

Licensing Sub-Committee

Thursday 5 November 2020
10.00 am

Online/Virtual: please contact 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 Sirajul Islam
Councillor Adele Morris

Reserves

Councillor Sunny Lambe

INFORMATION FOR MEMBERS OF THE PUBLIC

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.

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Access

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Contact

Andrew Weir by email: andrew.weir@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Eleanor Kelly

Chief Executive

Date: 26 October 2020



Licensing Sub-Committee

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Order of Business

Item No.	Title	Page No.
	PART A - OPEN BUSINESS	
1.	APOLOGIES	
	To receive any apologies for absence.	
2.	CONFIRMATION OF VOTING MEMBERS	
	A representative of each political group will confirm the voting members of the committee.	
3.	NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	DISCLOSURE OF INTERESTS AND DISPENSATIONS	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	LICENSING ACT 2003: FEELING FOOD, 40 PECKHAM RYE, LONDON SE15 4JR	1 - 36

ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

PART B - CLOSED BUSINESS

EXCLUSION OF PRESS AND PUBLIC

The following motion should be moved, seconded and approved if the sub-committee wishes to exclude the press and public to deal with reports revealing exempt information:

“That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1-7, Access to Information Procedure rules of the Constitution.”

ANY OTHER CLOSED BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

Date: 26 October 2020

Item No. 5.	Classification: Open	Date: 5 November 2020	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Feeling Food, 40 Peckham Rye, London SE15 4JR	
Ward(s) of group(s) affected		Rye Lane	
From		Strategic Director of Environment and Leisure	

RECOMMENDATION

1. That the licensing sub-committee considers whether an application submitted by Al Andalus Spanish Food Limited for a premises licence be granted under the Licensing Act 2003 in respect of the premises known as Feeling Food, 40 Peckham Rye, London SE15 4JR.
2. Notes:
 - a) The application is for a premises licence and was submitted under Section 17 of the Licensing Act 2003. The application is subject to representations and is therefore referred to the licensing sub-committee for determination.
 - b) Paragraphs 9 and 12 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 13 to 19 of this report deal with the representations submitted in respect of the application. Copies of the representations are attached to this report in Appendices B and C.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to applications made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.

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

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 27 July 2020 Al Andalus Spanish Food Limited applied to this council for the grant of a premises licence in respect of Feeling Food, 40 Peckham Rye, London SE15 4JR.
9. The application is summarised as follows:
 - **Supply of alcohol for consumption off the premises**
 - Monday to Sunday: 09:00 to 22:00
 - **Proposed opening hours of the premises**
 - Monday to Sunday: 09:00 to 22:00
 - The premises are described in the application as follows:
 - "A new delicatessen specialized in Spanish products."

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

Designated Premises Supervisor

12. The proposed designated premises supervisor of the premises is Mr David Del Puerto Fonseca.

Representations submitted by responsible authorities

13. The Metropolitan Police Service submitted a representation suggesting control measures that should become conditions of any licence issued subsequent to the application. The conditions relate to the prevention of crime and disorder. The applicant agreed to the conditions proposed by the Metropolitan Police Service and the Metropolitan Police Service subsequently withdrew their representation. Copies of the representation submitted by the Metropolitan Police Service, and related correspondence, are attached to this report as Appendix B.

Representations from other persons

14. Three other persons have submitted representations objecting to the application. The other persons are identified as parties 1 to 3. Parties 1 and 2 operate a local business (which is licensed for the off sale of alcohol). Party 3 is a local resident.
15. The representations all contend that there are too many off licences in the locale. The representation submitted by Party 2 also specifically refers to increased competition that may arise as a result of the application being granted.
16. The representations also refer to crime and disorder, public nuisance and increased street drinking that may arise as a result of the application being granted.
17. The other persons have been informed that the number of licensed premises in the locale and / or business competition are not relevant grounds to object to the application, and that these matters cannot be considered in the determination of the application.
18. The other persons have been informed that the parts of their representations relating to crime and disorder and public nuisance are relevant grounds to

object to the application and so these matters will be considered in the determination of the application.

19. Copies of the representations submitted by the other persons, and related correspondence, are attached to this report as Appendix C.

