

Orton, Mark

From: Prickett, Mark
Sent: 21 June 2017 12:04
To: Regen, Licensing
Cc: 'bookings@roxybarandscreen.co.uk'; Orton, Mark; Tear, Jayne; Franklin, David
Subject: Roxy TEN - EPT objection
Attachments: Roxy TEN 2nd July.pdf; Roxy TEN 13th May.pdf; Re: FW: TENs - Roxy, 128-132 Borough High Street

Dear Licensing,

The Environmental Protection Team have reviewed the TEN application at The Roxy Bar & Screen, 128-132 Borough High Street, SE1 1LB.

The event is for a "Summer film screening festival" for 220 people between 00:01 – 06:00 Sunday 2nd July 2017 (extension of Saturday 1st July activities). Licensable activities applied for; sale by retail of alcohol (both on and off the premises), provision of regulated entertainment & late night refreshment.

BACKGROUND

The premises is described within the application form as a "cinema bar, restraint (sic)" .

On their website (<http://www.roxybarandscreen.co.uk/contact/>), the premises is described as follows;

"is a truly unique venue in London that combines a state of art cinema and a relaxed bar & restaurant. Located on increasingly happening borough high street, just three minutes from the famous food market and London bridge. This sumptuous venue is divided in two with a restaurant and a bar at the front or seat back and relax on a curtained off 'cinema' area at the back, where you can enjoy table service while lounging in one of the leather sofas and enjoying the screenings. We have a regular programme of films ranging from Modern to cult classics. Serving traditional beers and unique tasting ales, accompanied by our modern European food with an emphasis on healthy ingredients from the nearby famous food market.

The screenings take place on a 4m state of the art digital cinema screen, making this the only place in London you can enjoy a 'proper' audio-visual cinema experience at the same time as being served fine food and drinks at your table.

Looking for a place to hire?

Yes that's right we also hire our venue for all kinds of events such as private screenings, functions, conferences and launch party. For further information and enquirers please contact us.

The venue has a capacity of 250 and seats around 100 for a screening. It is equipped with a Panasonic HD projector, a 4m wide cinema screen and a Yamaha 5.1 pro-theatre surround sound system."

PREVIOUS TEN AT PREMISES – 13th May 2017

A recent TEN application was submitted to Southwark Council, attached for reference, for licensable activities to take place until 04:30 on Saturday 13th May (an extension of Friday 12th May evening).

The TEN application is attached for reference. The event was for a "family screening event" with "background music". EPT checked at the time and there was no reference to this event on their website.

EPT emailed the applicant to informally request that the existing Roxy premises licence conditions be carried over to cover this event, which was acknowledged and agreed to by the applicant. This email chain is attached for reference.

This was due to concerns over late night use of the premises as a bar/club which has caused noise complaints and public nuisance in the past.

Southwark Council's Night Time Economy officers visited the premises at 01:38 on 13th May 2017 and noted the following;

*We ID ourselves to the SIA door supervisor who was standing inside the premises and asked to speak to the person in charge. He said he would go and get the person in charge. Whilst we were waiting we walked to the back of the premises just past the bar (at ground floor level) where there were curtains pulled across but there was a gap and I could see people dancing. When we entered through the curtains there were appx **50 people dancing to music which was not at background level**. There was a large screen set up and there was film footage of a pop variety being screened. **The patrons were not watching a film per se but dancing to the music that was being played on the sound system**. There were helium balloons in a corner of the room and it would seem that some kind of celebration was occurring. We walked back out to the entrance and waited and the person in charge came back with the SIA. The person in charge told me that his name was Paul Holden. I asked if the film screening was downstairs in the premises and was told that the downstairs was closed and not in use. Mr Holden said that the event was on this floor (ground floor). I asked where the film screening was as all I could see was the party at the back of the premises behind the curtains and he said that is the film screening. I said it was a party/not a film screening although there was film footage on the screen, there was no sound to accompany the footage just party music being played through the sound system. **Mr Holden told me that there was a film screening earlier and it had finished now. I asked what time it finished and he said the film finished at 8/9pm. I asked why a Ten was asked for as this would have been allowed within his normal licence and he shrugged. Left at 01:50.***

In summary, the NTE officers witnessed patrons dancing to regulated entertainment level of music whilst not watching the footage on the screen. The manager at the time Paul Holden also advised that the film screening finished at 8/9pm, when the application requested in the TEN application for the film screening to carry on to 04:30.

Whilst regulated entertainment was permitted on the TEN, this is in contrary to what the event was advised to be on the application form and what EPT & Police reviewed it as.

EPT STANCE

EPT have concerns over the TENs applicant and Roxy management applying for TEN events, detailing the events as 'film screenings' which in reality, from the recent NTE visit, appear to be for the use of the premises as a vertical drinking bar/club.

As such EPT have concerns that public noise nuisance will occur to the residential flats above the premises if these late night events continue to take place at the premises.

The website content, as stated above, advises that the premises "Takes 100 for a screening". The TEN application for the 2nd July is for 220 people, which suggests it will not be used for a film screening.

After a review of the Roxy website there is no mention of a film screening for the evening of Saturday 1st July (the TEN application is for an extension of Saturday night into the morning of Sunday 2nd July); <http://www.roxybarandscreen.co.uk/listings/?cat1=film>. To note there are screenings planned for the evenings of Friday 30th June and Sunday 2nd July.

EPT have concerns regarding public nuisance for this TEN application and therefore **raise objection**.

EPT would request the licensing sub committee, if the TEN is considered acceptable, to formally apply the premises licence conditions to cover the extra hours under this TEN event, as well as consider imposing a condition that live and recorded music is not permitted, i.e. only background music along with the film screening.

Kind regards,

Mark Prickett
Principal Enforcement Officer
Environmental Protection Team
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visit: <http://www.southwark.gov.uk/air-quality>

<http://www.llecp.org.uk/> - London Low Emission Construction Partnership



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