

## Licensing Sub-Committee

Thursday 18 June 2020  
10.00 am

Online/Virtual: please contact [andrew.weir@southwark.gov.uk](mailto:andrew.weir@southwark.gov.uk) for a link to the meeting and the instructions for joining the online meeting

### Membership

Councillor Renata Hamvas (Chair)  
Councillor Margy Newens  
Councillor Ian Wingfield

### Reserves

Councillor Barrie Hargrove

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### INFORMATION FOR MEMBERS OF THE PUBLIC

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#### Access to information

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#### Contact

Andrew Weir by 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: 10 June 2020



## Licensing Sub-Committee

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### 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: ALBANY CONVENIENCE STORE, 5A WESTMORELAND ROAD, LONDON SE17 2AX</b>	1 - 51
	<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: 10 June 2020

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 18 June 2020	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003: Albany Convenience Store, 5A Westmoreland Road, London SE17 2AX	
<b>Ward(s) or groups affected:</b>		Faraday Ward	
<b>From:</b>		Strategic Director of Environment and Leisure	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Alhaji Turay to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as: Albany Convenience Store, 5A Westmoreland Road, London SE17 2AX
2. Notes:
  - The application seeks to vary the premises licence held under current legislation in respect of the premises known as: Albany Convenience Store – 5A Westmoreland Road, London SE17 2AX, under section 34 of the Licensing Act 2003. Existing permitted licensable activities are not under consideration at this meeting. The variation application is subject to representations submitted by responsible authorities (the Metropolitan Police Service (Licensing Division), trading standards, environmental protection, health and safety and licensing authority) and is therefore referred to the sub-committee for determination.
  - Paragraphs 10 to 15 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application and site plan is attached as Appendix B. A map showing the location of the premises is attached as Appendix D.
  - Paragraphs 17 to 23 of this report deal with the representations submitted in respect of the application. Copies of the representations and related correspondence are attached in Appendix C.

## BACKGROUND INFORMATION

### The Licensing Act 2003

3. The Licensing Act 2003 received royal assent on 10 July 2003. The Act provides a new licensing regime for:
  - The sale of and supply of alcohol
  - The provision of regulated entertainment
  - The provision of late night refreshment.
4. Within Southwark, this council wholly administers the licensing responsibility.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:

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

## **KEY ISSUES FOR CONSIDERATION**

### **The current premises licence**

8. The current premises licence issued in respect of the premises known as Albany Convenience Store, 5A Westmoreland Road, London, SE17 2AX was issued on 14 December 2011 and allows the following licensable activities:
- The sale of alcohol to be consumed off the premises:
    - Monday to Friday from 06:00 to 23:30
    - Saturday from 07:30 to 23:30
    - Sunday from 08:00 to 21:00
  - Opening hours:
    - Monday to Friday from 06:00 to 23:30
    - Saturday from 07:30 to 23:30
    - Sunday from 08:00 to 21:00
9. A copy of the existing premises licence is attached as Appendix A.

### **The variation application**

10. On 17 February 2020 Alhaji Turay applied under section 34 of the Licensing Act 2003 to this council to vary the premises licence issued in respect of the premises known as Albany Convenience Store, 5A Westmoreland Road, London SE17 2AX. The application was initially rejected and the consultation had to be restarted due to issues with the external blue notice. All issues were resolved by restarting the consultation.
11. The application is described as follows, "The premises is set in a mixed retail parade just off the A215 Camberwell Road where it joins Walworth road. It has a lock-up shop unit comprising a sales area, rear area, rear storage, and a separate WC. It is set

behind a glazed shop front with an electric roller shutter. shops adjacent to the premises, are Arments Pie and Mash and Sigma Stars. It is painted in blue with a silver shutter and located it is located directly opposite Cafe Silam Restaurant [sic.]”.

12. The application seeks to add:

- On sales of alcohol:
  - Monday to Wednesday from 11:00 to 01:00
  - Thursday to Sunday from 11:00 01:30
- Late night refreshment:
  - Monday to Wednesday from 23:00 to 02:00
  - Thursday to Sunday from 23:00 02:30
- Opening hours:
  - Monday to Wednesday from 10:00 to 20:00
  - Thursday to Sunday from 10:00 to 03:00

13. The application states that there would be seasonal variations on Christmas Day, Boxing Day, New Years Eve, New Years Day and Sierra Leone Independence Day; but provides no detail on what that variation would be.

14. The premises licence application form provides the applicant’s operating schedule. Part M sets out the proposed operational control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should an amended premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be included in the licence.

15. A copy of the application is attached to this report as Appendix B.

#### **Designated premises supervisor**

16. The designated premises supervisor (DPS) under the existing premises licence is Alhaji Turay, the current licence holder.

#### **Representations from responsible authorities**

17. Representations have been received from the Metropolitan Police Service (licensing division), trading standards, health and safety and the licensing authority. Copies of these objections were forwarded to the applicant. Copies of the responsible authorities’ representations are available in Appendix C. A response from the applicant to the responsible authorities is also appended.

18. The Metropolitan Police Service (licensing division) are concerned that the change of business operation will have a detrimental impact on the local area and points to a history of antisocial behaviour in the locality, at times directly associated with the premises. If the sub-committee were minded to grant the licence, a raft of stringent conditions have been requested, however, they ask that the application be rejected in full.

19. Southwark trading standards believe that the premise is unsuitable for alcohol to be consumed on the premises while it is also being operated as a “convenience” shop simultaneously; where anyone of any age can enter the premise unaware alcohol is being consumed on the premises. They ask that the application be rejected.
20. Southwark health and safety raises concerns regarding public safety, due to a history of the premises selling alcohol out the rear of the premises.
21. The Southwark licensing authority raises concerns that the application includes a hand-drawn plan of the premises showing where the new alcohol on-sales bar area will be positioned. The authority provides a history of enforcement action. There are concerns that the application does not include any conditions to control the consumption of alcohol in the sensitive yard area to the rear of the premises, nor does the application include a maximum capacity for the premises. The Southwark licensing authority recommends that the application be refused.

