

## Licensing Sub-Committee

Wednesday 26 June 2019

10.00 am

Room G06 - 160 Tooley Street, London SE1 2QH

### Membership

Councillor Renata Hamvas (Chair)  
Councillor Adele Morris  
Councillor Kath Whittam

### Reserves

Councillor Margy Newens

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### INFORMATION FOR MEMBERS OF THE PUBLIC

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#### Access to information

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#### Contact

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

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Members of the committee are summoned to attend this meeting

**Eleanor Kelly**

Chief Executive

Date: 18 June 2019



## Licensing Sub-Committee

Wednesday 26 June 2019  
10.00 am  
Room G06 - 160 Tooley Street, London SE1 2QH

### Order of Business

Item No.	Title	Page No.
	<b>PART A - OPEN BUSINESS</b>	
1.	<b>APOLOGIES</b>	
	To receive any apologies for absence.	
2.	<b>CONFIRMATION OF VOTING MEMBERS</b>	
	A representative of each political group will confirm the voting members of the committee.	
3.	<b>NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT</b>	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	<b>DISCLOSURE OF INTERESTS AND DISPENSATIONS</b>	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	<b>LICENSING ACT 2003: BIG BOWLS, 95 ELGAR STREET, LONDON SE16 7QW</b>	1 - 27
	<b>ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.</b>	

**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: 18 June 2019

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 26 June 2019	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report Title</b>		Licensing Act 2003: Big Bowls, 95 Elgar Street, London SE16 7QW	
<b>Ward(s) of group(s) affected</b>		Surrey Docks	
<b>From</b>		Director of Environment	

## RECOMMENDATION

1. That the licensing sub-committee considers whether an application submitted by Root 88 Limited for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Big Bowls, 95 Elgar Street, London SE16 7QW.
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 16 of this report deal with the representations submitted in respect of the application. Copies of the representations are attached to this report in 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 28 March 2019 Root 88 Limited applied to this council for the grant of a premises licence in respect of Big Bowls, 95 Elgar Street, London SE16 7QW.
9. The application is summarised as follows:
- **Supply of alcohol for consumption on and off the premises**
    - Monday to Saturday from 12:00 to 15:00 and then from 17:00 to 22:00
    - Sunday from 12:00 to 21:00
  - **Proposed opening hours of the premises**
    - Monday to Saturday from 12:00 to 15:00 and then from 17:00 to 22:00
    - Sunday from 12:00 to 21:00
  - **The premises are described in the application as follows:**
    - "Cafe restaurant".
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 San Chi Do.

### **Representations from responsible authorities**

12. A representation was submitted by the Metropolitan Police Service.
13. The Metropolitan Police Service's representation suggested conditions concerning the installation and maintaining of a working CCTV system, a condition concerning staff training and a condition concerning the limitation of the number of patrons permitted to congregate outside the premises. It was recommended that these conditions should become part of any licence issued subsequent to the application. The applicant agreed to amend the application to include the suggested conditions and the representation was withdrawn.
14. Copies of the representation submitted by the Metropolitan Police Service, and related correspondence, are attached as Appendix B.

### **Representations from other persons**

15. One representation objecting to the application has been submitted by an 'other person'. In summary, the representation objects to the application contending that the intended operation of the premises will possibly give rise to noise nuisance in the locale.
16. A copy of the representation submitted by the other person is attached as to this report as Appendix C.

### **Conciliation**

17. The applicant provided a response to the representation submitted by the other person. At the time of the writing of this report the other person has provided no further comments. Therefore the other person's representation remains outstanding and must be considered by the licensing sub-committee.
18. Copies of the representation submitted by the other person, and related correspondence, are attached as to this report as Appendix C.

### **Premises history**

19. No licensing authorisation issued under the Licensing Act 2003, or any prior licensing legislation, has previously been held regarding the premises.
20. On 28 March 2019 Root 88 Limited applied to this council for the grant of a premises licence in respect of Big Bowls, 95 Elgar Street, London SE16 7QW.

