

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

From: lan.Clements@met.pnn.police.uk [mailto:lan.Clements@met.pnn.police.uk]

Sent: Wednesday, July 26, 2017 2:31 PM

To: Regen, