

## Licensing Sub-Committee

Thursday 10 September 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 Dora Dixon-Fyle MBE  
Councillor Sunny Lambe

### Reserves

Councillor Barrie Hargrove

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### INFORMATION FOR MEMBERS OF THE PUBLIC

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#### Access to information

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

#### Babysitting/Carers allowances

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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: 2 September 2020



## Licensing Sub-Committee

Thursday 10 September 2020  
10.00 am

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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: BERMONDSEY ART CLUB, 102A TOWER BRIDGE ROAD, LONDON SE1 4TP</b>	1 - 68
	<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: 2 September 2020

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 10 September 2020	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003: Bermondsey Art Club, 102A Tower Bridge Road, London SE1 4TP	
<b>Ward(s) or groups affected:</b>		London Bridge and West Bermondsey	
<b>From:</b>		Strategic Director of Environment and Leisure	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Bermondsey Arts Club for a premises licence to vary the premises granted under the Licensing Act 2003 in respect of the premises known as Bermondsey Arts Club, 102A Tower Bridge Road, London SE1 4TP.
2. Notes:
  - a) This application seeks to vary existing licensable activities held under current legislation in respect of the premises known as Bermondsey Arts Club, 102A Tower Bridge Road, London SE1 4TP, under Section 34 of the Licensing Act 2003. Existing permitted licensable activities are not the subject of representations and are not under consideration at this meeting. The variation application is subject to representations from other persons and is therefore referred to the sub-committee for determination.
  - b) Paragraphs 8 to 9 of this report provide a summary of the current licence and paragraphs 10 to 12 provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A. A copy of the existing premises licence and the notice of decision made on 12 September 2019 are attached as Appendix B.
  - c) Paragraphs 14 to 15 of this report deals with the representations received to the premises licence application and conciliations progress made (if any). Copies of the relevant representations are attached as Appendix C.
  - d) Paragraph 21 deals with licensed premises within a 100 metre radius of the premises. A map of the area is attached as Appendix D.
  - e) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, have been circulated to all parties to the meeting.

## BACKGROUND INFORMATION

### The Licensing Act 2003

3. The Licensing Act 2003 provides a regime for:
  - The sale of and supply of alcohol

- The provision of regulated entertainment
  - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.
  5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
    - The prevention of crime and disorder
    - The promotion of public safety
    - The prevention of nuisance
    - The protection of children from harm.
  6. In carrying out its licensing functions, a licensing authority must also have regard to
    - The Act itself
    - The guidance to the act issued under Section 182 of the Act
    - Secondary regulations issued under the Act
    - The licensing authority's own statement of licensing policy
    - The application, including the operating schedule submitted as part of the application
    - Relevant representations.
  7. The premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.

## **KEY ISSUES FOR CONSIDERATION**

### **The current premises licence**

8. The current premises licence was issued on 12 September 2019 to Bermondsey Art Club. The premises licence allows for the following activities and times:
  - Films (indoors):
    - Monday to Sunday: 09:00 to 02:00
  - Live Music (indoors):
    - Monday to Sunday: 09:00 to 02:00
  - Recorded music (indoors):
    - Monday to Sunday: 09:00 to 03:30
  - Performance of dance (indoors):
    - Monday to Sunday: 09:00 to 02:00

- Late night refreshment (indoors):
  - Monday to Sunday: 09:00 to 02:00
- Sale of alcohol for consumption on the premises:
  - Monday to Sunday: 09:00 to 03:30
- Sale of alcohol for consumption off the premises:
  - Monday to Sunday: 09:00 to 02:00
- Opening hours:
  - Monday to Sunday: 09:00 to 04:00.

9. A copy of the premises licence is provided as Appendix B.

### **The variation application**

10. On 20 July 2020, Bermondsey Arts Club applied to this council to vary the premises licence issued in respect of the premises known as Bermondsey Arts Club, 102A Tower Bridge Road, London SE1 4TP. The premises is described as a cocktail bar. Within the Southwark statement of licensing policy 2019 - 2021 the closing times recommended as appropriate within this area for restaurants, cafés, public houses, wine bars or other drinking establishments is 23:00 daily.
11. The application is summarised as follows:
- To amend conditions below:
    - Condition 341 - No drinks to be permitted to be taken outside at any time.
    - Condition 342 - That clearly legible signage will be prominently displayed at the exit where it can easily be seen & read requesting to the effect that customers do not take drinks outside.
  - Amend the conditions to read:
    - Condition 341 - No drinks to be permitted to be taken outside after 23.00.
    - Condition 342 - That clearly legible signage will be prominently displayed at the exit where it can easily be seen and read requesting to the effect that customers do not take drinks outside after 23.00.
12. The variation to the premises application form provides the applicant operating schedule. Parts F, J, K, L,M, N O and P set out the proposed operating hours and operating controls in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part P of the operating schedule will form the basis of conditions that will be attached to the licence. A copy of the application is attached to this report as Appendix A.

### **Designated premises supervisor**

13. The proposed designated premises supervisor is George Garnier who has a personal licence issued by Lambeth Council.

### **Representations from responsible authorities**

14. There are no representations submitted by the responsible authorities.

### **Representation from other persons**

15. There are 20 representations from other persons. The residents are concerned that Bermondsey Arts Club (BAC) is located within a densely populated residential area/setting. They object to the use of the outside area, as they are currently having issues with noise nuisance and also bottle/bin collections. The BAC bar is currently building a new terrace and the residents cannot sanction large number of people drinking alcohol outside on the said terrace as this would greatly affect the noise level and cause antisocial behaviour. There would also be greater concerns of public safety with the departure of inebriated patrons, and greater increased occurrence of crime and disorder caused by disruptive patrons.

### **Conciliation**

16. The representations were forwarded to the applicant. The licensing sub committee will be updated of any developments on 10 September 2020.

### **History of premises**

17. The initial premises licence was granted in 14 May 2014. A variation application to change the designated premises supervisor to the current person was submitted on 11 August 2015.
18. A variation was made on 17 July 2019 to extend the initial hours granted. This application was met my representations from four of the responsible authorities, this led to the application being determined by the licensing sub committee on 12 September 2019. The application was granted with conditions. The notice of decision is attached as part of Appendix B.

### **Complaints**

19. There have been two complaints specifically related to the use of the terrace and anti- social behaviour. They were received by the licensing team on 20 July 2020.

### **Temporary events notices**

20. No temporary events notices have been issued this year.

### **The local area**

21. A map of the area is attached to this report as Appendix D. The premises is identified by a triangle at the centre of the map. For purposes of scale-only the circle on the map has a 100 metre radius. The following licensed premises terminal hours are also shown on the map:

### **Public houses/restaurants/off licences**

- Crystal China, 78-80 Tower Bridge Road, London SE1 (Monday to Sunday until 00.30)
- Tower Express, 72 Tower Bridge Road, London SE1 (Monday to Saturday until 23:00 and Sunday until 22:30)
- Tower Tandoori, 74-76 Tower Bridge Road, London SE1 (Monday to Sunday until 00.30)
- Bottles 85 Ltd, 85 Tower Bridge Road, London SE1 (Sunday to Thursday until 23.00 and Friday and Saturday until 00:00)
- Jad Grill Lebanese Cuisine, 88 Tower Bridge Road, London SE1 (Monday to Sunday until 02.00)
- Basillico Ltd, 103 Tower Bridge Road, London SE1 (Sunday to Thursday until 00.00 and Friday and Saturday until 00:30)
- Kaycee, 92 Tower Bridge Road, London SE1 (Sunday to Wednesday until 00.00 and Friday and Saturday until 02:00)
- Cheung Wah, 213 Grange Road, London SE1 (Monday to Sunday until 00:00)
- Sainsburys, 13-14 Bermondsey Square, London SE1 (24 hours - alcohol until 00:00)
- Hand & Marigold, 244 Bermondsey Street, London SE1 (Monday to Saturday until 23:00).

