompanied by a responsible adult at all times.

8AB All staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.

8AC That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.

8AI That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) shall check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate take corrective action in a timely manner if the register is not being completed correctly. The register shall be made immediately available for inspection at the premises to council or police officers on request.

----- Forwarded message -----

From: "lan.Clements@met.police.uk" <lan.Clements@met.police.uk>

To: [REDACTED]

Cc: "licensing@southwark.gov.uk" <licensing@southwark.gov.uk>

Sent: Tuesday, 21 May 2019, 12:19:43 BST

Subject: RE: Kanella Latin House 85 Camberwell Road

Dear [REDACTED]

In addition to your recent contacts, as this condition is agreed we would be in a position to withdraw our representation.

Kind Regards

Ian

From: [REDACTED]

Sent: 21 May 2019 11:26

To: Clements Ian J - AS-CU <lan.Clements@met.police.uk>

Subject: Re: Kanella Latin House 85 Camberwell Road

Dear Sir

Your point is well made and I agree 100 percent'

I am happy to confirm our agreement with this wording.

Kind regards

[REDACTED]

On Tuesday, 21 May 2019, 11:10:17 BST, lan.Clements@met.police.uk <lan.Clements@met.police.uk> wrote:

Dear [REDACTED]

We would require a control measure that is clear and enforceable, I propose the following. We wish to avoid the situation where by a customer is having a packet of crisps etc and claiming this is table food.

1. Intoxicating liquor shall not be sold or supplied on the premises other than to persons having table food (Tapas or other table meals) and is for consumption by such person as an ancillary to this food.

Kind Regards

Ian

From: [REDACTED]
Sent: 21 May 2019 10:36
To: Clements Ian J - AS-CU <ian.Clements@met.police.uk>; Richard Kalu <richard.kalu@southwark.gov.uk>; Jayne Tear <jayne.tear@southwark.gov.uk>
Cc: [REDACTED]
Subject: Re: Kanella Latin House 85 Camberwell Road

Dear Sirs,

We are pleased to confirm that the sale of alcohol would ALWAYS be ancillary to Food

and

I confirm that we wish to amend our proposed further conditions to the License by omitting the requirement for SIA Security attendance (this to be at the discretion of the Premises User) ,in view of the new agreed closing times to 23:00 hrs.

.We look forward to your support of the application as soon as practicable.

Kind regards

[REDACTED]

.

On Friday, 17 May 2019, 17:05:27 BST, <ian.Clements@met.police.uk> wrote:

Dear [REDACTED]

Thank you for your updated response, I must apologise as I have been away from the office for the last couple of days and unable to respond.

Forgive me if I have missed this in any correspondence but has there been any agreement to restrict the sale of alcohol to those taking table meals and ancillary to that table meal.

Kind Regards

Ian

From: [REDACTED]
Sent: 15 May 2019 16:56
To: Jayne Tear <jayne.tear@southwark.gov.uk>; Clements Ian J - AS-CU <ian.Clements@met.police.uk>; Richard Kalu <richard.kalu@southwark.gov.uk>; MD Mailbox - Southwark Licensing <SouthwarkLicensing@met.police.uk>

Cc: [REDACTED]
Subject: Kanella Latin House 85 Camberwell Road

Dear Responsible Authorities

I have received late representations by Police and The Licensing Authority :

Ideally we would have wished to see them sooner but we are grateful for the opportunity to respond and attach a statement of additional or complimentary measures for your consideration;;

In regard to the common concern that [REDACTED] ceoda may be in tandem with the Previous Licensee

in an effort to retain control of the premises I have discussed the matter fully with my esteemed Client and I am satisfied that this is not the case. Further [REDACTED] would be prepared to provide a Statutory Declaration to that effect if you require it

[REDACTED] informed me , that the Previous Licensee presented the opportunity of New Premises to her without disclosing the fact of an impending Loss of the Premises Licence following the review of January 21 2019.which only came to light as a result of the letter from Andrew Heron dated 5 March 2019.

Please be reassured, [REDACTED] a wishes to operate with no involvement with or on behalf of the Red Sea Regime.

Nevertheless a substantial investment has been made for 85 Camberwell Road ;There are 4 families among staff members dependant on a successful outcome.

