

MEMO: Licensing Unit

To Licensing **Date** 06 April 2017

Copies

From David Franklin **Telephone** 020 7525 5800

Email david.franklin@southwark.gov.uk

Subject Lost Rivers DeliBar, Unit 2, Melior Street, London, SE1 3QP

I make this representation with regards to the new application for a premises licence by Nicholas James Boland for the premises Lost Rivers DeliBar, Unit 2, Melior Street, London, SE1 3QP

My representation is based on the licensing objective for the prevention of crime and disorder, prevention of public nuisance and the protection of children from harm.

The application describes the premises as "A small deli style operation aimed at the local residents and office workers who might want to grab a quick sarnie at lunch time or take their time over a tapas style meal during the day or evening. We aim to produce quality an imaginative food for consumption on the premises or to take away. Our own craft beers will be available, besides a small selection of alcohol and non alcoholic beverages. We hope to provide a range of organic juices and smoothies too. We would like allow our guests to take our beers away in sealed units for enjoyment at home.

The venue is a new build and part of a mixed used development on this mainly pedestrian back street which is often used as a shortcut for people walking to/from the station and hospital."

The application asks for the following licensable activities:

Recorded music indoors

Sunday to Thursday 11:00 to 00:00 hours
Friday & Saturday 11:00 to 01:00 hours

Late night refreshment indoors

Sunday to Thursday 23:00 to 00:00 hours
Friday & Saturday 23:00 to 01:00 hours

Sale of alcohol both on and off the premises.

Sunday to Thursday 11:00 to 00:00 hours
Friday & Saturday 11:00 to 01:00 hours

Opening Hours

Sunday to Thursday 11:00 to 00:00 hours
Friday & Saturday 11:00 to 01:00 hours

Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Borough and Bankside policy area as defined in paragraph 129 of the policy and, as a restaurant/café, this premises falls into the class of premises in 130 of the policy.

Under 119 of the policy there is a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations. In such circumstances, it is for the applicant to demonstrate that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

The applicant has provided conditions within the operating schedule with a view to rebut the presumption to refuse the licence and I ask that members consider if this information is sufficient to consider granting the application.

Should members consider that the operating schedule proposed by the operators are sufficient to prevent the operation of the premises contributing to crime and disorder and public nuisance within the policy area then I can confirm that under section seven (from page 137) of the statement of policy on hours of operation will apply.

The premises is within the Bankside, Borough, London Bridge Strategic Cultural & Bankside and Borough District Town Centre Area and from table 2 (page 39) the closing times for restaurants and cafes in the area is Sunday to Thursday is 00:00 hours and Friday and Saturday 01:00 hours.

This is consistent with the hours submitted in the application.

David Franklin
Licensing Authority as a Responsible Authority



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

Our reference: MD/21/ 2938/17

Date: 04/04/2017

Dear Sir/Madam

Re:- Lost Rivers DeliBar, Unit 2, Melior Street, London SE1 3QP

Police are in possession of an application from the above for a new premises licence. The application describes the venue as Deli Style operation during the day and a Tapas style venue during the evening for eat in and takeaway.

The application for the sale of alcohol and late night refreshments for the following times.

Opening Hours

Sun – Thurs	0800hrs - 0030hrs
Fri - Sat	0800hrs - 0130hrs

Sale of Alcohol

Sun – Thurs	1100hrs - 0000hrs
Fri - Sat	1100hrs - 0100hrs

Late Night Refreshments

Sun – Thurs	2300hrs - 0000hrs
Fri - Sat	2300hrs - 0100hrs

The venue is situated within the Borough and Bankside Cumulative Impact Zone (CIZ) which would change the presumption to grant to one of rebuttal. The hours requested within the application are within that set out in the Southwark statement of licensing policy for a restaurant but no condition has been offered restricting the sale of alcohol to ancillary to a meal. The application also requests Off sales in sealed containers.

The latest terminal hour set out in the policy for Off Licence and Bar is midnight and as such this puts this application outside of the policy.

The police object to the application in its current format but welcome the control measures offered in the schedule but would like to see adjustments to either the terminal hour or the conditions. We would also like the following wording on conditions offered to avoid ambiguity.

1. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises and cover the main areas including all outside areas and immediately outside the premises.
2. All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council. There will be at least one person on duty at all times that is familiar with the operation of the CCTV and able to download the footage upon request.
3. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council

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

Yours Sincerely

Pc Graham White 288MD

Southwark Police Licensing Unit



Heron, Andrew

From: Regen, Licensing
Sent: 19 April 2017 07:44
To: Heron, Andrew
Subject: FW: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

[REDACTED]

Sent: Tuesday, April 18, 2017 4:53 PM
To: Regen, Licensing
Subject: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Please see below email chain.

They have agreed to the three conditions as set out in my representation and a reduction in hours. Midnight close with all licensable activities stopping at 23.30hrs

On this basis I withdraw any objection

Regards

Graham

PC Graham White 288MD

Southwark Police Licensing Unit

323 Borough High Street

London

SE1 1JL

From: Nick Boland [REDACTED]
Sent: 18 April 2017 16:43
To: MD Mailbox - Southwark Licensing [REDACTED]
Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Yes we are happy to accept the hours below

Kind regards,

NJB



Nick Boland

Operations Director

.....
Lost Rivers Brewing Co.