### **Deregulation of entertainment**

22. On 6 April 2015 entertainment became deregulated and as a result:

- Live unamplified music is deregulated between 08:00 and 23:00 on any premises.
- Live amplified music and recorded music are deregulated between 08:00 and 23:00 at on licensed premises for an audience of up to 500 people.
- Plays and the performance of dance are deregulated between 08:00 and 23:00 for an audience of up to 500 people.

23. Indoor sporting events are deregulated between 08:00 and 23:00 for an audience of up to 1000 people.

24. Live music and recorded music can become licensable in on-licensed premises if the licensing authority removes the effect of deregulation following a licence review ('licence review mechanism').

25. The showing of films has not been de-regulated.

26. 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.
27. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.
28. Within the Southwark statement of licensing policy 2019 - 2021 the following closing times are recommended as appropriate within this area for this categories of premises as follows:
- Restaurants, cafés, public houses, wine bars or other drinking establishments:
    - o 23:00 daily
  - Hotel bars and guest houses:
    - o No restrictions for residents

### **Resource implications**

29. A fee of £190 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value band B.

### **Consultation**

30. 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 twice (there was an error on the initial advert; however, this was republished within the specified time period to the satisfaction of the Licensing Authority). A similar notice exhibited at the premises for a period of 28 consecutive days. This was inspected by a Licensing Officer during the consultation period and found to be compliant.

### **Community impact statement**

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

### **SUPPLEMENTARY ADVICE FROM OTHER OFFICERS**

#### **Director of Law and Democracy**

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

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

34. 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.
35. 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.
36. Relevant representations are those which
- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
  - Are made by an other party or responsible authority
  - Have not been withdrawn
  - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
37. If relevant representations are received then the Sub-Committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- Add to, omit, and/or alter the conditions of the licence or,
  - Reject the whole or part of the application for variation.

## Conditions

38. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
39. The four licensing objectives are
  - The prevention of crime and disorder
  - Public safety
  - The prevention of nuisance
  - The protection of children from harm.
40. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.
41. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to 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.
42. 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.
43. 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

44. 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

45. 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**

46. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
47. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
48. As a quasi-judicial body the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.
49. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is

that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

50. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
51. Under the Human Rights Act 1998 the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the Borough.
52. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the Magistrates' Court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

### Guidance

53. Members are required to have regard to the Home Office 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

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

### BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 Home Office 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

Name	Title
Appendix A	Variation application
Appendix B	Current licence and notice of decision from 12 September 2019
Appendix C	Representations from other persons
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>	Dorcas Mills, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	28 August 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 & 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>		28 August 2020

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Bermondsey Arts Club Ltd

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

<b>Premises licence number</b>
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868996
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description
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Bermondsey Arts Cocktail Club 102A Tower Bridge Road London SE1 4TP
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Post town	London	Postcode	SE1 4TP
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Telephone number at premises (if any)	02033020610
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Non-domestic rateable value of premises	£12250
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**Part 2 – Applicant details**

Daytime contact telephone number	02033020610
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E-mail address (optional)	manager@bermondseyartsclub.co.uk
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Current postal address if different from premises address	
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Post town		Postcode	
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**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

It is a cocktail bar & we just need to request removal/amending of conditions '341' & '342' please which states:

341- NO drinks to be permitted to be taken outside at any time.

342- That clearly legible signage will be prominently displayed at the exit where it can easily be seen & read requesting to the effect that customers do not take drinks outside.

**Change them to:**

341- NO drinks to be permitted to be taken outside after 23.00hrs.

342- That clearly legible signage will be prominently displayed at the exit where it can easily be seen & read requesting to the effect that customers do not take drinks outside after 23.00hrs.

During these times of Corona where people don't want to come inside to drink we feel this restriction really puts our small business in a vulnerable position & hence we request your consideration.

None of the licensing objectives will be hampered as we only wish to use our own inside area & we will stop all operations in the upstairs area at 11PM as we have other conditions in place (stated below) that will continue to monitor this.

**We are happy for the following conditions to continue to stay in place so all licensing objectives stay in check too:**

340- No alcohol shall be consumed outside premises after 23.00 hrs

344- No more than 5 persons to be permitted up to ground level to smoke after 23.00 hrs on any day

429- Customers shall use no outside area after 23.00hrs other than those who temporarily leave the premises to smoke a cigarette and no more than 5 at any one time.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

N/A

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

## B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Thur			
Fri			
Sat			
Sun			

## D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat								
Sun								

## E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)  <u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)  <u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

## F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat					
Sun					

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sun					

## I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – <b>please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)		
Tue					
Wed					
Thur			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Fri					
Sat					
Sun					

K

<p><b>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</b> (please read guidance note 10).</p> <p>None</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6) None
Day	Start	Finish	
Mon	0900	0400	
	-----	-----	
Tue	0900	0400	
	-----	-----	
Wed	0900	0400	
	-----	-----	
Thur	0900	0400	
	-----	-----	
Fri	0900	0400	
	-----	-----	
Sat	0900	0400	
	-----	-----	
Sun	0900	0400	
	-----	-----	
			<b>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</b> (please read guidance note 7) None

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

341- NO drinks to be permitted to be taken outside at any time.

342- That clearly legible signage will be prominently displayed at the exit where it can easily be seen & read requesting to the effect that customers do not take drinks outside. .

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

We will continue to do regular staff trainings which is a pre requisite condition of our existing license too.  
 Management will continue to monitor noise levels in all areas at all times as is a pre requisite condition of our existing license too.  
 All staff are fully trained every 6 months.  
 Full CCTV will be placed on the upstairs area too with a 31 day recording memory.  
 High definition CCTV will be placed.

**b) The prevention of crime and disorder**

We will continue to do regular staff trainings which is a pre requisite condition of our existing license too.  
 Management will continue to monitor noise levels in all areas at all times as is a pre requisite condition of our existing license too.  
 All staff are fully trained every 6 months.  
 Full CCTV will be placed on the upstairs area too with a 31 day recording memory.  
 High definition CCTV will be placed

**c) Public safety**

We will continue to do regular staff trainings which is a pre requisite condition of our existing license too.  
 Management will continue to monitor noise levels in all areas at all times as is a pre requisite condition of our existing license too.  
 All staff are fully trained every 6 months.  
 Full CCTV will be placed on the upstairs area too with a 31 day recording memory.  
 High definition CCTV will be placed

**d) The prevention of public nuisance**

We will continue to do regular staff trainings which is a pre requisite condition of our existing license too.  
 Management will continue to monitor noise levels in all areas at all times as is a pre requisite condition of our existing license too.  
 All staff are fully trained every 6 months.  
 Full CCTV will be placed on the upstairs area too with a 31 day recording memory.  
 High definition CCTV will be placed

**e) The protection of children from harm**

We will continue to do regular staff trainings which is a pre requisite condition of our existing license too.  
 Management will continue to monitor noise levels in all areas at all times as is a pre requisite condition of our existing license too.  
 All staff are fully trained every 6 months.  
 Full CCTV will be placed on the upstairs area too with a 31 day recording memory.  
 High definition CCTV will be placed

Checklist:

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**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.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	George Garnier
Date	21/07/20
Capacity	Director

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 15)

<b>Post town</b>		<b>Post code</b>	

Telephone number (if any)	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

### Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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.
3. 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:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - 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.
    - 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.
    - 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.
    - 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:
    - 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.
    - 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.
    - 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:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - 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;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. For example state 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.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. 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.
  9. 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'.
  10. 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.