Conciliation

20. The applicant liaised with the Metropolitan Police Service and agreed to their suggested conditions being included in any licence issued subsequent to the application. The Metropolitan Police Service subsequently withdrew their representations.
21. The applicant provided a response to the representations submitted by the other persons. Party's 1 and 3 have not provided any comments further to the applicant's response to Party 1 and 3's representations.
22. In reply to the applicant's response to Party 2's representation, Party 2 has maintained their position and would like their representation to be considered as submitted.

Premises history

23. No authorisation under current or prior licensing legislation has been held in respect of the premises.

Deregulation of entertainment

24. On 6 April 2015 entertainment became deregulated and as a result:
 - Live unamplified music is deregulated between 08:00 and 23:00 on any premises.
 - Live amplified music and recorded music are deregulated between 08:00 and 23:00 at on licensed premises for an audience of up to 500 people.
 - Plays and the performance of dance are deregulated between 08:00 and 23:00 for an audience of up to 500 people.
 - Indoor sporting events are deregulated between 08:00 and 23:00 hours for an audience of up to 1000 people.
25. 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').
26. The showing of films has not been de-regulated.

Business and Planning Act

27. The provisions in the Act temporarily modify the Licensing Act 2003 to provide an automatic extension to the terms of most premises licences which only permit the sale of alcohol for consumption on the premises to allow the sale of alcohol for consumption off the premises. This will make it easier for licensed premises to sell alcohol to customers for consumption off the premises in England and Wales, which will allow businesses to trade and maintain social distancing.

Map

28. Due to an IT problem it was not possible to produce a map for this report, however the following premises are in the close vicinity of the premises and are licensed as stated:

The White Horse, 20 Peckham Rye, London SE15 4JR licensed for:

- The provision of regulated entertainment and the sale of alcohol to be consumed on and off the premises:
 - Monday to Thursday: 08:00 to 00:00 (midnight)
 - Friday and Saturday: 08:00 to 01:00
 - Sunday: 12:00 to 23:30
- The provision of late night refreshment:
 - Monday to Thursday: 23:00 to 00:00
 - Friday and Saturday: 23:00 to 01:00
 - Sunday between: 23:00 to 23:30

Alpha Off Licence, 24 Peckham Rye, London SE15 4JR licensed for:

- The sale of alcohol to be consumed off the premises:
 - Monday to Sunday: 06:00 to 23:00

Rye News, 34 Peckham Rye, London SE15 4JR licensed for:

- The sale of alcohol to be consumed off the premises:
 - Monday to Saturday: 08:00 to 23:00
 - Sunday: 10:00 to 22:30

Guerrilla, 38 Peckham Rye, London SE15 4JR licensed for:

- Recorded music and the sale of alcohol to be consumed on and off the premises:
 - Sunday to Thursday: 11:00 to 23:30
 - Friday and Saturday: 11:00 to 01:30

- Late night refreshment:
 - Sunday to Thursday: 23:00 to 23:30
 - Friday and Saturday: 23:00 to 01:30

Banh Banh, 46 Peckham Rye, London SE15 4JR licensed for:

- The sale of alcohol to be consumed on the premises:
 - Tuesday to Saturday: 11:00 to 23:00
 - Sunday: 11:00 to 22:30

Batch, 56 Peckham Rye, London SE15 4JR licensed for:

- The sale of alcohol to be consumed on and off the premises, live music and recorded music:
 - Monday to Thursday: 17:00 to 23:00
 - Friday: 17:00 to 01:00
 - Saturday: 12:00 to 01:00
 - Sunday: 12:00 to 23:00

Pedler Peckham Rye, 58 Peckham Rye, London SE15 4JR licensed for:

- Recorded music and the sale of alcohol to be consumed on and off the premises:
 - Monday to Sunday: 09:00 to 01:00
- Late night refreshment:
 - Monday to Sunday: 23:00 to 01:00.