### **Representations from other persons**

22. There are no further representations to this application.

### **Conciliation**

23. The Applicant was sent copies of the representations received. At this time the Objectors’ representations remain outstanding and must be considered by the licensing sub-committee. It is noted that the responsible authorities have stated in each representation, that the premises is not suitable for the addition of on sales. Responsible authorities have requested that the application be rejected in full. The response from the Applicant is appended in Appendix C.

### **Operating history**

24. The current premises licence was issued on 14 February 2011.
25. On 27 January 2017 Alhaji Turay applied under section 34 of the Licensing Act 2003 to this council to vary the premises licence again to provide on sales. The application received representations from the Metropolitan Police Service (licensing division), the Southwark licensing authority, environmental protection, public health and trading standards, but was withdrawn before coming to a hearing.
26. An inspection was carried out on 14 September 2019. During the inspection the officers witnessed breaches of the following conditions, for which a warning letter was sent:
  - 288 - That the CCTV system installed upon the premises shall be maintained in good working condition and operable at all times and CCTV shall be positioned to capture each sale of alcohol.
  - 289 - That recordings taken by the CCTV system installed upon the premises shall be kept and made available for inspection by authorised officers for a period of thirty-one (31) days.
  - 343 - That an EPOS system is installed upon the premises.

27. A new application was received on 7 February, but was rejected. The current application was received on 17 February 2020.
28. No complaints have been received by the Licensing Unit in regards to the premises in the last 12 months. No temporary events notices have been applied for

### Map

29. A map of the area is attached to this report as Appendix D. The following are premises in the local vicinity that are licensed for alcohol:

#### **Winner, 3 Westmoreland Road, London SE17 2AX**

- Late night refreshment (outdoors):
  - Monday to Saturday from 23:00 to 00:30
  - Sunday 23:00 to 23:30

#### **Marquis Restaurant and Bar, 10 Arnside Street, London SE17 2AP**

- The sale by retail of alcohol (on sales):
  - Monday to Thursday from 09:00 to 00:00 (midnight)
  - Friday to Sunday from 09:00 to 00:30 (the following day)
- Late night refreshment (indoors and outdoors):
  - Monday to Thursday from 09:00 to 00:00 (midnight)
  - Friday to Sunday from 09:00 to 00:30 (the following day)

#### **Ibbs Restaurant, 6 Arnside Street, London SE17 2AP**

- The sale by retail of alcohol (on sales):
  - Monday to Thursday from 12:00 to 22:30
  - Friday and Saturday from 12:00 to 23:30
  - Sunday 12:00 to 22:00
- Late night refreshment (indoors):
  - Friday and Saturday from 23:00 to 23:30

#### **Red Lion, 407 Walworth Road, London SE17 2AW**

- The sale by retail of alcohol (on sales):
  - Monday to Thursday from 10:00 to 00:00 (midnight)
  - Friday and Saturday from 10:00 to 01:00 (the following day)
  - Sunday 12:00 to 00:00 (midnight)
- The provision of regulated entertainment in the form of live music (indoors):
  - Friday to Sunday from 20:00 to 00:00 (midnight)

- The provision of regulated entertainment in the form of recorded music (indoors):
  - Monday to Thursday from 10:00 to 00:00 (midnight)
  - Friday and Saturday from 10:00 to 01:00 (the following day)
  - Sunday 12:00 to 00:00 (midnight)

**University of Suya, 403a Walworth Road, London SE17 2AW**

- The sale by retail of alcohol (on sales only)
  - Monday to Friday from 12:00 to 22:00
  - Saturday from 12:00 to 23:00

**Costcutter, 25 Camberwell Road, London SE5 0EZ**

- The sale by retail of alcohol (off sales only):
  - Monday to Sunday 24hours-a-day

**Umashiv News, 23 Westmoreland Road. London SE17 2AX**

- The sale by retail of alcohol (off sales only):
  - Monday to Saturday from 08:00 to 23:00
  - Sunday from 10:00 to 22:30

**La Luna, 380 Walworth Road, London SE17 2NG**

- The sale by retail of alcohol (both on and off sales):
  - Monday to Saturday from 11:00 to 00:00 (midnight)
  - Sunday from 12:00 to 22:30
- Late night refreshment (indoors):
  - Monday to Saturday from 23:00 to 00:30 (the following day)
  - Sunday from 23:00 to 00:00 (midnight)

**Bay Root, 8 Camberwell Road, London SE5 0EN**

- The sale by retail of alcohol (on and off sales):
  - Monday to Sunday from 12:00 to 23:00

**Abokobi Ghanaian Restaurant, 33 Camberwell Road, London SE5 0EX**

- The sale by retail of alcohol (on sales only):
  - Monday to Sunday from 12:00 to 23:30
- Late night refreshment (indoors):
  - Monday to Sunday from 23:00 to 23:30

**Astra Newsagents, 22 Camberwell Road, London, SE5 0EN**

- The sale by retail of alcohol (off sales only):
  - Monday to Sunday from 06:00 to 22:00.

**Southwark Council statement of licensing policy**

30. Council assembly approved Southwark's statement of licensing policy 2019 - 2021 on 27 March 2019. The policy came into effect on 28 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.

31. 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.

**Cumulative impact zone (CIZ)**

32. The premises is not situated in any of Southwark's cumulative impact zones, however, this is a residential area.

33. Under the Southwark statement of licensing policy 2019 - 2021 the following closing times are recommended as appropriate within this area for these categories of premises:
- Closing time for public houses, wine bars and other drinking establishments:
    - 23:00 daily
  - Closing time for off-licences:
    - 23:00 daily.