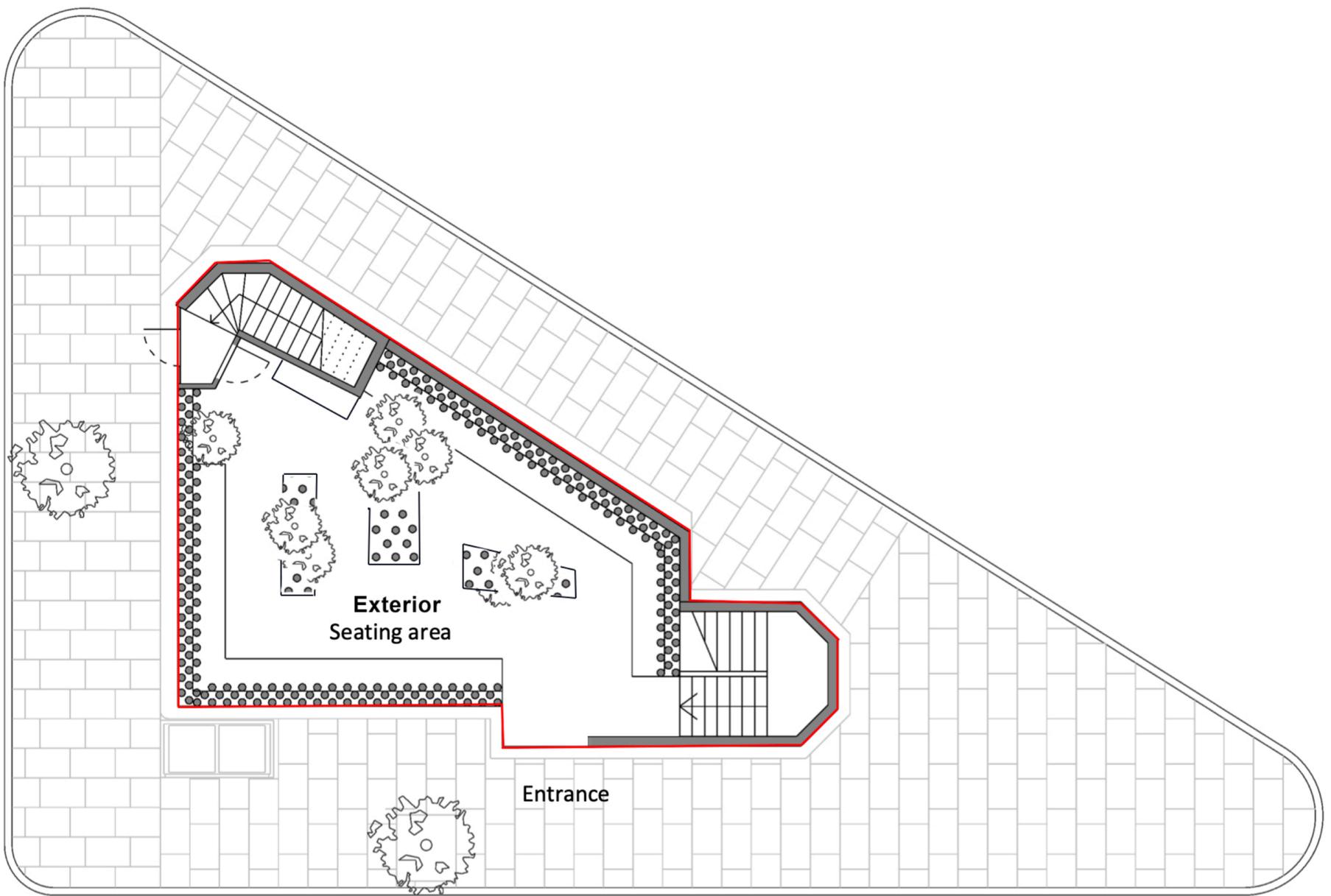
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

**Please submit the completed form to along with the payment either by cheque or postal order made payable to London Borough of Southwark and dispatch to the following address below.**

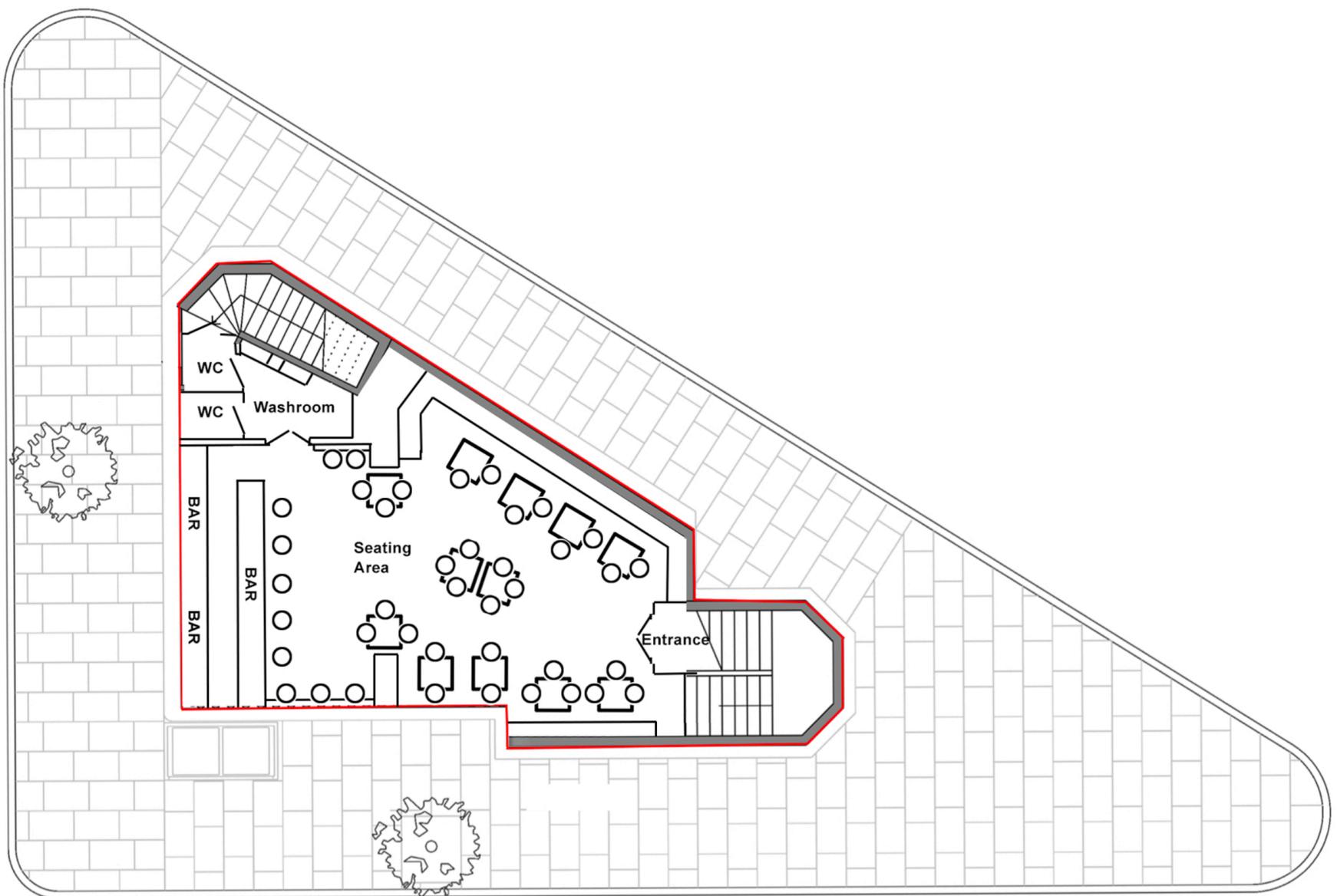
***Environment and Social Regeneration  
Regulatory Services – Licensing Team  
160 Tooley Street  
3<sup>rd</sup> Floor Hub 1  
PO Box 64529  
London  
SE1P 5LX  
E-mail: [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk)  
Tel 020 7525 4261***

***Home Office  
Alcohol Licensing Team  
Lunar House  
40 Wellesley Road  
Croydon CR9 2BY  
Email - [Alcohol@homeoffice.gsi.gov.uk](mailto:Alcohol@homeoffice.gsi.gov.uk)***

***Commissioner of Police for the Metropolis Licensing Office Southwark  
Police Station  
323 Borough High Street  
London  
SE1 2ER  
Tel: 0207 232 6756  
Email: [southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk)***