Southwark council statement of licensing policy

29. 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. To be read in conjunction with Appendix B to the policy.
 - Section 8 – The Prevention of Crime and Disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public Safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The Prevention of Nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The Protection of Children from Harm. This provides general guidance on the promotion of the fourth licensing objective.
30. 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.
31. According to this council’s statement of licensing policy the premises are located in the Peckham major town centre area. Closing times as stated below are suggested in the statement of licensing policy for the following types of licensed premises located in the Peckham major town centre area:
- Off-licences and alcohol sales in grocers and supermarkets
 - Monday to Sunday: 00:00

Resource implications

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

Consultation

33. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local

newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

Community impact statement

34. 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

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

Principles for making the determination

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

Principles for making the determination

39. The general principle is that applications for premises licence applications must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
40. Relevant representations are those which:
- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
 - Are made by an interested party or responsible authority
 - Have not been withdrawn
 - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
41. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- To grant the licence subject to:
 - The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence

- To exclude from the scope of the licence any of the licensable activities to which the application relates
- To refuse to specify a person in the licence as the premises supervisor
- To reject the application.

Conditions

42. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
43. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
44. 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.
45. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to night café and take away aspect of the license must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
46. 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

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

Hearing procedures

48. 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.
49. This matter relates to the determination of an application for a premises licence under section 17 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the licensing sub-committee

50. 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.
51. 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.
52. 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.

53. 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.
54. 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.
55. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
56. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
57. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Guidance

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

Strategic Director of Finance and Governance

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

BACKGROUND DOCUMENTS

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

APPENDICES

Name	Title
Appendix A	Copy of the application
Appendix B	Copies of the representation submitted by the Metropolitan Police Service and related correspondence
Appendix C	Copies of the representation submitted by other persons and related correspondence

AUDIT TRAIL

Lead Officer	Caroline Bruce, Director of Environment and Leisure	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	21 October 2020	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		23 October 2020

27/07/2020

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

Ref No. 1481868

Name of Applicant

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

AI Andalus Spanish Food Limited

Notes for Guidance

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

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

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

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

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

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

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

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

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

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

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

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

11. The application form must be signed.

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

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

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

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

from partnerships which are not limited liability partnerships:

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

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

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

- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.

- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - o evidence of the applicant's own identity – such as a passport,

 - o evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and

 - o evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,

 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,

 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or

 - (iv) self-sufficient e.g. bank statements.

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

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

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

- (ii) any page containing the holder's photograph;

- (iii) any page containing the holder's signature;

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

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

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

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

Home Office online right to work checking service

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

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

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

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

Premises Details

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

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

£	£11000
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

Premises trading name

	FEELING FOOD
--	--------------

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

Do you have a Southwark postcode?	Yes
Address Line 1	40
Address Line 2	PECKHAM RYE
Town	LONDON
Post code	SE15 4JR
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

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

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

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

Other Applicants

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

Personal Details - First Entry

Name	AL ANDALUS SPANISH FOOD LTD
------	-----------------------------

Address - First Entry

Street number or building name	██████████
Street Description	██████████
Town	london
County	
Post code	██████
Registered number (where applicable)	08554555

Description of applicant (for example, partnership, company, unincorporated association etc)	Limited
--	---------

Contact Details - First Entry

Telephone number	[REDACTED]
Email address	[REDACTED]

Operating Schedule

When do you want the premises licence to start?

	25/08/2020
--	------------

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

--	--

General description of premises (see guidance note 1)

	Feeling Food its's a New Delicatessen specialized in Spanish Products.
--	--

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

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

Note 1

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

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)

Provision of late night refreshment

--	--

Supply of alcohol

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

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

J - Supply of Alcohol

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

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

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

Day	Start	Finish
Mon	09:00	22:00
Tues	09:00	22:00
Wed	09:00	22:00
Thur	09:00	22:00
Fri	09:00	22:00
Sat	09:00	22:00
Sun	09:00	22:00

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

--	--

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

--	--

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

--	--

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

Premises Supervisor

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

Full name of proposed designated premises supervisor

First names	DAVID DEL PUERTO
Surname	FONSECA

DOB

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

Address of proposed designated premises supervisor

Street number or Building name	
Street Description	
Town	
County	
Post code	

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

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

K

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

	NOT APPLICABLE
--	----------------

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

L - Hours premises are open to public

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

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

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

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

Day	Start	Finish
Mon	09:00	22:00
Tues	09:00	22:00
Wed	09:00	22:00
Thur	09:00	22:00
Fri	09:00	22:00
Sat	09:00	22:00
Sun	09:00	22:00