### **Deregulation of entertainment**

21. On 6 April 2015 entertainment became deregulated and as a result:
  - Live unamplified music is deregulated between 08:00 and 23:00 on any premises.
  - Live amplified music 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.
22. 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').
23. The showing of films has not been de-regulated.

### **Map**

24. 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:

#### **Le Vines, 97 Elgar Street, London SE16 7QW licensed for:**

- Sale of alcohol to be consumed off the premises
  - Monday to Saturday from 08:00 to 23:00
  - Sunday from 10:00 to 22:00

#### **Ship & Whale Public House, 2 Gulliver Street, London SE16 7LT licensed for:**

- Sale of alcohol to be consumed on and off the premises, recorded music
  - Sunday to Thursday from 10:00 to 23:30
  - Friday and Saturday from 10:00 to 00:30
- Late night refreshment
  - Sunday to Thursday from 10:00 to 23:30
  - Friday and Saturday from 10:00 to 00:30
- Performances of dance
  - Sunday to Thursday from 10:00 to 23:00
  - Friday and Saturday from 10:00 – 00:00
- Live music
  - Monday to Sunday from 10:00 to 23:00.

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

25. Council assembly approved Southwark's statement of licensing policy 2019 - 21 on 27 March 2019. 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.
26. 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.
27. 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:
- Restaurants and cafes:
    - 23:00 daily.

### **Resource implications**

28. 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 B.

### **Consultation**

29. 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**

30. 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**

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

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

33. 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.
34. 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.
35. 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**

36. 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.

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

41. 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**

42. 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.
43. 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**

44. 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.
45. 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.
46. 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.
47. 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.
48. 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.
49. 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.
50. 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.

51. 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

52. 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

53. 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 representations submitted the Metropolitan Police Service, and related correspondence
Appendix C	Copies of the representations submitted by an other person, and related correspondence
Appendix D	Map

## AUDIT TRAIL

<b>Lead Officer</b>	Mick Lucas, Director of Environment	
<b>Report Author</b>	Wesley McArthur, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	12 June 2019	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
<b>Cabinet Member</b>	No	No
Date final report sent to Constitutional Team	15 June 2019	

28/03/2019

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

Ref No. 1207949

## 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

	root88 ltd
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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)

£	11750
	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

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

Address Line 1	95 ELGAR STREET
Address Line 2	
Town	LONDON
County	
Post code	SE16 7QW
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	root88 ltd
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#### Address - First Entry

Street number or building name	95
Street Description	Elgar Street
Town	london
County	
Post code	SE16 7QW
Registered number ( where applicable )	10520073
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
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If you wish the licence to be valid only for a limited period, when do you want it to end?

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General description of premises ( see guidance note 1 )

	cafe restaurant
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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
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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

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Supply of alcohol

	j) Supply of alcohol
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J - Supply of Alcohol

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

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

Day	Start	Finish
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Mon	12:00	15:00
	17:00	22:00
Tues	12:00	15:00
	17:00	22:00
Wed	12:00	15:00
	17:00	22:00
Thur	12:00	15:00
	17:00	22:00
Fri	12:00	15:00
	17:00	22:00
Sat	12:00	15:00
	17:00	22:00
Sun	12:00	21:00

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	san chi
Surname	do

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)

	nil
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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	12:00	15:00
	17:00	22:00
Tues	12:00	15:00
	17:00	22:00
Wed	12:00	15:00
	17:00	22:00
Thur	12:00	15:00
	17:00	22:00
Fri	12:00	15:00
	17:00	22:00
Sat	12:00	15:00
	17:00	22:00
Sun	12:00	21:00

State any seasonal variations ( Please read guidance note 5 )

--	--

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

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M - Steps to promote four licencing objectives

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

	<p>Robust and regular staff training to ensure:</p> <ol style="list-style-type: none"> <li>1. No selling of alcohol to underage people</li> <li>2. No drunk or disorderly behaviour permitted within the premises and vicinity</li> </ol> <p>CCTV system in operation internally and externally.</p>
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b) the prevention of crime and disorder

