

From: Sebastian O'Driscoll [REDACTED]
Sent: 10 August 2017 15:30
To: Heron, Andrew
Subject: Re: Premises Licence Application

Follow Up Flag: Follow up
Flag Status: Completed

Hi Andrew,

In response to the Representations we are keen to ensure that our premises operates in a way that promotes our licencable objectives.

In response to PC Mark Lynch's recommendations we would suggest:

Regarding late night licence extension. We propose make only on site sales from 11pm-12pm and ensure that consumption of alcohol from 11pm is carried out in the premises. The premises is well insulated and has never had a noise or anti-social complaint made against any activity in the premises. Furthermore a dispersal policy has been created and shared with this application to ensure premises evacuates at the end of the night in a orderly way that ensures prevention of disorder, crime or nuisance.

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.

The Premises already has a CCTV system that covers the entire floor area of the bar. This is a condition of the current licence.

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.

CCTV Footage is captured on SD cards which we use in a rotating basis. Each SD Card is capable of capturing over 31 days of footage however are changed monthly and kept onsite until written over 2 months later. As such we have access to footage up to 60 days. We also have access to outdoor CCTV outside the premises via the Artworks CCTV system.

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

All staff are currently trained under the licencing act 2003 as part of induction process. Records are updated every six months, updating scheduled for November and April annually.

4/ Clear and visible signage on entrance/exit requesting customers to respect neighbours and leave quietly

Signs will be placed at the entrance/exit of the premises and the entrances/exits of the Artworks by Six Yard Box team.

5/ All alcohol off sales shall only be sold in sealed containers for consumption away from the area known as The Artworks

All alcohol off sales to be sold in sealed containers. Signage indicating that all alcohol off sales must be consumers away from Artworks area to be placed by the bar area and at the entrance/exit area.

I am more than happy to discuss further directly with PC Lynch if he would rather chat about this in person.

Thanks

Seb

On 10 August 2017 at 12:56, Heron, Andrew <Andrew.Heron@southwark.gov.uk> wrote:

No worries – I'm in the office all afternoon, so give me a call if you want to talk anything through, as I think we can get this sorted without the need for a Hearing.

Regards,

Andrew Heron

Principal Licensing Officer

London Borough of Southwark

Regulatory Services – Environment & Leisure

020 7525 5767

Address: Licensing Unit, Hub 1, Floor 3, 160 Tooley Street, London, SE1 2QH

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Website: www.southwark.gov.uk

Heron, Andrew

From: Sebastian O'Driscoll [REDACTED]
Sent: 10 August 2017 16:19
To: Heron, Andrew
Subject: Re: Premises Licence Application

Follow Up Flag: Follow up
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Hi Andrew,

Please find enclosed a response to David Franklin's representation regarding our licence application. I have noticed that this representation was dated on June 27th - which is before the licence application was filed. Does this mean that it was a representation to the previous application and if so is it still valid as we made a number of amendments to the 2nd application in response to representations received from the first application made in May 2017.

Enclosed are our responses:

The application does not specify the nature of the premises, but in the absence of the provision of substantial food it should be classified as a bar. The plans for the premises show shipping container outlined in red as the proposed licensable area of the premises and does not include any outside areas of the courtyard as part of the premises.

The premises is classified as a bar. The premises is located in the Artworks area and does not included the Courtyard as part of the premises. We would ask the Licencing Authority to include the demise of the Artworks courtyard as an off-site location where Six Yard Box patrons can consume beverages purchased on the premises. This area is included in the plans provided. Six Yard Box staff have responsibility for this area as they regularly clean this area throughout opening hours, provide security via a walkie talky system with Longwave Bar and Artworks Security Team.

The premises sits in the Elephant and Castle major town centre area, the Southwark Statement of Licensing Policy 2016 – 2020 in section seven gives the appropriate closing times for bars in this area as: Policy closing times Sunday to Thursday 23:00 hours Friday and Saturday 00:00 hours The closing times within the application are 30 minutes beyond the appropriate closing times in the Policy. There is a current premises licence for this premises held by Sebastian O'Driscoll, who is a director of Six Yard Box Limited. The licensable activities of the current premises licence are: Sale of alcohol on the premises on the premises Monday to Sunday 12:00 to 23:00 hours Friday and Saturday 12:00 to 23:00 hours Opening Hours Sunday to Thursday 12:00 to 23:00 hours Friday and Saturday 10:00 to 23:00 hours Recorded music is exempt from the requirement for a premises licence on alcohol licensed premises of a capacity under 500 persons between 08:00 and 23:00 hours and is therefore not required on the existing premises licence. The Council have received a number of complaints regarding the use of outdoor areas for licensable activities from residents near to The Artworks.