**Groundfloor Bermondsey Arts Club  
102A Tower Bridge Road**



**Basement Bermondsey Arts Club  
102A Tower Bridge Road**

# Licensing Act 2003 Premises Licence



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

Premises licence number

868996

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Bermondsey Arts Club 102a Tower Bridge Road London SE1 4TP  Ordnance survey map reference (if applicable), 533247179252	
<b>Post town</b> London	<b>Post code</b> SE1 4TP
<b>Telephone number</b>	

<b>Where the licence is time limited the dates</b>
--

<b>Licensable activities authorised by the licence</b>
Films - Indoors Live Music - Indoors Recorded Music - Indoors Performance of Dance - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

<b>The opening hours of the premises</b>														
For any non standard timings see <b>Annex 2</b>														
<table> <tr> <td>Monday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Tuesday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Wednesday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Thursday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Friday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Saturday</td> <td>09:00 - 04:00</td> </tr> <tr> <td>Sunday</td> <td>09:00 - 04:00</td> </tr> </table>	Monday	09:00 - 04:00	Tuesday	09:00 - 04:00	Wednesday	09:00 - 04:00	Thursday	09:00 - 04:00	Friday	09:00 - 04:00	Saturday	09:00 - 04:00	Sunday	09:00 - 04:00
Monday	09:00 - 04:00													
Tuesday	09:00 - 04:00													
Wednesday	09:00 - 04:00													
Thursday	09:00 - 04:00													
Friday	09:00 - 04:00													
Saturday	09:00 - 04:00													
Sunday	09:00 - 04:00													

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

Sale by retail of alcohol to be consumed on premises

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

**Films - Indoors**

Monday	09:00 - 02:00
Tuesday	09:00 - 02:00
Wednesday	09:00 - 02:00
Thursday	09:00 - 02:00
Friday	09:00 - 02:00
Saturday	09:00 - 02:00
Sunday	09:00 - 02:00

**Live Music - Indoors**

Monday	09:00 - 02:00
Tuesday	09:00 - 02:00
Wednesday	09:00 - 02:00
Thursday	09:00 - 02:00
Friday	09:00 - 02:00
Saturday	09:00 - 02:00
Sunday	09:00 - 02:00

**Recorded Music - Indoors**

Monday	09:00 - 03:30
Tuesday	09:00 - 03:30
Wednesday	09:00 - 03:30
Thursday	09:00 - 03:30
Friday	09:00 - 03:30
Saturday	09:00 - 03:30
Sunday	09:00 - 03:30

**Performance of Dance - Indoors**

Monday	09:00 - 02:00
Tuesday	09:00 - 02:00
Wednesday	09:00 - 02:00
Thursday	09:00 - 02:00
Friday	09:00 - 02:00
Saturday	09:00 - 02:00
Sunday	09:00 - 02:00

**Late Night Refreshment - Indoors**

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

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

Monday	09:00 - 03:30
Tuesday	09:00 - 03:30
Wednesday	09:00 - 03:30
Thursday	09:00 - 03:30
Friday	09:00 - 03:30
Saturday	09:00 - 03:30
Sunday	09:00 - 03:30

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

Monday	09:00 - 02:00
Tuesday	09:00 - 02:00
Wednesday	09:00 - 02:00
Thursday	09:00 - 02:00
Friday	09:00 - 02:00
Saturday	09:00 - 02:00
Sunday	09:00 - 02:00

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

Bermondsey Arts Club Ltd  
19 Pages Walk  
London, SE1 4SB  
02033020610  
manager@bermondseyartsclub.co.uk

**Registered number of holder, for example company number, charity number (where applicable)**

08693863

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

George Edward Garnier  
[REDACTED]  
[REDACTED]  
manager@bermondseyartsclub.co.uk

**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. PERS 4261  
Authority. LB Lambeth

Licence Issue date 12/09/2019

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

## **Annex 1 - Mandatory conditions**

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

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

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

**102** The admission of children to films given under this licence must be restricted in accordance with the recommendations of the British Board of Film Classification or of the licensing authority itself.

**107** Any individual carrying out security activities at the premises must be.

- (a) authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) entitled to carry out that activity by virtue of section 4 of that Act.

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

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

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined

by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant

risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise

anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

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

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

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

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

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

(a) a holographic mark; or

(b) an ultraviolet feature.

**489** The responsible person shall ensure that -

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

(i) Beer or cider: 1/2 pint;

(ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) Still wine in a glass: 125 ml;

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

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

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

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

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

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

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

where-

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence;

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

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

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

enables the member or officer to prevent the supply in question; and (v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day")

as a result of a change to the rate of duty or value added tax;

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

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

**316** No deliveries or waste collection to/from the premises during the hours of 22:00 - 07:00.

**324** That the details of a local taxi company shall be kept at the premises and shall be provided to customers on request. If staff at the premises order a taxi for a customer then those staff shall request that the taxi controller instructs the taxi-driver not to sound their vehicle horn to attract attention, but to approach a staff member and let the staff member know that they are the driver of a taxi that has been ordered by the premises.

**340** No alcohol shall be consumed outside premises after 23.00 hours.

**341** No drinks permitted to be taken outside at any time.

**342** That clearly legible signage will be prominently displayed at the exit where it can easily be seen and read requesting to the effect that customers do not take drinks outside.

**343** That clearly legible signage will be prominently displayed at the exit where it can easily be seen and read requesting to the effect that customers leave the premises in a quiet and orderly manner.

**344** That no more than 5 customers be permitted up to ground level to smoke after 23:00 on any day.

**345** That the depositing of waste glass / earthenware into external waste receptacles shall not take place between 22:00 and 07:00 the following day.

**346** That management regularly monitor outside the premises to ensure that the volume and bass levels of any licensed entertainment shall be kept at a level that does not cause disturbance at the closest noise-sensitive facade to ensure compliance with the licensing objective regarding the prevention of public nuisance.

**347** That the entrance door be fitted with a thick, close fitting, fireproof curtain (i.e. theatre curtain) to minimise noise outbreak as patrons enter and exit the premises.

**348** That all doors and openings at the premises shall be kept closed when licensable activities are taking place at the premises except for access and egress and in the event of an emergency.

**429** Customers shall use no outside area after 23.00 hours other than those who temporarily leave the premises to smoke a cigarette and no more than 5 at any one time.

**4AD** That one SIA registered Door Supervisor shall be employed from 22.00 hours until the terminal hour on Sundays to Wednesdays and from 21:00 until the terminal hour on Thursdays to Saturdays when licensable activities are taking place.

**112** This licence allows for all licensable activities to be extended for an additional hour when BST commences

**114** This licence allows for the premises to extend all licensable activities from the standard start timing on 31st December to the standard start timing on 1st January

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

**840** That a CCTV system shall 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.

**841** That 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.

**842** That a member of staff should be on duty at all times the premises is open that are trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officers.

**843** 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 officer or the Police and the Council.

**808** That there shall be no admittance or re-admittance to the premises after 02:30.

**807** That there shall be a maximum capacity of 80 people in the premises at any one time, including staff.

**844** That there shall be a dispersal policy for the premises agreed by an authorised officer of the London Borough of Southwark Licensing Department.

**845** That all staff shall be provided with appropriate training in the implementation of the dispersal policy.

**846** That there shall be no externally promoted DJ led events.

**813** That amplified music shall cease at 02:30.

**Annex 4 - Plans - Attached**

Licence No. 868996

Plan No. PL210013-01

Plan Date 04/05/2010

## NOTICE OF DECISION

### LICENSING SUB-COMMITTEE – 12 September 2019

#### LICENSING ACT 2003: BERMONDSEY ARTS CLUB, 102A TOWER BRIDGE ROAD, LONDON SE1 4TP

#### 1. Decision

That the application made by Bermondsey Arts Club for a premises licence to be varied under Section 34 of the Licensing Act 2003 in respect of the premises known as Bermondsey Arts Club, 102A Tower Bridge Road, London SE1 4TP be granted as follows:

The sale of alcohol to be consumed on the premises	Monday to Sunday from 09:00 to 03:30
Recorded Music	Monday to Sunday from 09:00 to 03:30
Opening Hours	Monday to Sunday from 09:00 to 04:00

#### 2. Conditions

1. That there shall be no admittance or re-admittance to the premises after 02:30.
2. That there shall be a maximum capacity of 80 people in the premises at any one time, including staff.
3. That there shall be a dispersal policy for the premises agreed by an authorised officer of the London Borough of Southwark Licensing Department.
4. That all staff shall be provided with appropriate training in the implementation of the dispersal policy.
5. That there shall be no externally promoted DJ led events.
6. That amplified music shall cease at 02:30.
7. That a CCTV system shall 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.
8. That 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.
9. That a member of staff should be on duty at all times the premises is open that are trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officers.