	<ol style="list-style-type: none"> <li>1. A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.</li> <li>2. CCTV inside and outside of premises will be kept, and prominent signs indicating CCTV in operation. This will monitor the entrance/exit, exterior of the cafe, and also the interior of the premises.</li> <li>3. Alcohol will not be sold to drunk or intoxicated individuals.</li> </ol>
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c) public safety

	<ol style="list-style-type: none"> <li>1. Adequate access is provided for emergency vehicles/services.</li> <li>2. All parts of the premises and all fittings and apparatus therein, door fastenings and notices and the seating, lighting, heating, electrical, ventilation, sanitary accommodation, washing facilities and other installations, will be maintained at all times in good order and in a safe condition.</li> <li>3. Fire Risk Assessment and measures carried out as per assessment. Staff training re: fire safety, and prominent notices of instructions re: fire management.</li> <li>4. Robust staff training in implementation of underage ID checks and cessation of provision of alcohol to intoxicated/drunken individuals.</li> </ol>
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d) the prevention of public nuisance

	<ol style="list-style-type: none"> <li>1. Prominent, clear and legible notices will be displayed at all exits requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.</li> <li>2. Deliveries of materials necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.</li> <li>3. The Licensee will ensure that staff who arrive early morning or depart late at night when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.</li> <li>4. Customers will be asked not to stand around talking in the street outside the premises; and asked to leave the vicinity quickly and quietly.</li> <li>5. Taxi operators will be asked not to sound vehicle horns as a signal of their arrival or leave engines running unnecessarily.</li> </ol>
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	6. The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.
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e) the protection of children from harm

	<p>1. Ensure staff are robustly trained and regulations are adhered to, e.g reviewing ID of persons who look under 25.</p> <p>2. Staff trained to consider whether alcohol should be continued to be served to customers who have accompanying children.</p>
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Please upload a plan of the premises

	[REDACTED]
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Please upload any additional information i.e. risk assessments

	[REDACTED]
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Checklist

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

Home Office Declaration

Please tick to indicate agreement

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

Declaration

I agree to the above statement

	Yes
PaymentDescription	[REDACTED]
AuthCode	[REDACTED]
LicenceReference	[REDACTED]
PaymentContactEmail	

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

capacity.

Full name	[REDACTED]
Date (DD/MM/YYYY)	[REDACTED]
Capacity	[REDACTED]