State any seasonal variations (Please read guidance note 5)

--	--

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

--	--

M - Steps to promote four licencing objectives

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

	<p>CCTV WILL BE INSTALED WITH 31 DAYS DATA. STAFF TRAINING REGARDING THE FOUR LICENSE OBJECTIVES, UNDER 25 CHALLENGES, SIGNAGE LIKE NO PROOF NO SALE, RESPECT OUR NEIGHBOURS WHEN YOU LEAVE THE PREMISES, REFUSAL BOOK, STAFF TRAINING RECORDS. DRUNK OR VIOLENT COSTUMERS WILL NOT BE ABLE TO PURCHASE ALCOHOL DRINKS. WE WILL PARTICIPATE IN PUB WATCH MEETINGS OR OTHER SIMILAR ASSOCIATIONS. WE WELCOME ANY RECOMENTATIONS PROPOSED BY THE AUTHORITIES. BEERS AND CIDER ON SALE WILL NOT EXCEED 6% ABV AND WILL BE SOLD IN PACKS OF 6X MINIMUM</p>
--	--

b) the prevention of crime and disorder

	<p>CCTV WITH DATA FOR 31 DAYS. THE BUSINESS WILL HAVE ALWAYS A STAFF MEMBER THAT IS FAMILIAR WITH THE CCTV OPERATION. STAFF WILL BE TRAINED TO DON'T SELL ALCOHOL TO DRUNK OR VILENT COSTUMERS . DPS AND PREMISES LICENSE HOLDER WILL PARTICIPATE IN PUB WATCH AND LOCALS NEIGHBOURS ASSOCIATION MEETINGS OR OTHER LOCAL ASSOCIATIONS . OUR BUSINESS WILL NOT ENGAGE WITH IRRESPONSABLE ALCOHOL PROMOTIONS.</p>
--	---

c) public safety

	<p>CCTV WITH DATA FOR 31 DAYS WILL BE INSTALED. WE WILL PARTICIPATE IN PUB WATCH MEETINGS AND WITH LOCAL NEIGHBOURS ASSOCIATION. WE WILL HAVE A FIRE RISK ASSESSEMENT AND ALSO HEALTH SAFETY RISK ASSESSEMENT. ALCOHOL TO BE STORED IN A COOL DRY PLACE AND AWAY OF ANY HEAT SOURCE. NO IRRESPONSABLE PROMOTIONS. WE WILL IMPLEMENT ANY RECOMMENDATIONS GIVEN BY THE POLICE AND OTHER AUTHORITIES.</p>
--	--

d) the prevention of public nuisance

	<p>DELIVERIES AND RUBISH BIN COLLECTION WILL TAKE PLACE WITHIN THE RECOMMENDED HOURS BY THE AUTHORITIES. STAFF TRAINING.</p>
--	--

e) the protection of children from harm

	<p>STAFF WILL BE TRAINED REGARDING THE PROTECTION OF CHILDREN FROM HARM. OUR BUSINESS WILL HAVE A UNDER 25 CHALLENGE POLICY. NO PROOF, NO SALE. SIGNAGE AND POSTERS WILL GO UP. STAFF TRAINING RECORDS. REFUSAL BOOK. REFRESHER TRAINING EVERY 6 MONTHS TO ALL STAFF</p>
--	--

Guidance note 10

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

Please upload a plan of the premises

--	--

Please upload any additional information i.e. risk assessments

--	--

Checklist

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

Home Office Declaration

Please tick to indicate agreement

	I am a company or limited liability partnership
--	---

Declaration

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

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

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

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

I agree to the above statement

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

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

Full name	[REDACTED]
Date (DD/MM/YYYY)	27/07/2020
Capacity	AGENT

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

Full name	AL ANDALUS SPANISH
Date (DD/MM/YYYY)	27/07/2020
Capacity	london

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

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

GUIDANCE NOTES

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

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

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

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

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

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



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

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

Tel:
Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/125/20

Date: 24th August 2020

Re:- Feeling Food, 40 Peckham Rye, London SE15 4JR

Dear Sir/Madam

Police are in receipt of an application from the above for a new premises licence to operate as a New Delicatessen specialized in Spanish Products. The hours applied for are inside that recommended within the South Statement of licensing policy.