10. 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 officer or the Police and the Council.

### 3. Reasons

The reasons for the decision are as follows:

The licensing sub-committee heard from the applicant who stated that he had now reduced the opening hours in his application from the original application of 09:00 - 05:00 to 09:00 - 04:00 with the hours for licensable activities being 09:00 – 03:30.

In addition the applicant confirmed that they were happy for condition 4AD, in relation to SIA staff, to remain as it is in the current licence conditions.

The applicant advised that the premises are a reasonably small premises with a capacity of 80 people which has been in operation with a terminal hour of 02.30am since 2014 without any complaints or issues.

They advised that they play jazz music on Wednesdays and Thursdays and offer a seated environment with table service for drinks and that they are mainly aimed at the artistic community.

The applicant highlighted that there were no complaints from local residents and no objections from local residents regarding this variation application.

The applicant confirmed that they already adopt control measures which are incorporated within their current licence conditions to assist in promoting the licensing objectives, for example they ensure that signs are prominently displayed in the premises and that no more than five people are permitted outside to smoke after 23:00.

The applicant stated that their track record over the last five years and recent temporary event notice, which total 20 events since 2018 demonstrated that they are capable of operating responsible premises in accordance with their obligations under the Licensing Act 2003.

The licensing sub-committee heard from the Metropolitan Police Service who advised that the application for the variation of the licensing hours should be rejected and highlighted that the hours applied for were later than the recommended hours as detailed in Southwark's licensing policy.

They confirmed that their initial concerns with the CCTV and SIA security had been addressed through discussion with the applicant and the addition of the suggested conditions which are now imposed above.

The police stated that whilst the reduction in the hours was a positive move forward they were concerned that the additional hours may add to the crime and disorder in the area rather than promoting the prevention of crime and disorder licensing objective.

The police confirmed that they were not aware of any complaints against the premises under the current licence.

The licensing sub-committee heard from public health who advised that the application for a variation of the premises operating hours should be rejected as that the premises was located close to a residential area local schools and that studies (referred to in the

objection forming part of the report) had shown links between additional hours of opening times of premises selling alcohol and increase in violent crime and alcohol related injuries.

The licensing sub committee heard from the licensing authority who advised that the application for variation of the premises operating hours should be rejected because the premises was in a residential area and that if the premises were permitted to operate to the extended hours the officer had concerns that the premises would be similar to a nightclub operation.

The licensing officer also highlighted that the requested hours were outside the hours recommended in the licensing policy.

The licensing officer also expressed concerns that the premises did not have a dispersal policy, a capacity limit or a restriction on admittance or re-admittance and in the event that the variation was granted, suggested that these issues should be dealt with by way of conditions.

The members of the sub-committee were satisfied that the nature of the premises, being a relatively small cocktail bar and arts venue with table service, situated below ground, along with the numerous conditions attached to the licence were sufficient for this variation to be granted.

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

#### **4. Appeal rights**

The applicant may appeal against any decision to modify the conditions of the licence; and

Any person who made relevant representations in relation to the application who desire to contend that:

- a) That variation ought not to have been made; or
- b) That, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way

May appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

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

Date: 12 September 2019

Sent: Thursday, July 23, 2020 8:36 PM  
To: Regen, Licensing  
Subject: Contact form for: Licensing Team

Senders Email Address: [REDACTED]

Message:

Dear Sir/Madam

I am a resident and owner at [REDACTED] Grange Road. I am very concerned as the BAC bar across the road is currently building a new terrace outside my window. I contacted their manager, George Garnier who responded to my email but has not really addressed my concerns. I have looked into it and one of the conditions of their license (No. 341 "No drinks to be permitted outside at any time") will be broken if drinks are allowed on this terrace.

I'm afraid I cannot sanction large number of people drinking alcohol outside my house on said terrace as this would greatly affect the noise level and cause antisocial behaviour.

I would like to make a formal complaint about the BAC terrace which is already a work in progress.

Yours sincerely

[REDACTED]

2

**From:** [REDACTED]  
**Sent:** Tuesday, July 21, 2020 10:40 PM  
**To:** Regen, Licensing  
**Subject:** Objection to licencing application 872924

Dear Southwark Council,

I am writing to object to the licencing application which has the following details:  
Licence application: 872924

Trading name and address: Bermondsey Arts Club, 102a Tower Bridge Road, SE1 4TP  
Ward: London Bridge and West Bermondsey

In accordance with the guidance for making an objection under the Licencing Act 2003, I would like to object to the licencing application on the basis that the Bermondsey Arts Club (BAC) is located in an urban area surrounded by many residential premises and the licencing application would increase the level of noise late into the night, and create a public nuisance to those living nearby.

I live directly opposite the BAC, with my bedroom facing towards the BAC, and have found that during the time that BAC has been open, there has been some occasional disturbance and noise when patrons have left the premises during the early hours of the morning (usually around 1-2am). Due to the late time, I have usually just put up with it, as it would take some effort to get out of bed and complain about the noise.

My concern is that with this new licence and the proposed hours of operation from Monday to Sunday of 9:00am to 3.30am for an outdoors drinking venue, I feel would create a greater **public nuisance** with increased noise levels (in what is already a noisier area) coming from an outdoor and open drinking establishment which will run throughout the evening until the very early hours of the morning for 7 days a week. The BAC is located within what is a densely populated residential area/setting. There would also be greater concerns of public safety with the departure of inebriated patrons, and greater increased occurrence of crime and disorder caused by disruptive patrons.

Kind regards,

[REDACTED]

**From:** [REDACTED]  
**Sent:** Wednesday, July 22, 2020 2:03 PM  
**To:** Regen, Licensing  
**Subject:** Application Reference 872924 | Bermondsey Arts Club, 102a Tower Bridge Road, SE1 4TP

21st July 2020

Application Reference 872924 | Bermondsey Arts Club, 102a Tower Bridge Road, SE1 4TP

Dear Sir or Madam,

I have received notification of an Application to remove condition '341' from the licence currently granted to Bermondsey Arts Club.

I live directly opposite the bar and am concerned about the very likely increase of public nuisance and noise levels if outside drinking is permitted especially given the very late opening hours of the establishment.

As I received notification of the proposed application by being in a database I joined for another reason some time ago and not directly from the council as a resident living nearby, may I ask if any formal notification has been sent out to all residents that will be negatively affected by this licence change? And if not, is this something you intend to do before the objection timeframe expires? I do believe this to be very necessary.

Thank you for your kind consideration in this matter.

Very best regards,

Teresa

[REDACTED]  
[REDACTED]  
[REDACTED] Grange Rd  
London  
SE1 3BE

**From:** [REDACTED]  
**Sent:** Thursday, July 23, 2020 10:14 AM  
**To:** Regen, Licensing  
**Subject:** Licence number 872924 in respect of Bermondsey Arts Club.

Dear Sir/Madam

My address is [REDACTED] Grange Road SE1 3BE. I am writing to lodge a complaint in respect of an application made on 20th July for a variance in licensing terms for the Bermondsey Arts Club otherwise known as BAC.

My objection to this variance under the Licensing Act 2003 is to prevent public nuisance.

Three years ago I had cause to write the following email to the BAC. I never received a response.

"I am emailing you because I live opposite the Bermondsey Arts Club and during the early hours of this morning the music it played was at an unacceptable level. I tried calling your bar but there was no answer and so I got out of bed at 1.15 and came over at which point I was informed that a private party was ongoing.