### **Resource implications**

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

### **Consultation**

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

### **Community impact statement**

36. 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**

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

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

39. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.
40. The general principle is that applications for variation must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
41. Relevant representations are those which
- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
  - Are made by an other party or responsible authority
  - Have not been withdrawn
  - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.

42. If relevant representations are received then the Sub-Committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- Add to, omit, and/or alter the conditions of the licence or,
  - Reject the whole or part of the application for variation.

### **Conditions**

43. 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.
44. The four licensing objectives are:
- The prevention of crime and disorder
  - Public safety
  - The prevention of nuisance
  - The protection of children from harm.
45. 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.
46. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to late night refreshment and take away aspect of the licence must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
47. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films and in respect of door supervisors. The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2003 introduced three new conditions in respect of irresponsible promotions, the oral dispensing of alcohol and free tap water. In October 2010 an additional two conditions will come into force – age verification policy and smaller measures for alcoholic drinks.
48. 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**

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

### **Hearing procedures**

50. 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
- This matter relates to the determination of an application to vary a premises licence under section 34 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

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

51. 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.
52. 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.
53. 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.

54. 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.
55. 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.
56. 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.
57. 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**

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

### **Strategic Director of Finance and Governance**

59. 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**

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

**APPENDICES**

<b>Name</b>	<b>Title</b>
Appendix A	Copy of the existing premises licence
Appendix B	Copy of the application and plan
Appendix C	Copies of representations submitted by responsible authorities
Appendix D	Map of the local area

**AUDIT TRAIL**

<b>Lead Officer</b>	Caroline Bruce, Strategic Director of Environment and Leisure	
<b>Report Author</b>	Andrew Heron, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	28 May 2020	
<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
<b>Date final report sent to Constitutional Team</b>		5 June 2020

# Licensing Act 2003 Premises Licence



Environmental Health & Trading Standards  
Licensing Unit  
Hub 2, Floor 3  
160 Tooley Street  
London SE1 2QH

Premises licence number

836044

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Alhaji Turay 5A Westmoreland Road London SE17 2AX	
Ordnance survey map reference (if applicable), 177882532499	
<b>Post town</b> London	<b>Post code</b> SE17 2AX
<b>Telephone number</b>	

**Where the licence is time limited the dates**

**Licensable activities authorised by the licence**

Sale by retail of alcohol to be consumed off premises

**The opening hours of the premises**

For any non standard timings see **Annex 2**

Monday	06:00 - 23:30
Tuesday	06:00 - 23:30
Wednesday	06:00 - 23:30
Thursday	06:00 - 23:30
Friday	06:00 - 23:30
Saturday	07:30 - 23:30
Sunday	08:00 - 21:00

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

Sale by retail of alcohol to be consumed off premises

**The times the licence authorises the carrying out of licensable activities**

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

**Sale by retail of alcohol to be consumed off premises**

Monday	06:00 - 23:30
Tuesday	06:00 - 23:30
Wednesday	06:00 - 23:30
Thursday	06:00 - 23:30
Friday	06:00 - 23:30
Saturday	07:30 - 23:30
Sunday	08:00 - 21:00

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

Alhaji Turay  
5A Westmoreland road,  
London,  
SE17 2AX

**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**

Alhaji Turay  
Flat 35, Hitard Court,  
Red Lion Close,  
London,  
SE17 2FH

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

Licence No. 836019  
Authority Southwark Council

Licence Issue date 14/12/2011

.....  
Community Safety Enforcement  
Business Unit Manger  
Hub 2, Floor 3  
160 Tooley Street  
London SE1 2QH  
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

**488** (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2). 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 a holographic mark.

**Annex 2 - Conditions consistent with the operating Schedule**

**4AA** The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.

**4AB** All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.

**4AC** Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.

**4AI** A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.

**288** That the CCTV system installed upon the premises shall be maintained in good working condition and operable at all times and CCTV shall be positioned to capture each sale of alcohol.

**289** That recordings taken by the CCTV system installed upon the premises shall be kept and made available for inspection by authorised officers for a period of thirty one (31) days

**340** Details of the premises opening and closing times shall be displayed

**341** That all areas of the premises are adequately lit

**342** That all windows and doors shall be closed during licensable activity

**311** That notices shall be displayed and announcements made requesting that customers leave the premises in a quiet and orderly manner

**343** That an EPOS system is installed upon the premises

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

**Annex 4 - Plans - Attached**

Licence No. 836044  
Plan No. N/A  
Plan Date 25/10/2010

Business - Application for a premises licence to be granted under the Licensing Act 2003  
Ref No. PREVIEW VERSION

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

	Alhaji Turay
--	--------------

#### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - o any entertainment taking place on the hospital premises of the health care provider where the

entertainment is provided by or on behalf of the health care provider;

o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and

o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

10. Please list here steps you will take to promote all four licensing objectives together.

11. The application form must be signed.

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications

from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.

- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a

European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.

- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
  
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
  - o evidence of the applicant's own identity – such as a passport,
  
  - o evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  
  - o evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
  
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
  
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
  
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
  
- (ii) any page containing the holder's photograph;
  
- (iii) any page containing the holder's signature;

(iv) any page containing the date of expiry; and

(v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

#### Premises Details

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

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

£	8800
	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

	Albany Convenience Store
--	--------------------------

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

Do you have a Southwark postcode?	Yes
Address Line 1	5A WESTMORELAND ROAD
Address Line 2	
Town	LONDON
Post code	SE17 2AX
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	Mr
If other, please specify	
Surname	Turay
Forenames	Alhaji
Date of birth	
I am 18 years old or over	Yes
Nationality	British

##### 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	
--------------	--

Guidance notes

Do you wish to add a second individual applicant?

	No
--	----

Operating Schedule

When do you want the premises licence to start?