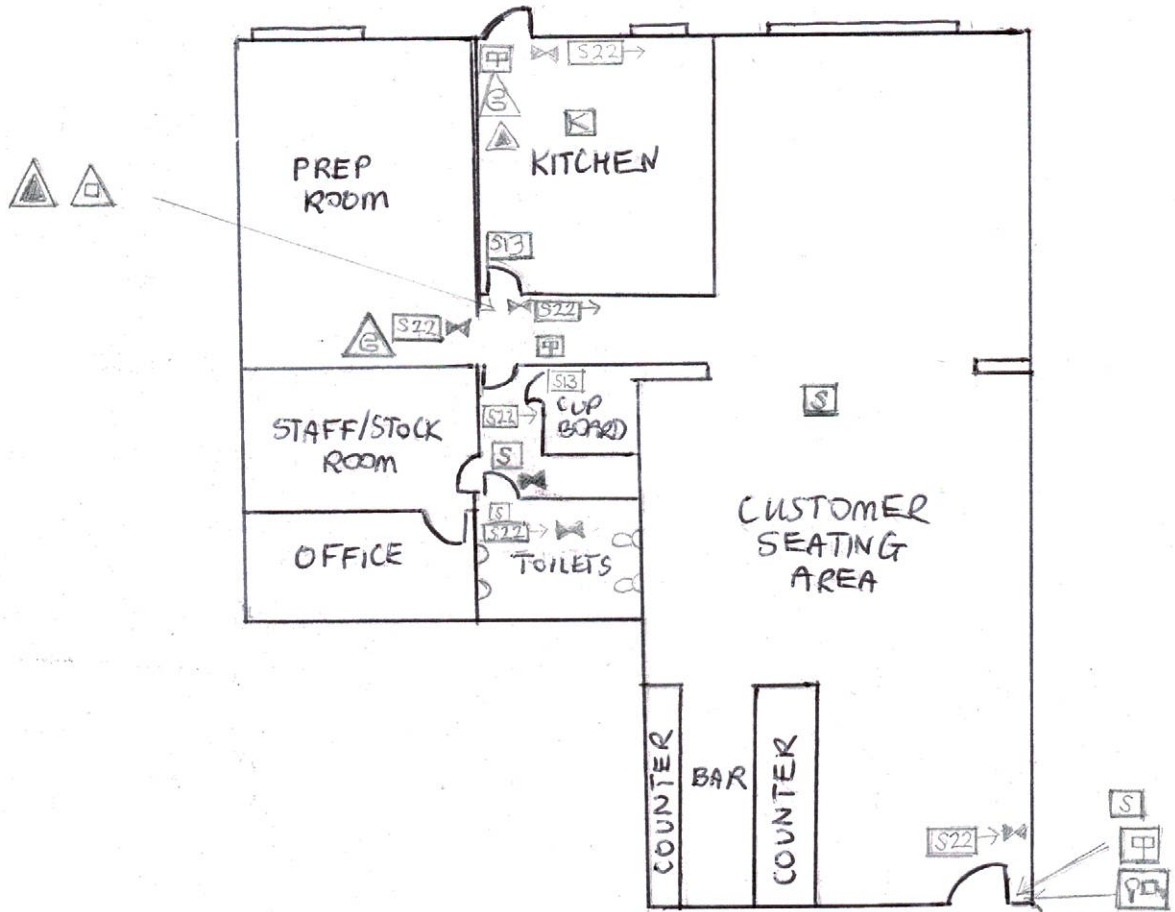
Where the premises licence is jointly held, enter the 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (guidance note 13). If completing on behalf of the applicant state in what capacity

Full name	root88 ltd
Date (DD/MM/YYYY)	28/03/2019
Capacity	london

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.



Address  
95 Elgar St  
London  
SE16 7QW

Scale 1:100



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/21/052/19**

**Re:- Big Bowls, 95 Elgar Street, London SE16 7QW**

Dear Sir/Madam

Police are in receipt of an application from the above for a new premises licence to operate as a cafe Restaurant.

The hours applied for are inside that recommended within the South Statement of licensing policy. The premises are situated in a designated residential area under the policy. They have applied opening on Monday to Saturday until 22.00hrs and Sunday until 21.00hrs

The application contains a number of suggested conditions, however Home office guidance issued under Sec 182 of the licensing Act 2003 'General principles' state that it is important in setting the parameters within which the premises may operate. Conditions must be precise and enforceable.

The police object to the granting of the licence in its current format. We would like to the following conditions included on the licence wording of each condition is essential in order to negate any ambiguity.

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

3. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and signed and updated every 6 months. The records shall, upon request, be made immediately available to Officers of the Police and the Council.
4. That there shall be no more than five outside at any time and this shall be monitored by staff

We would also require 30 minutes between the sale of alcohol stopping and the premises closing allowing customers to finish drinks and disperse gradually.

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

Yours Sincerely

**PC Graham White 288MD**  
Licensing Officer  
Southwark Police Licensing Unit

---

**From:** [REDACTED]  
**Sent:** 31 May 2019 15:15  
**To:** White Graham S - AS-CU <[Graham.S.White@met.police.uk](mailto:Graham.S.White@met.police.uk)>  
**Cc:** McArthur, Wesley <[Wesley.McArthur@southwark.gov.uk](mailto:Wesley.McArthur@southwark.gov.uk)>; MD Mailbox - Southwark Licensing <[SouthwarkLicensing@met.police.uk](mailto:SouthwarkLicensing@met.police.uk)>  
**Subject:** Re: application for premises license - 95 Elgar St, SE16 7QW. ref MD/21/052/19