My complaint is two fold: not just the fact that the music was too loud at that hour (or indeed any hour) but the fact that your door man did not seem remotely interested and instead tried to fob me off with the following patronising comments - "It's Friday night/we've got a licence until 2am/it's finishing in half an hour". I understand you have a licence (as a resident here for the last seven years we were more than happy for your bar to open). However I'm pretty sure that that licence would not allow the level of music I had to endure last night. Incidentally my bedroom is on the top floor of my house with double glazed windows and I am never usually bothered by the music from BAC.

Furthermore, when your patrons left at 2am they were a lot noisier than usual. I sincerely hope that any future private parties will not inconvenience local residents like myself".

Please acknowledge receipt of my objection to Licence number 872924.

Kind regards

[REDACTED]

5

From: [REDACTED]  
Sent: Thursday, July 23, 2020 9:45 PM  
To: Regen, Licensing  
Subject: Objection to the variation in License Number: 872924

Dear Southwark Licensing Team,

I would like to make a formal objection to the variation on the license of the Bermondsey Arts Club (License Number: 872924). Namely the amendment of condition 341: to allow drinkers outside on a newly built terrace until 23:00pm.

Full Name: [REDACTED]  
Address: [REDACTED] Grange Road, SE1 3BE  
Email: [REDACTED]  
Date: 23rd July 2020  
[REDACTED]

My residence is less than 30ft away from the cocktail bar and so this variance will have a significant impact on daily life for the following reasons:

- The BAC is a late night cocktail bar. Therefore, instead of a gentle slowing down of trade approaching 11pm, it will likely be at its busiest and loudest.
- The terrace allows for no sound-proofing, so we will hear every bit of the loud, noisy drinkers until 11pm.
- The BAC serves no food so the drinkers on the terrace will get louder and more disorderly as the night goes on.

For these three reasons the proposed variation will pose a significant threat to the licensing objective: Prevention of public nuisance

I would also like to add that I have little faith in this venue to be able to keep noise levels down as we have had anti-social behaviour occur on our doorstep — when patrons have left far too inebriated and we have been woken up almost every evening at around 2/3am for years when they dispose of glass. (Which I have now discovered is breaking a condition in their current license).

I understand the pressures that Covid-19 has posed on this business but as this is a permanent change to their license (for a short-term problem) I have to object.

Regards,

[REDACTED]

6

**From:** [REDACTED]  
**Sent:** Friday, July 24, 2020 3:11 PM  
**To:** Regen, Licensing  
**Subject:** Objection to application: 872924

Dear Sir / Madam,

I am writing with regard to the application to vary the license of the Bermondsey Arts Club (no: 872924), as I would like to formally object on the grounds of 'Prevention of public nuisance'.

I notice that the amendment to the license would allow drinkers outside on the new terrace until 23.00hrs, which I find wholly unacceptable. I live opposite the venue, literally the width of Grange Road away, so the impact of suddenly going from nothing to a sizeable terrace of drinkers until late at night will impact on me greatly.

- 1) The venue is by its very nature a late night cocktail bar. I've lived opposite for over three years: it gets going later at night. Allowing drinkers to be outside until so late, directly outside the windows of approximately 40-50 properties including mine, when it is at its busiest, will generate great levels of noise and consequently disrupt our lives. It is bad enough feeling the thumping bass of the music from one's bed, and then listening to the decanting of patrons in the early hours.
- 2) I am very concerned that the doubling of capacity of this venue, with no increase in the two cubicle toilets on offer, will lead to more public urination in the area.
- 3) There is no effective sound-proofing for a terrace, and being in the middle of a triangle of multi-storey residences as the terrace is, every bit of noise pollution will amplify in this space and negatively impact on my days and evenings.
- 4) My experience with this venue in the time I have lived here has not been a positive one. Every night they disposed of their glass after closing - anytime between midnight and 4am - which was an incredible racket and would wake me and my partner from our sleep every single time. It took me a while to work out who was doing this and then, after some research, that this was a breach of their license and illegal. I contacted the management and received hollow promises twice, before I finally reported it to Southwark Council, which quickly put a stop to it... until it happened again. The excuse this time, when I approached the staff member in question in the early hours in my socks, was that it was a private party and he was on his own and it was the only moment he could do it and he was really sorry.

I therefore have no faith that, if this variation is granted, the management would be remotely willing or capable of keeping noise to acceptable levels, and respecting the fact that around 50 properties-worth of residents are their neighbours and potentially being impacted on negatively. Pre-Covid, they certainly weren't on top of making patrons leave quietly and respectfully, and keeping music to an acceptable level. I understand that most business are in choppy waters with Covid, but a permanent lease variation involving a brand new outside space - effectively a new venue on my doorstep - operating until 23.00hrs is, in my opinion, unacceptable and hugely unfair on myself and my many neighbours.

Thank you very much for your time. I look forward to hearing from you.



7

From: [REDACTED]  
Sent: Monday, August 03, 2020 6:06 PM  
To: Regen, Licensing  
Subject: 872924 - Objection

Hi

I'm writing to formally submit my objection in relation to case 872924. Reason for objection being Prevention of Public Nuisance.

I live directly across the street and work from home a lot due to current circumstances and likely to continue to do so in the future. I need to wake up early as my client works in an earlier time zone and therefore I need to sleep by 10pm. As my flat faces Tower Bridge Road I already cannot open my windows due to noise. Add to the bar being open till 11pm 7 days a week will cause even more noise and nuisance to my life. It is somewhat understandable to have late nights once or twice a week for a bar but not seven nights a week. This will cause additional rubbish and the sound of rubbish being disposed (like glass) and drunk people making a nuisance of themselves late into the night in the area.

My details:

[REDACTED]

[REDACTED]

3 Aug 2020

Kind regards

[REDACTED]

8

From: [REDACTED]  
Sent: Monday, August 03, 2020 6:00 PM  
To: Regen, Licensing  
Subject: Case 872924

Dear Sir/Madam

My name is [REDACTED] I live in [REDACTED] Tower road.

I am writing this application to oppose the case 872924.

The reasons I am rejecting this new Bar with terrace in front of my flat are:

- prevention of crime and disorder
- public safety
- prevention of public nuisance
- protection of children from harm

I am a full time worker and it will disrupt my sleep having a bar open until late every week days.

It will be great if something can be done regarding this new outside terrace created in Bermondsey Arts. Club bar.

I had issues with noise and people misbehaving in the past coming from that bar.

Let me know if you require anything else from my side.

Best regards,

[REDACTED]

Sent from my iPhone

9

**From:** [REDACTED]  
**Sent:** Monday, August 03, 2020 6:05 PM  
**To:** Regen, Licensing  
**Subject:** ref:872924

I write to object to the above project, namely the Arts club bar on Tower Bridge Rd, which will allow people to drink outside on their new terrace till 23:00 every night.

I believe this will have a huge affect on my household as we look directly out onto it. The noise of them emptying bins is already distressing, so to now have people shouting and screaming each night really is to much to bear. Equally, Im sure the local area, will be left with drunk peoples sick and urine, as the bar only has two toilets. This does not feel like this will benifit our local community.

Yours

[REDACTED]  
■ Bermondsey Sq  
London  
SE1 3UN

10

From: [REDACTED]  
Sent: Thursday, August 06, 2020 10:47 AM  
To: Regen, Licensing  
Subject: Bermondsey Arts

Licence application 872924.

Dear Sir/Madam

I write to object about the proposed Outdoor drinking hours of Bermondsey Arts which will be a scant 30 yards from my lounge window.

I have put up with the late night noise from this establishment since its opening as it was only at the weekends and only after the bar had closed or one or two people came up to smoke outside. Now they have built the outside seating area intended for drinking the hub Bub of conversation will be quite disturbing as the lights are now. Was permission sort from the Building department for what has been built.

Screaming ladies - bad language - shouting can be tolerated once or twice but on a daily basis not good. Last night it was gone 2am when the voices went away.