	24/04/2020
--	------------

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 premises is set in a mixed retail parade just off the A215 Camberwell Road where it joins Walworth road. It has a lock-up shop unit comprising a sales area, rear area, rear storage, and a separate WC. It is set behind a glazed shop front with an electric roller shutter. shops adjacent to the premises, are Arments pie and Mash and Sigma Stars. It is painted in blue with a silver shutter and located it is located directly opposite Cafe Silam Restaurant.
--	---

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
--	----------------

Note 1

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)


Provision of late night refreshment

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

Supply of alcohol

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

In all cases please complete boxes K, L and M.

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 )

	Consumption of alcohol will only be in inside the premises.
--	---

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	02:00
Tues	23:00	02:00
Wed	23:00	02:00
Thur	23:00	02:30
Fri	23:00	02:30
Sat	23:00	02:30
Sun	23:00	02:00

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

	Christmas Day, Boxing Day, New Years Eve, New Years Day and Sierra Leone Independence Day
--	---

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 )

	No intentions of using premises at different times
--	--

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 23:00) and only give details for the days of the week when you intend the premises to be used for the activity. Start time begins from 23:00

J - Supply of Alcohol

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

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

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

Day	Start	Finish
Mon	11:00	01:00
	11:00	01:00
Tues	11:00	01:00
	11:00	01:00

Wed	11:00	01:00
	11:00	01:00
Thur	11:00	01:30
	11:00	01:30
Fri	11:00	02:00
	11:00	02:00
Sat	11:00	02:00
	11:00	02:00
Sun	11:00	01:00
	11:00	01:00

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

	Christmas Day, Boxing Day, New Years Day and Sierra Leone Independence Day
--	--

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 intentions of using the premises at different times
--	--

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

	_____
--	-------

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

Premises Supervisor

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

Full name of proposed designated premises supervisor

First names	Alhaji
Surname	Turay

DOB

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

Address of proposed designated premises supervisor

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

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

Personal licence number ( if known )	836019
Issuing authority ( if known )	London Borough Of Southwark

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)

	Apart from the supply of alcohol and late night refreshment, there are no other adult entertainment or services to be taken place in the premises.
--	--

9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

L - Hours premises are open to public

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

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

Day	Start	Finish
Mon	10:00	02:00
	10:00	02:00

Tues	10:00	02:00
	10:00	02:00
Wed	10:00	02:00
	10:00	02:00
Thur	10:00	03:00
	10:00	03:00
Fri	10:00	03:00
	10:00	03:00
Sat	10:00	03:00
	10:00	03:00
Sun	10:00	02:00
	10:00	02:00

State any seasonal variations ( Please read guidance note 5 )

	Christmas Day Boxing Day New Years Day and Sierra Leone Independence Day
--	--

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 )

	There are no intentions of using the premises at different times apart from those listed above.
--	---

M - Steps to promote four licencing objectives

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

	It is of course and ultimate priority and responsibility as a license holder to generally able to understand the four license objectives. However, all these four license objectives are equally important and the steps one has to put in place in order to promote the license objectives are; By following legislation on procedures in the handling issues relating to things like, Fire issues which are to be reported to the fire service department at first site. Overcrowding which can lead to an increased risk of violence to the safety of people in the premises. Also people being hurt or having accidents to be reported to the responsible authorities.
--	---

b) the prevention of crime and disorder

	Actions to be taken in order to prevent crime and disorder in the community as a whole and in my premises are generally vital and can help save many lives if address properly. Reporting any crime to the police at first site helps to eradicate problems being developed. Installing CCTV in the premises and using those footages to give to responsible authorities when ask for Petty theft, smuggling and counter fake sellers are to be reported when cut. There will be adequate lighting system in and out of the premises which could help to combat crime and disorder.
--	---

c) public safety

	<p>The steps I will take in order to help making sure the public is safe in my premises are</p> <p>Making sure premises is always tidy and free from chips and falls thus preventing patrons from accident.</p> <p>Risk assessment conduction on a regular basis in order to identify any potential hazards.</p> <p>Making sure there is good hygiene and welfare system in place</p> <p>Construction of good premises layout thus making it easier in terms of emergency evacuations.</p>
--	--

d) the prevention of public nuisance

	<p>Steps one has to take to help the prevention of public nuisance are</p> <ul style="list-style-type: none"> <li>* Using signage to inform patrons &amp; staff to please leave premises quietly.</li> <li>* Noise control measures for in and out of premises to be manage.</li> <li>* No clustering of people outside premises allowed.</li> <li>* Encourage customers to dispose litter responsibly using bins.</li> <li>* Discourage patrons from leaving premises drinking on open cans.</li> <li>* Making sure premises is insulated for sound &amp; vibration.</li> <li>* Ban people from premises who do no cooperate.</li> </ul>
--	---

e) the protection of children from harm

	<p>Action taken in order to protect children from harm are:</p> <ul style="list-style-type: none"> <li>* Making sure staff selling alcohol to be trained &amp; records maintained.</li> <li>* Displaying of signage in notifying public that premises operate a proof of age scheme.</li> <li>* Using CCTV footage in order to monitor outside premises in ensuring children are not purchasing by proxy.</li> <li>* Using a recognised age verification technology like pass to identify age.</li> <li>* Using challenge 25 posters to challenge patrons for age verification.</li> </ul>
--	--

Guidance note 10

Please list here steps you will take to promote all four licensing objectives together.

Please upload a plan of the premises

--	--

Please upload any additional information i.e. risk assessments

--	--

Checklist

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

	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)

	_____
--	-------

Guidance notes

Declaration

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership]

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work.

I/We hereby declare the information provided is true and accurate.

I agree to the above statement

PaymentDescription	
PaymentAmountInMinorUnits	
AuthCode	
LicenceReference	
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	
Date (DD/MM/YYYY)	
Capacity	

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

Full name	
Date (DD/MM/YYYY)	
Capacity	

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

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

**GUIDANCE NOTES**

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.