[REDACTED]
[REDACTED]
[REDACTED]

   lostriversbrew

HISTORY | BEER | CULTURE

This email, including any attachments, is intended only to be read by the person to whom it is addressed. It is confidential, and may contain legally privileged information. If you are not the person to whom this email is addressed, the use, disclosure or copying of this email is strictly prohibited. If you have received this email in error, please delete it and any attachments, and notify us immediately by replying to this email. Confidentiality of legal privilege attached to this email and its attachments is not waived or lost by reason of mistaken delivery. We do not warrant that any attachments are free from viruses or other defects. You assume any and all liability for any loss, damage or other consequences which may arise from opening or using the attachments.

[REDACTED]

Sent: 18 April 2017 16:36

To: Nick Boland [REDACTED]

Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Nick,
You need to confirm that you are happy to adjust the hours as stipulated below.
thanks

PC Graham White 288MD
*Southwark Police Licensing Unit
323 Borough High Street
London
SE1 1JL*

[REDACTED]

From: Nick Boland [REDACTED]

Sent: 18 April 2017 16:24

To: MD Mailbox - Southwark Licensing <[REDACTED]>

Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Hi Graham,

We agree to your conditions.

Many thanks and kind regards,

NJB



Nick Boland

Operations Director

.....
Lost Rivers Brewing Co.

[Redacted]

[Redacted]

[Redacted]

   lostriversbrew

HISTORY | BEER | CULTURE

This email, including any attachments, is intended only to be read by the person to whom it is addressed. It is confidential, and may contain legally privileged information. If you are not the person to whom this email is addressed, the use, disclosure or copying of this email is strictly prohibited. If you have received this email in error, please delete it and any attachments, and notify us immediately by replying to this email. Confidentiality of legal privilege attached to this email and its attachments is not waived or lost by reason of mistaken delivery. We do not warrant that any attachments are free from viruses or other defects. You assume any and all liability for any loss, damage or other consequences which may arise from opening or using the attachments.

From: [Redacted]

Sent: 18 April 2017 16:21

To: Nick Boland [Redacted]

Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Nick,

Can you confirm that you agree to the three conditions set out in my representation and you are changing the operating hours to close at midnight with all licensable activities stopping 30 minutes prior to this time (23.30hrs).

Regards

PC Graham White 288MD

Southwark Police Licensing Unit

323 Borough High Street

London

SE1 1JL

[Redacted]

From: Nick Boland [Redacted]

Sent: 13 April 2017 14:39

To: MD Mailbox - Southwark Licensing [Redacted]

Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Dear Graham,

Please can we reduce the hours.

Many thanks and kind regards,

NJB



Nick Boland

Operations Director

.....
Lost Rivers Brewing Co.



   lostriversbrew

HISTORY | BEER | CULTURE

This email, including any attachments, is intended only to be read by the person to whom it is addressed. It is confidential, and may contain legally privileged information. If you are not the person to whom this email is addressed, the use, disclosure or copying of this email is strictly prohibited. If you have received this email in error, please delete it and any attachments, and notify us immediately by replying to this email. Confidentiality of legal privilege attached to this email and its attachments is not waived or lost by reason of mistaken delivery. We do not warrant that any attachments are free from viruses or other defects. You assume any and all liability for any loss, damage or other consequences which may arise from opening or using the attachments.

From: [REDACTED]

Sent: 13 April 2017 09:53

To: Nick Boland <[REDACTED]>

Subject: RE: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Mr Boland,

As per my representation you will either need to include a condition restricting alcohol sales to ancillary to food or reduce the hours to comply with that set out for bars and pubs.

Regards

Graham

From: Nick Boland [REDACTED]

Sent: 05 April 2017 12:01

To: MD Mailbox - Southwark Licensing [REDACTED]

Cc: Heron, Andrew [REDACTED]

Subject: FW: Lost Rivers Deli Bar - Unit 2 Melior Street, SE1 3QP

Dear PC White,

Thank you for your representation for the above site.

We gladly accept the conditions, which are common practice for our company.

In light of this can we proceed with the hours originally applied for?

Kind regards,

NJB



Nick Boland

Operations Director

.....
Lost Rivers Brewing Co.



   lostriversbrew

HISTORY | BEER | CULTURE

This email, including any attachments, is intended only to be read by the person to whom it is addressed. It is confidential, and may contain legally privileged information. If you are not the person to whom this email is addressed, the use, disclosure or copying of this email is strictly prohibited. If you have received this email in error, please delete it and any attachments, and notify us immediately by replying to this email. Confidentiality of legal privilege attached to this email and its attachments is not waived or lost by reason of mistaken delivery. We do not warrant that any attachments are free from viruses or other defects. You assume any and all liability for any loss, damage or other consequences which may arise from opening or using the attachments.

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.

NOTICE - This email and any attachments may be confidential, subject to copyright and/or legal privilege and are intended solely for the use of the intended recipient. If you have received this email in error, please notify the sender and delete it from your system. To avoid incurring legal liabilities, you must not distribute or copy the information in this email without the permission of the sender. MPS communication systems are monitored to the extent permitted by law. Consequently, any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude any binding agreement on behalf of the MPS by email. The MPS accepts no responsibility for unauthorised agreements reached with other employees or agents. The security of this email and any attachments cannot be guaranteed. Email messages are routinely scanned but malicious software infection and corruption of content can still occur during transmission over the Internet. Any views or opinions expressed in this communication are solely those of the author and do not necessarily represent those of the Metropolitan Police Service (MPS).

Find us at:

Facebook: [Facebook.com/metpoliceuk](https://www.facebook.com/metpoliceuk)

Twitter: [@metpoliceuk](https://twitter.com/metpoliceuk)