They often empty the bottles into the outside bins after this.

Another of my concerns is the social distancing in these pandemic times. The other evening there were more than 12 people in this area and none were observing safety measures.

At the moment no one polices the egress of the patrons so sometimes they chat for ages outside.

I do not look forward to this licence being granted as it will surely impact on my evenings and sleep.

Yours Sincerely

[REDACTED]

[REDACTED] Grange Road London SE1 3AA. [REDACTED]

11

From: [REDACTED]  
Sent: Wednesday, August 05, 2020 3:05 AM  
To: Regen, Licensing

Subject: Licensing objective

To Southwark Council,

I am emailing about Bermondsey Arts Club on Tower Bridge Road, which is currently applying for a license for outside drinking on their new terrace. The application number is 872924.

This bar is directly opposite my flat, at [REDACTED] Bermondsey Street. Granting the bar a license for outside drinking seven days a week till 11pm will be very disruptive to my work and life. Thus I am emailing to make an objection to this license on the case of public nuisance. I believe that the bar could be allowed a license for outside drinking on the weekends (Friday and Saturday night) but not week days, as this would be very disruptive to those working and with children. I hope the license is reconsidered in order to respect the neighbours of this area.

Regards,

[REDACTED]  
5th August 2020

12

**From:** [REDACTED]  
**Sent:** Saturday, August 08, 2020 12:15 PM  
**To:** Regen, Licensing  
**Subject:** Application: 872 924

Hi,

I am hoping that what I find outside my flat is not a permanent, or approved feature.

I refer to the Bermondsey Arts Club which has seemingly lit up the junction with an outside bar. What kind of person would want to sit amongst a set of traffic lights I do not know and guess need not worry, but, the lights are eye-wateringly bright, stick out hugely when not in use - strung across some scaffold poles, and hardly compliment the area.

There is something to be admired in the re-invention of dis-used toilets, I quite like that, but we do not need the noise of drinkers in to the early hours, we do not need yelling and shouting (it happens with outdoor drinking spots right?) and we do not need the associated cigarette butts, noise, rubbish.

I urge you to respectfully decline any applications to allow late night, outdoor drinking, and protect the wider community from an eyesore of both visual and mental nature.

Regards,

[REDACTED]

[REDACTED] Grange Road, SE1 3BE

Dated 8th August 2020

13

**From:** [REDACTED]  
**Sent:** Friday, August 07, 2020 5:43 PM  
**To:** Regen, Licensing  
**Subject:** Objection regarding application 872924

Dear licensing team,

I am writing this e-mail with regards to the application 872924 made by Bermondsey Arts Club bar.

Please see my details below.

**Full name:** [REDACTED]

**Address:** [REDACTED] Grange Road, SE1 3BE, London

**E-mail:** [y \[REDACTED\]](mailto:[REDACTED])

**Data of e-mail:** 07/08/2020

**Application I am opposing to (case ID):** 872924

**Reasons why I am opposing to the referred application are:**

I strongly believe that changes to the existing premises license will highly likely to cause public nuisance in the local area. As a person who lives in a flat on a ground floor I already have a "pleasure" to experience bar customers REGULARLY urinating by my windows (while doubling bar capacity for visitors, I do not believe that bar is providing any additional toilets for its customers). It is my understanding that bar does not serve any food and all visitors will only be consuming alcohol. It will get rowdy and loud and the open-air terrace but its own nature has no sound-proofing. As bar visitors are already loud and shouting late in the streets with having disposing glass and demonstrating anti-social behavior I do not trust bar management to run new terrace with respect to us neighbors and to keep noise level down to an acceptable level.

**Kind regards**

[REDACTED]

14

**From:** [REDACTED]  
**Sent:** Thursday, August 13, 2020 3:32 PM  
**To:** Regen, Licensing  
**Subject:** Objection to planning application 872924

Objection to planning application **872924**, Bermondsey Arts Club bar on Tower Bridge Road

Submitted by: [REDACTED]

Address: [REDACTED] Grange Road, London SE1 3AA

Date: 13<sup>th</sup> August 2020

Dear Sir / Madam

I am writing to submit my objection to the above-mentioned planning application. I am a property-owner and resident living very close to the Bermondsey Arts Club bar and I am opposed to the application that this business has made to allow their customers to drink outside on a new terrace they have installed up until 23.00hrs. My objection is based on the licencing objective of **prevention of public nuisance**.

My reasons for this are:

1. There is a strong likelihood that the customers to this bar will make a lot of noise, including beyond the 23.00 hrs closing time. This already happens on various nights of the week, because the people leaving the bar congregate around the entrance to the bar and continue to have lively conversations which are very disturbing for nearby residents trying to sleep. This will be even worse if the bar uses an outside terrace which has no soundproofing.
2. The increased seating that the outside terrace provides will double the capacity and massively increase the number of customers to the bar, which will increase the number of people who may be making noise and disturbance.
3. Currently, the bar is sometimes hired for private parties which extend beyond 23.00hrs and do not have security staff included. If this practice continues, people attending the private parties are highly likely to use the outside terrace, thereby making noise and disturbance into the night as there would be no security staff to control them.
4. There is a high risk of public urination, particularly as the bar is not increasing its toilet capacity. Already there have been incidents of people urinating against the wall of the carpark adjacent to my house.
5. There is an increased risk of glasses and bottles being left on pavements and other locations near the bar. This already happens, and with increased customers it is likely that the incidence of this will also increase.
6. This business is a late-night bar which will inevitably continue to be serving people who are drinking alcohol to the extent that their behaviour becomes loud and potentially rowdy. This will disturb all residents in the area.

Yours sincerely

[REDACTED]

15

[REDACTED]  
**Sent:** Saturday, August 15, 2020 5:00 PM  
**To:** Regen, Licensing  
**Subject:** Objection to License Application 872924

London, 15th August, 2020

Dear all,

I would hereby like to object to the application made by Bermondsey Arts Club to Southwark Council to allow customers to drink outside on their recently-built terrace until 11pm, under the license number 872924.

I am opposed to the application based on the objective of prevention of public nuisance.

Bermondsey Arts Club is a late night bar and having customers drinking outside my apartment, which is right across the street from Bermondsey Arts Club, will have a grave impact on my daily life. It will bring up the noise levels enormously and given it is an all open-air space, no sound proofing can be enabled. Further, given the bar does not serve food, and people will only be drinking, this will significantly increase the risk of rowdiness and public urination around the area. Already in the current state, a lot of customers stay outside the bar after it closes, it is very noisy, and given the outside area will roughly double the capacity of the bar, this can be expected to get worse.

Given this is not simply a temporary license to help Bermondsey Arts Club to recover from the Covid situation, it will permanently affect my situation and noise levels will affect my ability to work (especially given I currently work from home and often until late at night in the room facing the bar), my daily life and my sleep.

Thank you for your consideration and attention to this matter.

Best,

[REDACTED]

[REDACTED]

[REDACTED] Grange Road, [REDACTED]  
SE1 3BE London

[REDACTED]

[REDACTED]

16

**From:** [REDACTED]  
**Sent:** Monday, August 17, 2020 9:48 AM  
**To:** Regen, Licensing  
**Subject:** Opposition to Bermondsey Arts Club Terrace - 872924

To whom it may concern,

Our names are [REDACTED] residents at Flat [REDACTED] Grange Road, London, SE1 3BE. We are writing on the 17th Aug 2020 to express our objection to case 872924 - the permanent terrace at Bermondsey Arts Club (BAC).

I am expressing this objection on the basis that the outdoor terrace will become a nuisance to the public and nearby residents, of which we live directly opposite the club. Whilst BAC is an underground indoor club, the nature of the terrace, combined with the late hours of operation will cause a lot of noise for locals late at night. Further, as a purely alcohol based club, the increase of drunk and disorderly behaviour is going to increase in the neighbourhood, which together with being loud and rowdy is likely to cause other anti-social behaviours, such as public urination and vandalism. Quite frankly, a crowded terrace of those consuming alcohol is surely not the best COVID-19 friendly response and to me is unsafe from a public health point of view.

