

APPENDIX C

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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 2ER
Tel: 020 -7232 6756
SouthwarkLicensing@met.police.uk

Our reference: MD/2993/17
Date: 04//August/ 2017

Dear Sir/Madam

La Barra Arch 147 Eagle Yard Unit 2 Hampton Street SE1 6SP

Police are in receipt of an application from the above for a major variation to premises licence to be granted under the licensing act 2003 for the following hours

	Days	Start Time	Finish Time
The supply alcohol:	Sunday to Thursday	08:00	23:30
	Friday and Saturday	10:00	03:00
The provision of regulated entertainment:	Sunday to Thursday	23:00	23:30
	Friday and Saturday	23:00	03:00
The provision of late night refreshment	Sunday to Thursday	23:00	23:30
	Friday and Saturday	23:00	03:00
Opening Hours:	Sunday to Thursday	08:00	23:30
	Friday and Saturday	08:00	03:00

The hours of operation as per the application are considerably later than that recommended by the Southwark Statement of Licensing policy 2016-2020. The venue currently operates as a restaurant and has generous opening hours that fall outside that which is recommended by the policy. The increased hours further would represent night club operation hours in a heavily populated residential area. The application does not contain any evidence to support any deviation from this policy and the applicant has made no effort to further address the licencing objectives therefore we recommend that this application is refused.

This recommendation is made under the licensing objectives, the prevention of crime and disorder and the prevention of public nuisance.

As per the Licensing policy, this area of the Southwark is not suitable for late night music venues because of its residential status.

It is for the above reasons that the Police object to the granting of the additional hours of operation.

Submitted for consideration

Pc Mark Lynch 246MD
Southwark Police Licensing Office
Southwark Police Station
323 Borough High Street SE1 1JL
0207 232 6756

Heron, Andrew

From: Regen, Licensing
Sent: 03 August 2017 12:15
To: Bray, Suzanne
Cc: Heron, Andrew
Subject: FW: EPT objection - Variation application - La Barra, Arch 147 Eagle Yard
Attachments: stahir_07-07-2017_14-04-25.pdf

From: Prickett, Mark
Sent: Thursday, August 03, 2017 11:39 AM
To: Regen, Licensing
Subject: EPT objection - Variation application - La Barra, Arch 147 Eagle Yard

Dear Licensing,

The Environmental Protection Team (EPT) have reviewed the major variation premises licence application for La Barra, Unit 2 Arch 147, Eagle Yard, SE1 6SP.

Proposal for variation: "...to extend our licence activities sale of alcohol, late night refreshment and recorded music on Fridays and Saturdays to 3.00am". "We are a Latin restaurant and most of our customers like to have their meals late on the weekends and listen to music while they have their meals".

Changes to licensable activities sought;

Recorded music (indoors): 10:00 – 03:00 Fridays & Saturdays
Late Night Refreshment (indoors): 23:00 – 03:00 Fridays & Saturdays
Supply of alcohol (on the premises): 10:00 – 03:00 Friday & Saturdays

Revised opening hours:
08:00 – 23:30 Sunday to Thursday
08:00 – 03:00 Friday & Saturday

Section M part d) of the application has been reviewed. There are no measures put forward on how to prevent public nuisance from occurring from the operation of the premises till 3am in the morning on weekends.

There are no conditions on the current premises licence controlling noise levels from recorded music.

EPT are also aware of numerous complaints made to the licensing department against the La Barra premises regarding loud music noise, public nuisance and allegations of the premises operating beyond their permitted times.

EPT at present raise strong concerns that public nuisance will be caused to neighbouring residents if this premises is permitted to operate until 0300 at weekends. The level of detail given in the application to address the public nuisance section outlines the managements consideration to this matter.

EPT raise objection to this application.

Kind regards,

Mark Prickett
Principal Enforcement Officer
Environmental Protection Team
Tel: 020 7525 0023

Postal address: Southwark Council, Environmental Protection Team, Regulatory Services, 3rd Floor
Hub 1, PO Box 64529, London, SE1P 5LX

Office address (By appointment only): Southwark Council, 160 Tooley Street, London, SE1 2QH

visit: <http://www.southwark.gov.uk/air-quality>

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



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MEMO: Licensing Unit

To Licensing **Date** 04 August 2017

Copies

From David Franklin **Telephone** 020 7525 5800

Email david.franklin@southwark.gov.uk

Subject La Barra, Arch 147, Eagle Yard Unit 2, Hampton Street SE1 6SP

I make this representation with regards to the variation application for a premises licence by La Barra Ltd Limited for the premises La Barra, Arch 147, Eagle Yard Unit 2, Hampton Street SE1 6SP.

My representation is based on the licensing objectives for the prevention of crime and disorder and the prevention of public nuisance.

The application seeks to extend the hours of operation for sale of alcohol and late night refreshment on Fridays and Saturdays to 03:00 on the days following and the opening hours to 03:30.

Recorded music is applied for from 22:00 to 03:00 hours, however this is exempt on premises with a premises licence prior from 22:00 to 23:00 hours.

The premises is within the Elephant and Castle Major Town Centre Area and the Southwark Statement of Licensing Policy 2016 – 2020 stats that from table 2 (page 39) that the closing times for restaurants and cafes in this area is:

Sunday to Thursday is 00:00 hours

Friday and Saturday is 01:00 hours (on the days following)

This is inconsistent with the hours submitted within the application and no reasons or explanation is offered within the application to why this premises could operate beyond the policy hours and not have a negative impact on the licensing objectives.

It is my contention that patrons leaving the premises after 01:00 hours having consumed alcohol will cause problems within the area of disorderly conduct and cause public nuisance to the residents trying to sleep in nearby accommodation.

I am also concerned that the operating schedule does not include any conditions to control the escape of recorded music from the premises, or the sound of noisy customers within the premises and customers leaving the premises at closing time and causing a public nuisance to residents.

I therefore recommend that this application is rejected.

If the applicant wished to offer conditions and a dispersal policy to address noise from music and patrons then I would be willing to consider an extension of hours within the hours stated in the policy sale of alcohol to 00:30, the addition of recorded music to 00:30 and closing at 01:00 hours.

David Franklin
Licensing Authority as a Responsible Authority