Dear PC Graham White,

In your letter dated 25/4/19 in response to our license application for 95 Elgar Street, SE16 7QW, you have suggested the following conditions to be put in place:

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 license. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises.
2. All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.
3. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and signed and updated every 6 months. The records shall, upon request, be made immediately available to Officers of the Police and the Council.
4. That there shall be no more than five people outside at any time and this shall be monitored by staff.
5. There will be 30 minutes between the sale of alcohol stopping and the premises closing to allow customers to finish drinks and disperse gradually.

We are happy for these conditions to be included on our license and we will ensure we will comply with all the requirements.

Many thanks,

San Do  
(Director Root88 LTD)

---

**From:** [Graham.S.White@met.police.uk](mailto:Graham.S.White@met.police.uk) [mailto:[Graham.S.White@met.police.uk](mailto:Graham.S.White@met.police.uk)]  
**Sent:** Wednesday, June 05, 2019 10:35 AM  
**To:** Regen, Licensing  
**Cc:** McArthur, Wesley  
**Subject:** FW: application for premises license - 95 Elgar St, SE16 7QW. ref MD/21/052/19



Wes,  
See below agreed to all conditions.  
We withdraw are objection  
Regards

**Graham White** | Constable  
**MPS Central South BOCU**  
**Neighbourhoods Policing- Partnership & Prevention**  
**Licensing Officer - Southwark**  
MPS Internal 726756  
MPS Telephone 0207 232 6756

Ref: Big Bowls  
95 ELGAR STREET  
SE16 7QW



05/04/19

To whom it may Concern.

I write with reference to an Application by the "Big Bowls" restaurant (address above) DATED 28/3/19 applying to sell alcohol.

I wish to raise objection to the above Licence application for the following reasons -

The premises is located in the middle of a quiet housing estate and already attracts unwanted noise and parking problems into which was a quiet street previously.

most of the street signed a petition against him ~~obtaining~~ obtaining planning permission (which was refused)

So he went against the decision and opened on a temporary basis anyway.

We have tried to ask Mr Do to compromise about the problems but are met with arrogance and rudeness.

He is also here every night until after 1am and makes unacceptable noise with his shutters at these times

(PTO)

He is flouting the rules and he has no regard for local residents and its time he had an uncalled visit.

I can also provide another petition against this Application if need be.

yours faithfully



**From:** [REDACTED]  
**Sent:** Friday, May 31, 2019 3:31 PM  
**To:** McArthur, Wesley  
**Subject:** Re: Application for a premises licence - Big Bowls, 95 Elgar Street, London, SE16 7QW (our ref: L1U 867524)

Hi Wesley,  
Thanks for your email.

1. I have responded to the objection from the Metropolitan Police Service, and cc'd you into this.
2. Please find the public noticed advertised in Southwark Newspaper on page 30 [REDACTED] of this issue.
3. Please see attached, response to the second objection to our license application.

Kind regards

San

Root88 LTD  
Big Bowls Cafe  
95 Elgar St  
London  
SE16 7QW

Tel: [REDACTED]

Date: Friday 31st May 2019

Dear Sir/Madam,

We write in response to your concerns and objection to our application for premises license for the above address, in the letter dated 5/4/19.

As part of the conditions of the license, we will ensure the following additional conditions are adhered to, thus are confident will minimise and prevent any potential noise and antisocial behaviour directly attributed to the Cafe.