The application contains a number of suggested conditions, which the police welcome. The area has considerable issues with street drinking, alcohol dependent people and anti-social behaviour linked to alcohol misuse.

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

We object to the granting of the licence on the grounds of Public nuisance, Crime and disorder. We would like the following condition and wording of condition offered be included on the licence.

1. All alcohol sales shall be sold in sealed containers for consumption away from the premises.
2. No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises, unless written permission is obtained from the Police Licensing Officer and trading standards prior. Such permission must be kept at the premises and made available immediately on request to relevant authorities
3. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises

4. 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.
5. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officer.
6. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
7. No alcohol to be stored or displayed within 2 metres of the entrance/exit unless behind the staff counter

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

Yours Sincerely

PC Graham White 288MD

Licensing Officer
Southwark Police Licensing Unit

From:**To:** SouthwarkLicensing@met.police.uk; McArthur, Wesley**Subject:** Re: New Premises License for Feeling Food - 40 Peckham Rye

Dear Mr Graham

Thanks for your reply.

The maxim capacity of this shop will be 4x x costumers and 2 staff members max at the same time. But during this period of COVID 19 , the maximum number of costumers is reduced to 2x and 1 x staff members

The 7X Conditions you propose and agreed and mention in your email are:

1. All alcohol sales shall be sold in sealed containers for consumption away from the premises.
2. No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises, unless written permission is obtained from the Police Licensing Officer and trading standards prior. Such permission must be kept at the premises and made available immediately on request to relevant authorities
3. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises
4. 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.
5. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officer.
6. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
7. No alcohol to be stored or displayed within 2 metres of the entrance/exit unless behind the staff counter

Kind Regards

From:

Sent: Thursday, October 15, 2020 12:51 PM

To: McArthur, Wesley

Subject: FW: New Premises License for Feeling Food - 40 Peckham Rye

Wes

See below agreement re conditions.

We withdraw are objection

Regards

Graham

Graham White | Constable

MPS Central South BOCU

Neighbourhoods Policing- Partnership & Prevention

Licensing Officer – Southwark

Mobile

MPS Internal

MPS Telephone

Party 1**From:****Sent:** Saturday, August 22, 2020 11:42 AM**To:** Regen, Licensing**Subject:** Reg-: Objection for new premises license 872970

Dear Sir/ madam,

I'm Residents of Peckham rye , Se154jr Like to bring your attention on the application made by licence number 872970 for supply of alcohol Feeling food , 40 Peckham Rye Se154jr according to licensing act2003 We already have two Offlicense in this parade and few bar & restaurant and a Tesco local serving the public On top off it if you grant permission for another supply of alcohol license will increase the public nuisance in this area we already have enough drinking issues and public disorder in this area You already know that crime rate is high in our area So I kindly request you to take necessary steps to avoid granting permission for the off supply of alcohol from the license number 872970 as an interest off public and personal point.

For your attention a special note

the display note for the license application wasn't visible to public because it was hidden only appear two days back and was on a A4 size .sheet.

Kind regards

Party 2**From:****Sent:** Saturday, August 22, 2020 9:42 AM**To:** Regen, Licensing**Subject:** Regarding-Objection for new premises license number 872970

Dear Sir/ madam,

I'm from Peckham rye , Se154jr

Like to bring your attention on the application made by licence number 872970 for supply of alcohol Feeling food , 40 Peckham Rye Se154jr according to licensing act 2003

We already have two Offlicense in this parade and few bar & restaurant and a Tesco local serving the public

On top off it if you grant permission for another supply of alcohol license it will have a direct impact on my business because this premises is just two doors away from my business on top of it it increase public nuisance in this area we already have enough drinking issues and public disorder in this area

Moreover on a personal note we all are struggling with the current COVID-19 financial difficulties and this is adding more pressure on us

So I kindly request you to take necessary steps to avoid granting permission for the off supply of alcohol from the license number 872970 as an interest off public and personal point.