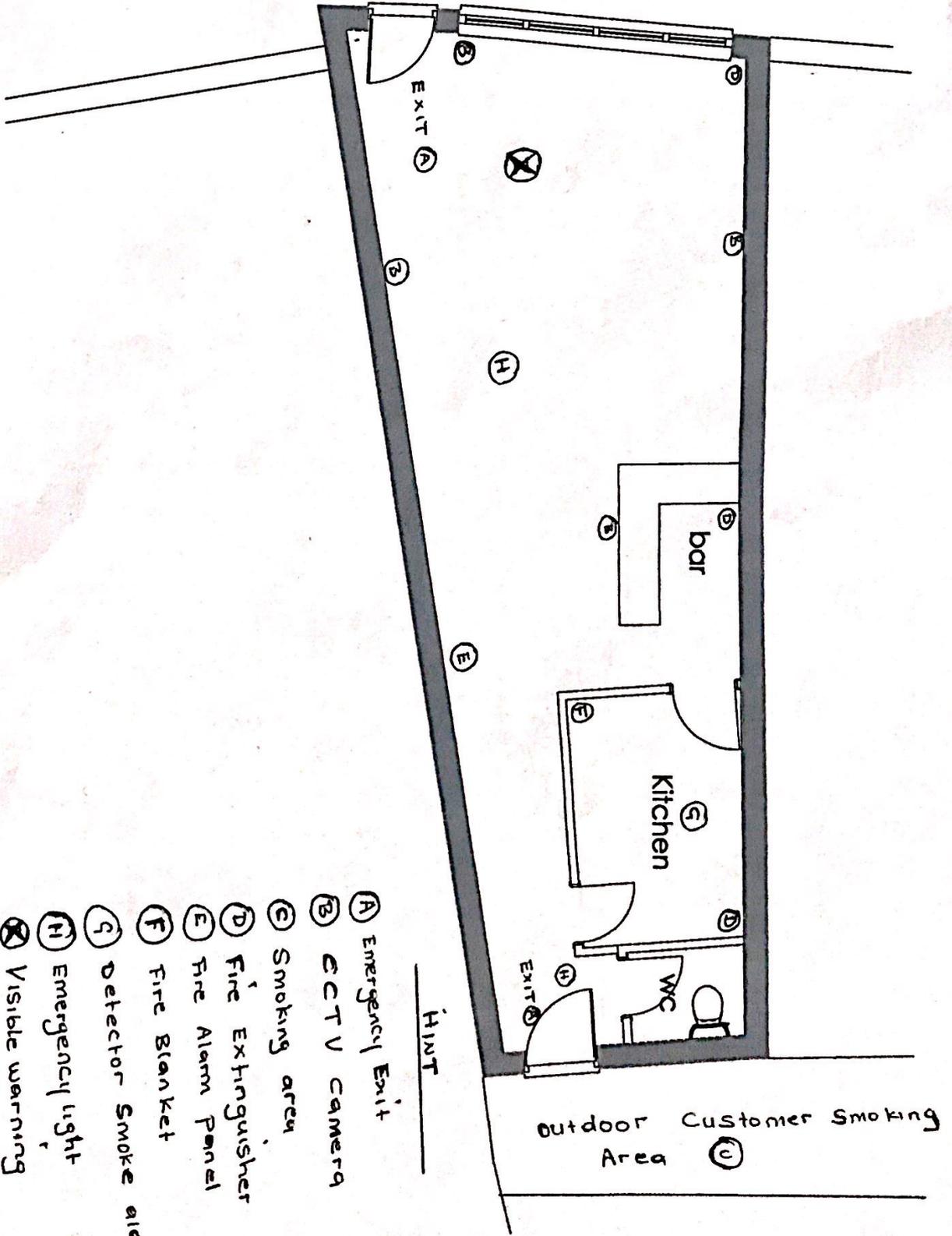
14. This is the address which we shall use to correspond with you about this application.

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

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

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.

WESTMORELAND ROAD



- (A) Emergency Exit
- (B) CTV camera
- (C) Smoking area
- (D) Fire Extinguisher
- (E) Fire Alarm Panel
- (F) Fire Blanket
- (G) Detector Smoke alarm
- (H) Emergency light
- (X) Visible warning



**PROJECT**  
**PREMISES LICENSE PLAN**

TEL: 01783 801211

Address		Drawing		scale	Paper size	drawing no.	date
5A Westmoreland Road Southwark London SE17 2AX		Proposed Floor Plan		1:50	A3	SAWR / PP / 04	Mar 20

Please highlight any adult entertainment<sup>37</sup> 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).

Apart from the supply of Alcohol and Late night refreshment, there is no other adult entertainment or services to be taken place in the premises.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)	
Day	Start	Finish	CHRISTMASS DAY BOXING DAY NEW YEARS DAY and SIERRA LEONE INDEPENDENCE DAY	
Mon	10:00	02:00		
Tue	10:00	02:00		
Wed	10:00	02:00		
Thur	10:00	03:00		
Fri	10:00	03:00		
Sat	10:00	03:00		
Sun	10:00	02:00		
				<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)
				NO
			N/A	



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: 07880 053191

Email: SouthwarkLicensing@met.police.uk

**Our reference: MD/21/059/20**

**Date: 21<sup>st</sup> April 2020**

Dear Sir/Madam

**Re:- Albany Convenience Store, 5a Westmoreland Road, London**

Police are in possession of an application from the above for a new premises licence. The general description as per the application is for a convenience store. The venue is currently operating, as an Off Licence and this is a new application to add on sales, allow an external smoking area at the rear, extend the hours of operation and change the use. The applicant has also failed to mention if the current licence will be surrendered, as this application is for on sales only. Further to this, no mention is made confirming planning permission has been obtained for a change of use.