We look forward to your reasonable consideration of the attached for the attention of Police and the Licensing Authority

and hopefully a speedy resolution of the matter..

Kind regards

[REDACTED]

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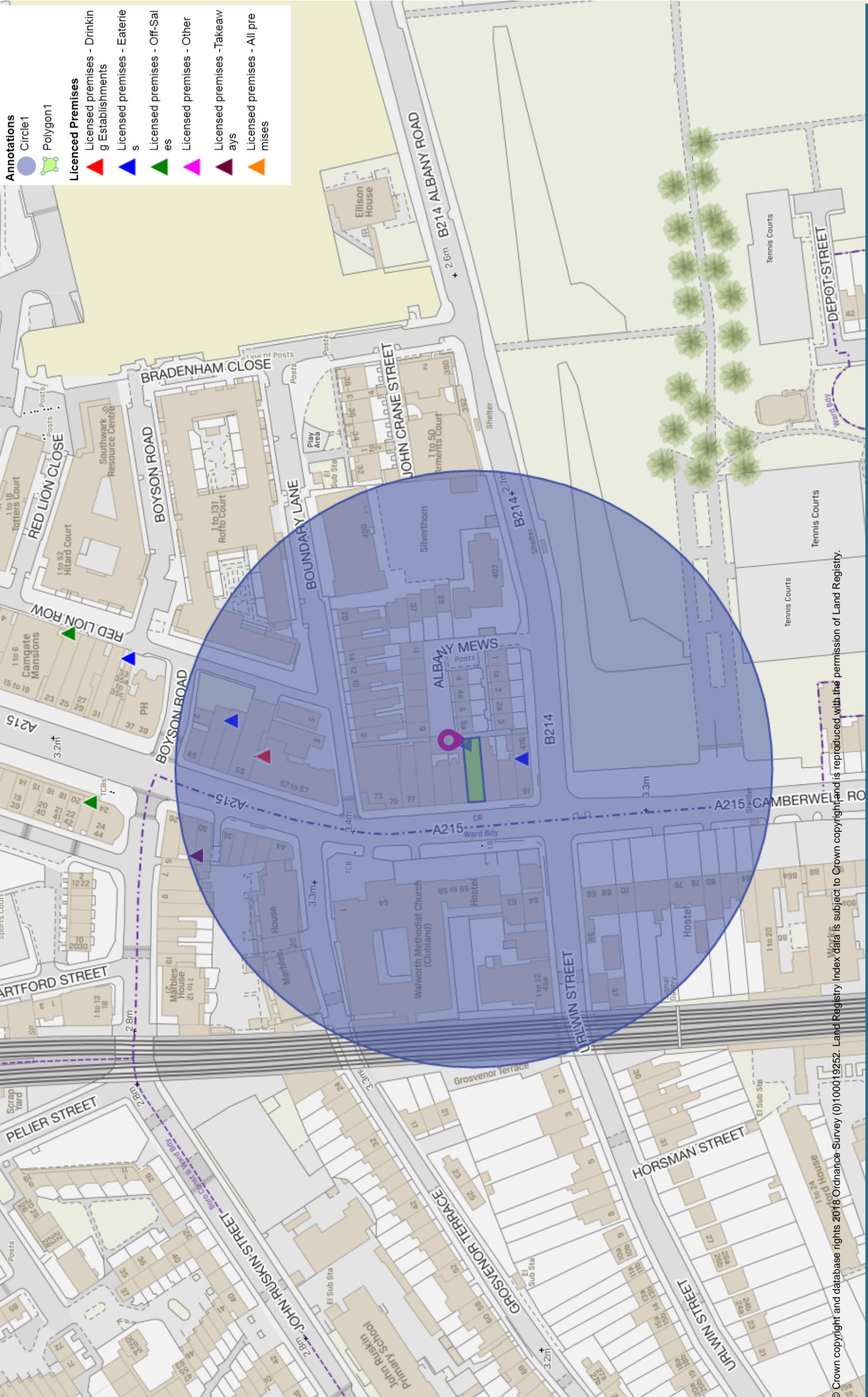
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APPENDIX M

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15-May-2019

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