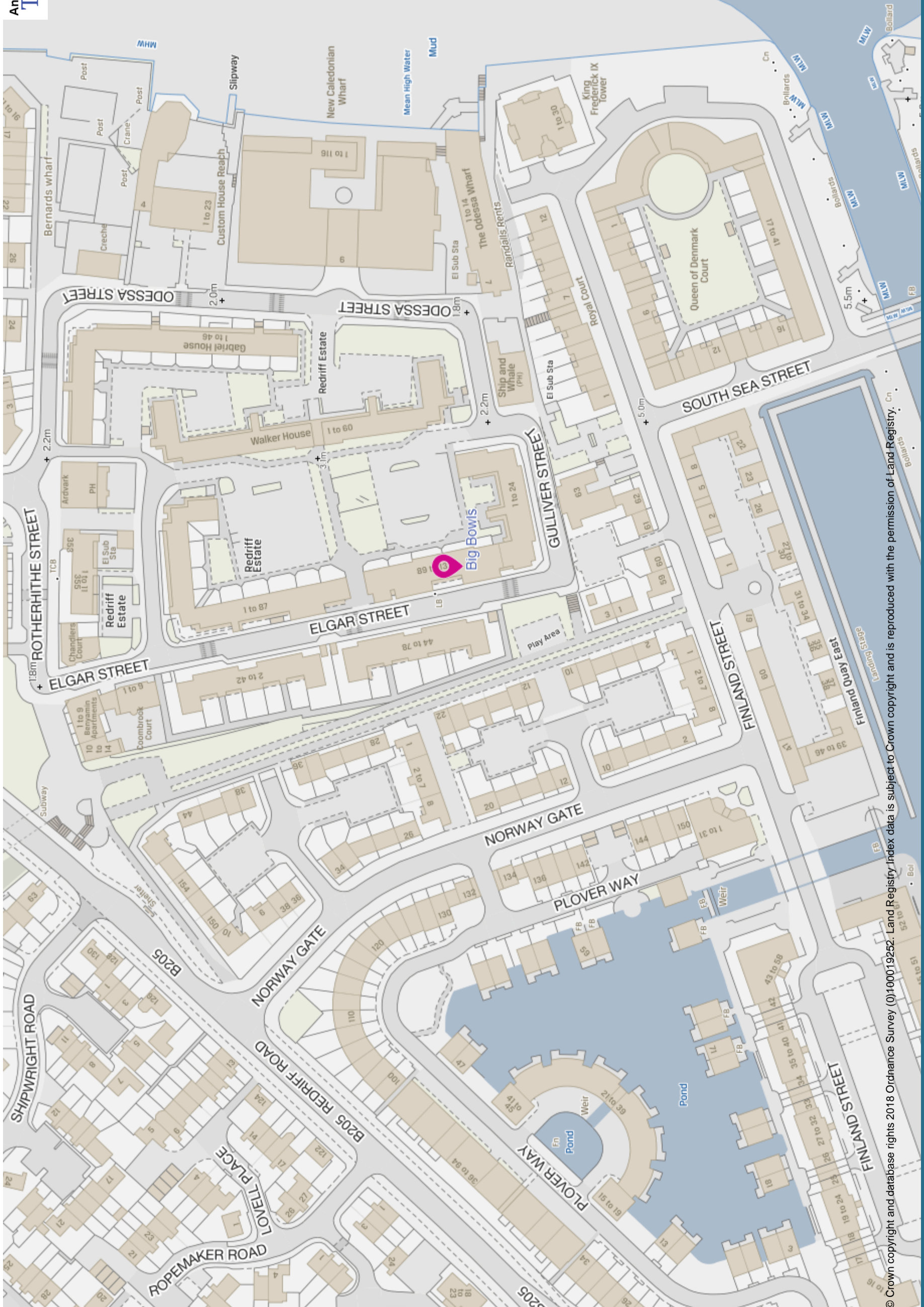
1. CCTV system to be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the license. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises.
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3. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and signed and updated every 6 months. The records shall, upon request, be made immediately available to Officers of the Police and the Council.
4. That there shall be no more than five persons, outside at any time and this shall be monitored by staff.
5. There will be 30 minutes between the sale of alcohol stopping and the premises closing to allow customers to finish drinks and disperse gradually.

Kind regards

San

(Director Root88 LTD)

Annotations  
T Big Bowls



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12-Jun-2019



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