The change in operation and extending the hours would have a significant impact on the area and the use of the premises being changed from a convenience store to one of a bar. The terminal hours requested are outside the guidelines set out in the Southwark Statement of Licensing Policy for the area the premises are situated.

The applicant previously applied to add on sales in 2017 by way of a variation to the current licence, which the police submitted an objected to. The layout and size of the premises in my opinion are not suited for on sales and the current application is for on sales only.

The owner has previously stated that customers will select the drinks from the same stock as off sales and drink them on the premises yet this application fails to adequately explain the new business model. If the applicant intends to run as an off licence as well this, would attract street drinkers and other alcohol dependent people and be somewhere to drink cheap high strength beers, wines and ciders at a price designed for home consumption.

The rear of the premises opens onto a car park, which the current application indicates is to be used as a smoking area, which has a service road that is also the rear of Arnside Street. This area has been subject to a considerable amount of complaints and enforcement action by Southwark Council and the Police. The applicant has previously sold alcohol from the rear to people within this area adding to Anti-social behaviour in the area. Two other venues that have rear entrances onto the car park have both attracted considerable complaints from local residents and would appear to be a similar operation to the one the applicant is applying for.

The police object to the application in full and do not believe that any control measures would make the venue suitable for this type of operation and would only cause further nuisance to local residents and increase crime and disorder in the area.

The applicant has also requested seasonal variations to the standard times but failed to indicate what terminal hour they are requesting, which could possibly lead to 24 hour opening.

The applicant has offered a minimal number of conditions as part of the operating schedule, the conditions set out in the operating schedule should be precise and enforceable, as stated in the Section 182 Guidance of the Licensing Act 2003 issued by the Home Office.

We object to application to the application in full.

However, if the committee decide to grant the licence, I would like to see the following control measures as a minimum placed on the licence to promote the prevention of crime and disorder. I do not believe that they will stop an increase in crime and disorder but may assist in minimizing it.

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.
3. 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.
4. 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.
5. The current licence be surrendered prior to the new licence being issued.
6. That patrons will not be permitted to use the rear yard (car park).
7. The rear door will not be used by patrons for access and egress into the premises, apart from in an emergency.

8. That the back door exit shall be alarmed with a flashing light behind the bar to alert management inside the premises, should patrons be using the back yard area.

If hours are granted after 23.00hrs, the following condition be included.

9. That SIA registered door supervisors will be engaged when the premises are in operation on Friday, Saturday, Bank holidays, days preceding a bank holiday and when operating under non-standard timings. They will be employed at all times after 19:00hrs 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

Submitted for your consideration.

Yours Sincerely

**PC Graham White**

Licensing Officer

Southwark Police Licensing Unit

Mobile – 07880 053191

**From:** Moore, Ray

**Sent:** Tuesday, April 21, 2020 9:23 AM

**To:** Regen, Licensing; Tear, Jayne; Franklin, David; Gander, Paul; 'Graham.S.White@met.police.uk'; 'Ian.Clements@met.police.uk'; Chudasama, Sailesh; Deidda, Clizia; Newman, Paul; Simcock, Eva; Mcgeever, Jackie; Prickett, Mark; Legassick, Bill; 'rayhagi@hotmail.com'

**Subject:** RE: Application for a premises license for Albany Convenience Store, 5a Westmoreland Road, SE17 2AX / application reference 871944

As a responsible authority under the Licensing Act 2003, Trading Standards are in receipt of an application from Alhaji Turay for a premises license for on sales and late night refreshments for a convenience store trading as “Albany Convenience Store” at 5a Westmoreland Road, London, SE17 2AX. Trading Standards respond accordingly under all the licensing objectives - in particular “the prevention of crime and disorder” and “the protection of children from harm.”

The applicant has applied to sell alcohol for the following hours....

Sunday to Wednesday 11:00 hours until 01:00 hours

Thursday 11:00 hours until 01:30 hours

Friday - Saturday 11:00 hours until 02:00 hours

In addition late night refreshments have also been applied for the hours 23:00 hours until 02:00 hours Monday to Sunday as well as opening hours of 10:00 hours to 02:00 hours.

Firstly it should be noted that Alhaji Turay already has a premises license (number 836044 – since December 14<sup>th</sup> 2011) for this premises covering off sales for the following hours:-

Monday to Friday 06:00 hours until 23:30 hours

Saturday 07:00 hours until 23:30 hours

Sunday 08:00 hours until 21:00 hours

The hours for current license reflect the fact that this is a very small convenience store that is not at all suitable for on sales. It should also be noted that Mr Turay has often used the back store room for on sales drinking which has been witnessed many times by officers working on night time economy duties including myself. The

back of the store room opens onto a courtyard area backing onto other premises that are based on Arnside Street, notably Ibbs Bar at 6 Arnside Street and Maquis at 10 Arnside Street. Noise complaints are regularly received from neighbours when these business are open late.

This application is a total change of use of the premises although the premises has been used in this manner in the past (in violation of the current license). The applicant has attempted to address the licensing objectives in the application but this does not detract from the fact that the premises is totally unsuited to the proposed purpose...

In the application the applicant describes the premises as follows:-

The premises is set in a mixed retail parade just off the A215 Camberwell Road where it joins Walworth road. It has a lock-up shop unit comprising a sales area, rear area, rear storage, and a separate WC. It is set behind a glazed shop front with an electric roller shutter. shops adjacent to the premises, are Arments pie and Mash and Sigma Stars. It is painted in blue with a silver shutter and located it is located directly opposite Cafe Silam Restaurant.

This reflects the fact that the premises is a small convenience store with a small store room area at the back..