I hope you take the above into consideration and remember that this is not just a measure to help the business through COVID-19, but a permanent impact on all the local residents in the area.

Many thanks and kind regards,

[REDACTED]

17

From: [REDACTED]  
Sent: Monday, August 17, 2020 3:07 PM  
To: Regen, Licensing  
Subject: Application 872924

To whom it may concern,

My name is [REDACTED], [REDACTED] my address is [REDACTED]  
Grange Road, London, SE1 3BE, United Kingdom.

I am writing to oppose application 872924 by the Bermondsey Arts Club Bar. They are applying for a terrace. Our house is opposite the bar and the noise already makes sleep difficult for many members of my household.

My main concern about the bar having a terrace is safety. The bar is between the bus stop and our house. My housemates and myself are all young women who already feel unsafe walking home alone. Increasing the capacity of the bar would increase the amount of drunk people in viewing distance of our front door and make us feel incredibly unsafe entering our home. We have already experienced harassment from drunk men in the area who have attempted to follow us home. I feel like the application would increase this problem, therefore I am writing to oppose it.

Kind regards,

[REDACTED]

18

**From:** [REDACTED]  
**Sent:** Monday, August 17, 2020 10:27 PM  
**To:** Regen, Licensing  
**Subject:** case 872924

Hi

My name is [REDACTED], Grange Road, SE1 3BE. I'm writing to oppose case number 872924.

I live directly across the road from this venue, and I can hear all the activities that already goes on there. Especially when people are leaving or hanging out on the street across the road. It's quite loud and disturbing at that hour of the night, I also have two small children living here.

I fear that allowing drinking outside will only increase the noise and potential for trouble.

This isn't a regular "pub" type situation. It's an underground venue. The drinking shouldn't be allowed on the street.

Thank you

[REDACTED]  
[REDACTED]

17/8/20

19

**From:** [REDACTED]  
**Sent:** Tuesday, August 18, 2020 12:50 PM  
**To:** Regen, Licensing  
**Subject:** Opposing to application 872924

Name- [REDACTED]  
Address- [REDACTED] Tower Bridge Road, London, SE13NE  
Email- [REDACTED]

Date of email- 18th August 2020

Application opposing to- 872924

Dear Sir/Madam,

I am writing regarding the application that Bermondsey Arts Club bar have applied for a new terrace outside until 23.00hrs seven days a week.

We are opposed to this application based on prevention of public nuisance (under licensing act (2003)).

The change in having the terrace is very likely going to cause a lot of loud drinkers every night and our flat is opposite the bar. We already get horrendous noise from traffic and honking, so this would just add extra unnecessary noise pollution.

The other point is that our flat entrance has some bushes and worried that customers will want to use this to urinate as we are situated opposite the bar. We already get people dumping rubbish constantly.

We hope the club can continue as it is, but just not having an outside terrace.

Kind regards,

[REDACTED]

6/8/20

[REDACTED]  
[REDACTED] Grange Road  
London SE1 3BE  
Southwark Council Licensing Service  
Regulatory Services  
3rd Floor Hub 2  
PO Box 64529  
London SE1P 5LX

Dear Sir/Madam

**Objection to License 872924**

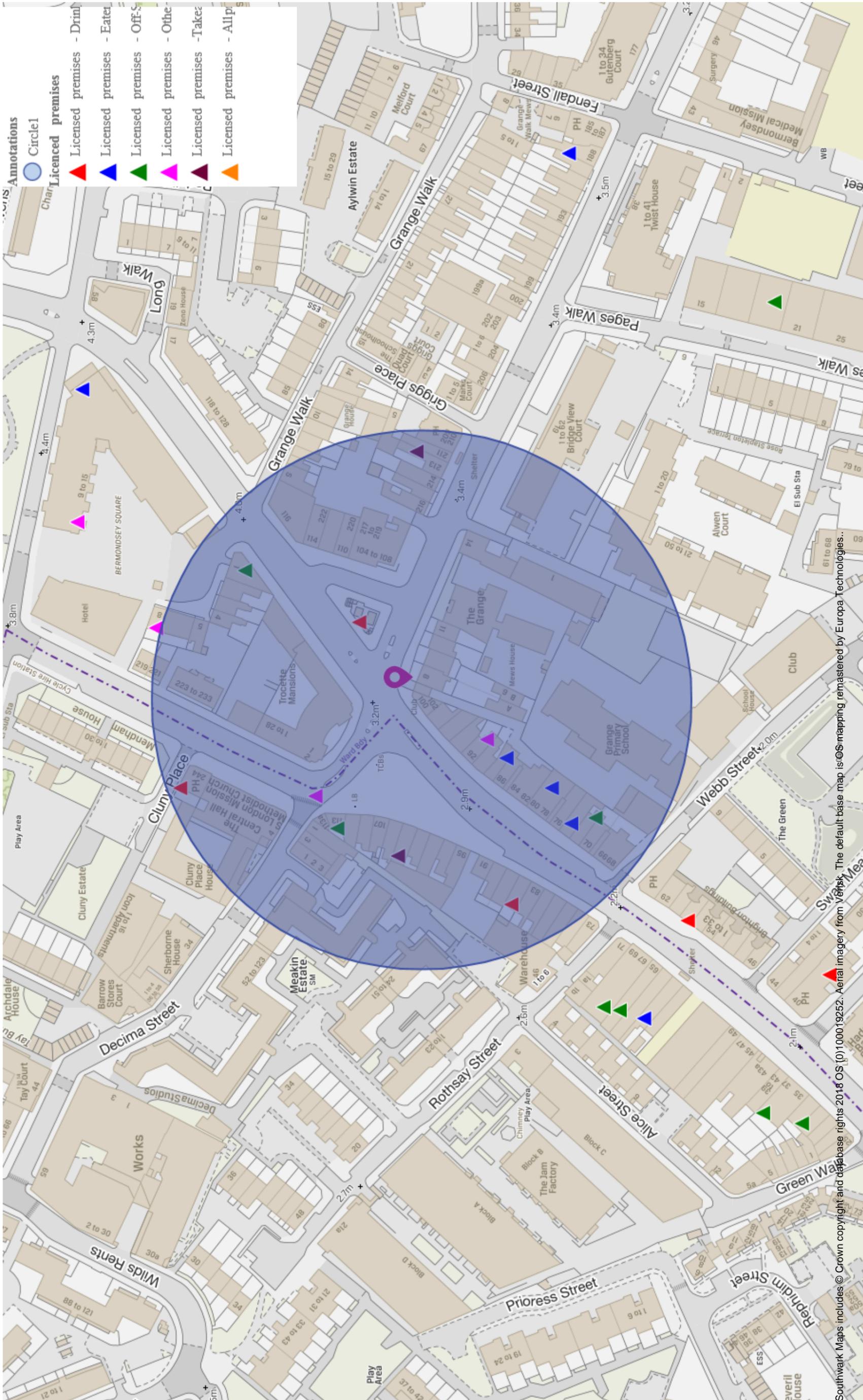
My address is [REDACTED] Grange Road SE1 3BE - opposite the Bermondsey Arts Club (BAC). I am writing to lodge a complaint in respect of an application made on 20th July for a variance in licensing terms for the BAC - license number 872924.

My objection to this variance under the Licensing Act 2003 is to prevent public nuisance. Even now, the lights the BAC has put up on the terrace are disturbing me in my living room as they are so bright. Furthermore, I cannot see how in reality people will suddenly stop drinking outside at 11pm. The noise pollution will be terrible and I am also concerned that since the bar only has two toilets people may urinate outside on my property or nearby.

Kind regards

[REDACTED]  
I ALSO THINK THAT HAVING AN OUTDOOR  
PUB ON THAT ISLAND LOWERS THE  
TONE OF THE NEIGHBOURHOOD.\*

Bermondsey Arts Club, 102A Tower Bridge Road, SE1 4TP



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27-Aug-2019



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Andrew Weir - Tel: 020 7525 7222

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