The Six Yard Box has never received a complaint regarding noise or anti-social behaviour. I believe those complaints have been regarding live music events held by the Artworks Management Team and more recently the Lost Rivers Site next door to the Artworks.

The Six Yard Box premises is well insulated and noise from the premises cannot be heard from outside the Artworks demise. We would propose a condition where by patrons must be inside the premises after 23:00 in order to consume alcohol provided from the Six Yard Box.

A visit was made to the premises by a Licensing Officers on the night time economy team on the evening of 17 February 2017, Mr Eoin O'Flynn, a director of Six Yard Box Limited, was managing the premises breaches of the Licensing Act 2003 were found for the following items: • The Premises Licence (or certified copy) was not available at the premises. Breach of Section 57(3) of the Licensing Act 2003. • The CCTV installed at the premises was not working and as such the CCTV footage which should be kept for a period of 31 days was not available. Contrary to conditions 288 and 289 on the premises licence. • Staff training records regarding responsibilities under the licensing act 2003 were not available for inspection. Contrary to condition 340 on the premises licence. A warning letter was sent to the premises licence holder Sebastian O'Driscoll, a copy of the letter is attached to this representation for reference. A revisit was made on 05 May 2017, the matters listed above were found to be rectified and the premises was compliant with their premises licence.

We are now compliant with current premises licence and have always looked to work with Council and Licence Team to ensure that we do our utmost to fulfil licensing objectives; for example we signed up to Women's Safety Charter and train our staff on it in our induction.

To promote the licensing objectives for the prevention of public nuisance and disorder I ask that this application is amended to the following hours with the conditions added: • Recorded Music Indoors Sunday to Thursday 12:00 to 22:30 hours Friday and Saturday 12:00 to 23:30 hours • Sale of alcohol on the premises both on and off the premises Sunday to Thursday 12:00 to 22:30 hours Friday and Saturday 12:00 to 23:30 hours • Opening Hours Sunday to Thursday 12:00 to 23:00 hours Friday and Saturday 12:00 to 00:00 hours

We would propose maintaining Sale of Alcohol 12:00 - 23:00 Sunday - Thursday, 12:00 - 00:00 Friday and Saturday and opening hours as 12:00 - 23:30 Sunday - Thursday, 12:00 - 00:30 Friday and Saturday however install a condition that all patrons must move inside the Premise after 23:00. Along with the implementation of dispersal policy (below) I think this will have a greater impact on the prevention of crime and disorder and of public nuisance.

• All off sales of alcohol shall be in closed containers to be taken away for consumption away from the vicinity of the premises.

All alcohol off sales shall only be sold in sealed containers for consumption away from the area known as The Artworks. Signage indicating that all alcohol off sales must be consumed away from Artworks area to be placed by the bar area and at the entrance/exit area.

• Additionally a dispersal policy for the premises should be written and staff trained on the policy. A copy of the policy to be kept on the premises.

A Dispersal Policy has been created and added to this application to ensure premises evacuates at the end of the night in a orderly way that ensures prevention of disorder, crime or nuisance.

• The premises is limited to 40 patrons at any one time.

The premises will add a limit of 40 patrons at any one time to its licensing objectives.

I am very happy to discuss this in person or over the phone with David if he has any other concerns about the new licence.

Thanks

Seb

On 10 August 2017 at 15:29, Sebastian O'Driscoll [REDACTED] wrote:
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Principal Licensing Officer

London Borough of Southwark

Regulatory Services – Environment & Leisure

020 7525 5767

Address: Licensing Unit, Hub 1, Floor 3, 160 Tooley Street, London, SE1 2QH

Switchboard: 020 7525 5000

Website: www.southwark.gov.uk

From: Sebastian O'Driscoll [mailto:sixyardboxseb@gmail.com]

Sent: Thursday, August 10, 2017 12:56 PM

To: Heron, Andrew

Subject: Re: Premises Licence Application