WRT the protection of children from harm the applicant states the following:-

Action taken in order to protect children from harm are:

- \* Making sure staff selling alcohol to be trained & records maintained.
- \* Displaying of signage in notifying public that premises operate a proof of age scheme.
- \* Using CCTV footage in order to monitor outside premises in ensuring children are not purchasing by proxy.
- \* Using a recognised age verification technology like pass to identify age.
- \* Using challenge 25 posters to challenge patrons for age verification.

Trading standards is strongly opposed to this application as the premises are totally unsuitable for the proposed usage and would urge that the application is refused.

The proposed actions in the application to address these matters do not reflect the fact the premises is unsuitable for the proposed usage.

Should the license be granted then trading standards would ask that the following conditions should be added and that the current hours of operation were not extended:-

- 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.
- 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.
- 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. 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.
- No unaccompanied children under the age of 16 will be permitted after 19:00 hours.
- No gambling machines will be on the premises.

If refusals registers; training materials or challenge 25 signage is required we would be more than happy to provide these for the business.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

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

## MEMO: Licensing Unit

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To Licensing Department      Date      22<sup>nd</sup> April 2020

Copi

From Farhad Chowdhury      Telephone      020 7525 0398      Fax

Farhad.chowdhury@southwark.gov.uk

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**Re: Albany off licence, 5A Westmoreland Road SE17 2AX**

I write in reference to the application submitted by Mr Alhaji Turay , for a premises licence under the licensing Act 2003 and I would make the following comments.

- 1) **The applicant proposes to carry out on sales in a very small off licence, there is no space for more than a few people in the premises and furthermore this will cause anti social behaviour in the area.**
- 2) **Over the years I have investigated numerous complaints about this premises selling alcohol through the rear yard and also witnessed people drinking and congregating and having barbecues in the yard and urinating in the yard and all sorts of anti social activity at night in the yard shared with Arnside Street SE17.**

**This premises is not suitable for on sales and will cause further anti social behaviour for the neighbours who live very close to the premises.**

I therefore **Object** to this premises licence application on grounds of **Public Safety**.

Kind regards,

**Farhad Chowdhury**  
**Principal Enforcement Officer**

**MEMO: Licensing Unit**


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To	Licensing Unit	Date	21 April 2020
From	Jayne Tear	Telephone	020 7525 0396
Email	<a href="mailto:jayne.tear@southwark.gov.uk">jayne.tear@southwark.gov.uk</a>		

---

**Subject** Re: Albany Convenience Store, 5A Westmoreland Road, London, SE17 2AX

- Application for a premises licence

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

- Provision of late night refreshment (indoors) on Sunday to Thursday from 23:00 to 02:00 the following day, Thursday to Saturday from 23:00 to 02:30 the following day
- The supply of alcohol (on the premises) on Sunday to Wednesday from 11:00 to 01:00 the following day, Thursday from 11:00 to 01:30 the following day and on Friday and Saturday from 11:00 to 02:00 the following day
- Overall opening times shall be on Sunday to Wednesday from 10:00 to 02:00 the following day, Thursday to Saturday from 10:00 to 03:00 the following day

The premises is described within the application as

*'The premises is set in a mixed retail parade just off of the A215 Camberwell Road where it joins Walworth Road. It has a lock up shop unit comprising a sales area, rear area, rear storage, and a separate WC. It is set behind a glazed shop front with an electric roller shutter, shops adjacent to the premises, are Arments and Sigma Stars. It is painted in blue with a silver shutter and located it is located directly opposite Café Silam Restaurant'*

My representation is submitted under the prevention of crime and disorder and the prevention of public nuisance licensing objectives and has regard to the Southwark Statement of Licensing Policy 2019 - 2021

This premises currently holds a premises licence no 836044 and operates as a convenience store/off licence. The existing premises licence allows for the off sales of alcohol for the following times:

Monday to Friday 06:00 to 23:30

Saturday 07:30 to 23:30

Sunday 08:00 to 21:00

The opening hours for the premises are the same as for the off sales of alcohol.

Alhaji Turay has been the premises licence holder and DPS since the premises licence was first issued in December 2012.

It would seem that the premises is now changing to a late night bar and does not mention whether the existing licence will be surrendered should this new application be granted. Further to this the operating schedule does not put in place any control measures to adequately address the licensing objectives

The application includes a hand drawn plan of the premises showing where the new alcohol on-sales bar area of the premises is proposed to be situated. The plan also shows an outside smoking area at the rear of the premises.

The rear of the premises backs onto a communal yard between premises in Westmoreland Road and Arnside Street. The Council had received complaints from residents alleged the use of this yard at night as an unofficial extension of the licensed premises in Arnside Street and drinks also being supplied from the rear door of Albany Convenience Store and the provision of BBQs, the complaints consisted of noise and smoke/odour nuisance and anti-social behaviour from this area.

Licensing officers investigated these complaints and visited the premises on Arnside Street, Albany Convenience Store and the yard while on duty in the Night-time Economy Team. I submit a list of officer reports relating to these and other NTE visits to the premises.

Issues were found on a number of these visits resulting in warning letters being sent the Mr Turay as follow:

- 27 Feb 2012 – breach of condition 343 no EPOS system installed on the tills.
- 29 Aug 2013 – rear yard being used as an extension of the premises, customers using the rear door to access the off-licence and consume the alcohol in the yard.
- 03 Oct 2014 – rear yard being used as an extension of the premises, customers using the rear door to access the off-licence and consume the alcohol in the yard.
- 21 Aug 2015 – Breach of 5 conditions 4AB no staff training records, 4AI. Unable to provide a refusals register, 288 and 289 at the time of visit unable to show any CCTV footage and unable to determine whether the CCTV was in good working condition, 343 premises did not have an EPOS system.
- 30 June 2016 – rear yard being used as an extension of the premises, customers using the rear door to access the off-licence and consume the alcohol in the yard.

I may submit copies of the warning letters at a later stage.