Kind regards

Yours sincerely

Party 3

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

From:

Sent: Monday, August 24, 2020 11:15 AM

To: Enebeli, Emma

Subject: Re: Sir or madam This address made for alcohol license but this area has got so many offlicence. So we don't need any more because so many street drinkers , too many drunk people and begging people please don't allow any more offlicence and leave people s

Se154JR

From:**To:** McArthur, Wesley**Subject:** Re: Application for a premises licence: Feeling Food, 40 Peckham Rye, Peckham, London, SE15 4JR (ref: L1U 872970) - Rye Lane ward (Loc ID: 197328)

Dear Mr Wesley

Hope you well.

Can you forward this email to the neighbours who done the representation

Kind Regards

Dear Residents

Subject: Felling Food – New Premises License Application

Regarding your representation against our Application, I read your representation and I understand your concerns. I would like to say that Feeling Food is a delicatessen shop specialized in Spanish Products. We have hundreds of Spanish deli products like olive oi, rice, cheese, chorizo, sweets, biscuits...and we only be selling Spanish Fine Wine, Spirits and Beer . We are NOT a Off License, and we cannot, and we don't want to compete with local OFF License or Mini Markets. Our product is very specific. Because we don't sell the same products as our neighbours you are not competitors and there is a market for all of us. We will not engage with irresponsible promotions because our product is very specific to our customers. Alcohol will be a complement of our activity.

To protect the 4x License Objectives some of the measures we will implement will be:

1. All alcohol sales shall be sold in sealed containers for consumption away from the premises.
2. No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises, unless written permission is obtained from the Police Licensing Officer and trading standards prior. Such permission must be kept at the premises and made available immediately on request to relevant authorities
3. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises
4. 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.

5. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officer.
6. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
7. No alcohol to be stored or displayed within 2 metres of the entrance/exit unless behind the staff counter
8. Refusal Book
9. Under 25 Challenge
10. Drunk and violent costumers will not be allowed to purchase any products in our shop
11. Beers and Cider on sale will be sold in packs 4x minimum
12. We will not sell miniatures of spirits

Regarding the type of business, we have and measures we will implement, the hours we apply for, we believe that our business will not contribute to increase crime and disorder, noise nuisance and will protect the children's from harm.

Kind Regards

From: McArthur, Wesley

Subject: FW: Application for a premises licence: Feeling Food, 40 Peckham Rye, Peckham, London, SE15 4JR (ref: L1U 872970) - Rye Lane ward (Loc ID: 197328)

Importance: High

Dear Local Resident,

Below is a reply to your representation objecting to the above application.

I can confirm that the premises operate as a delicatessen and not a convenience store or off licence. As you live in close proximity to the premises you may wish to confirm this yourself.

Please note that the content of your representation relating to competition or the number of off licences in the area is not relevant to the licensing objectives and cannot be considered.

The applicant has provided a response to the content of your representation concerned with the prevention of crime and disorder and prevention of public nuisance licensing objectives.

After reading the applicant's reply please do one of the following:

1. Confirm that you wish to maintain your representation as submitted,
2. Provide any further comments you have, or
3. Confirm that you wish to withdraw your representation.

A licensing sub committee (LSC) hearing has been scheduled to take place online on 5 November 2020 should you wish to maintain your representation. At the hearing the LSC will consider the application, your representation and will then determine the application. I will send you a formal hearing notification in due course.

The applicant is blind copied into this email.

Regards,

Wesley McArthur

Principal Enforcement Officer
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779 (This number is temporarily out of use whilst I am working from home)

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub [1, 3rd Floor, 160 Tooley Street, SE1 2QH](#)

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

From: PARTY 2

Sent: Wednesday, October 21, 2020 6:37 AM

To: McArthur, Wesley

Subject: Application for a premises licence: Feeling Food,

Dear Wesley McArthur, in response to the email I stick with my decision to object

Reason I still believe he will be a direct competition for me in the near future as you are not giving him a conditional license he is obtaining a full license if granted he can make changes while informing the licensing authority please see the underlined words from there email below I know that you are helpless to consider my objection on the ground of competition and I believe that it only increase the public nuisance in our area together with the crime rate unfortunately he himself is a victim of crime already because someone took money from his till by force 2 week back so please consider my objection and I will be representing.

No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises, unless written permission is obtained from the Police Licensing Officer and trading standards prior. Such permission must be kept at the premises and made available immediately on request to relevant authorities

Kind regards
Many thanks

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