The application does not include any conditions to control the consumption of alcohol in the sensitive yard area to the rear of the premises nor does it provide an effective dispersal policy to negate the impact of patrons leaving the premises in the early hours of the morning in a highly residential area.

The application does not include a maximum capacity for the premises, Licensing Officers on visiting the premises previously asked Mr Turay what his proposed capacity would be and were informed 20, the officers were surprised as the proposed bar area is a small store room at the rear of the premises and the officers considered that it is more suitable to a maximum of 5 patrons.

The application proposes to use both doors to the premises for customers, the rear door opens onto a communal yard for business and is overlooked by residents. It would seem that the only reasons to propose the use of this door in addition to the door leading directly into Westmoreland Road is to promote the use of the yard for the consumption of alcohol as a business opportunity with a disregard to previous complaints and the licensing objectives for prevention of public nuisance and crime and disorder.

Currently the premises and the operating schedule is not suitable for the provision on-sales of alcohol and, given the findings of licensing officers on visits to the premises on previous occasions and the inability of the premises licence holder to control the use of the rear door and communal yard as an area for consumption of his products I recommend that the application is refused.

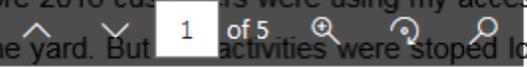
Southward's Statement of Licensing Policy 2019 – 2021 can be found on the following link:  
<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

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

## **RESPONSE TO RESPONSIBLE AUTHORITIES**

08 May 2020.

Dear Sir,

I will like to respond in relation to objections made on my new premises application. I will however like to clarify some misunderstandings regarding the status of the premises. In 2017, I made an application in a way of license variation in trying to accommodate on and off sales activities. However, due to the complexity involve in trying to execute both task at the same time especially with the involvement of children, I found it daunting and therefore decided to withdraw my application. Going forward, the premises will now be operating on a completely different entity, ie from off license/connivance store to African restaurant. I can confirm that a planning permit for change of business use has been obtained from the planning department. With respect to that, there would be a new premises layout. I can also confirm that the plan drawing submitted in 2017 was hand drawn but the current submitted plan is not hand drawn. With regards to the rear yard of the premises, on or before 2016 customers were using my access door to purchase alcohol and consuming it in the yard. But  activities were stopped long since as this was made unacceptable to

me by the visiting license officer. I can fully understand the sensitivity of the rear yard in terms of noise and anti social behaviour, but I have no intentions of using the rear yard for alcohol consumption or trying to exacerbate the situation. In fact one justifiable reason in my decision making of changing the current license to on sale is to be able to sell, serve, and control my customers within my premises as oppose to off sales. The smoking area will now be set at front side of premises with no more than four patrons allowed at a time. Also the premises capacity is set to 25 patrons including staff members. I can also confirm that a dispersal policy of the premises will be set out on the last page.

Based on the information given above, am therefore kindly asking for the new license to be granted and thereby willing to accept the proposed license conditions imposed by Trading standard and Metropolitan police to be added on my operating schedule. At this point in time, I am quite aware about trading standards time factor asking for my current operating hours not to be extended. This is fine, however I can only appeal for you to kindly consider my closing hours during weekends to at least be extended for up to mid night if possible.

Below are the proposed conditions set out by trading standards and metropolitan police which I am willing for you to be added on my licence conditions upon granting of a new license.

**Trading Standard {proposed conditions}**

1. 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.
2. 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.
3. 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.
3. 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.

4. No unaccompanied children under the age of 16 will be permitted after 19:00 hours.

5. No gambling machines will be on the premises.

### **Metropolitan Police [ Proposed 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

2. All CCTV footage be kept for a period of 31days and shall on request be made immediately available to officers of the police and the council.

3. 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.

4. That all staff are trained in the responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.

5. The current licence be surrendered prior to the new licence being issued.

6. That patrons will not be permitted to use the rear yard (carpark).

7. The rear door will not be used by patrons for access and egress into the premises, apart from in an emergency.

8. That the backdoor exit shall be alarmed with a flashing light behind the bar to alert management inside the premises, should patrons be using the back yard area.

If hours are granted after 23.00hrs, the following condition be included.

9. That SIA registered door supervisors will premises are in operation on Friday, Saturday, Bank holidays, days preceding a bank holiday and when operating under non-standard timings. They will be employed at all times after 19:00hrs 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

#### **Noise Dispersal policy. 5A Westmoreland Road**

The following measures will be in place on any given night during my business operation:

1. Implementing a soft closing policy of informing customers 30 minutes before closing time thus allowing and given them time to compose themselves and plan their journey home safely
2. Ensuring that no customers leave the premises with their drinks
3. No drinks to be allowed outside the premises at any point in time
4. Providing taxi telephone and night bus information to customers by way of verbal communication from staff to customers and signage.
5. If customers are congregating outside the premises at closing time on any given night, a staff/security member must facilitate the dispersal of these customers in order to minimise noise and eliminate flash points.
6. The number of smokers outside of the premises to be limited to not more than 4 at one time.
7. At the end of the shift the area of the smoking area to be thoroughly cleaned of any cigarette butts and other litter generated.



# Albany Convenience Store, 5a Westmoreland Road



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**LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2019-20**

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

Name	No of copies	Name	No of copies
<b>Members</b>		<b>Officers</b>	
Councillor Renata Hamvas (Chair)	1	Debra Allday, legal team	By email
Councillor Margy Newens	1	Andrew Heron, licensing team	By email
Councillor Ian Wingfield	1	Ray Moore, trading standards team	By email
<b>Reserve</b>		Jayne Tear, licensing team	By email
Councillor Barrie Hargrove	1	Farhad Chowdhury, health and safety team	By email
		P.C Graham White, Metropolitan Police Service	By email
		<b>Total printed copies: 4</b>	
		<b>Dated:</b> 10 June 2020	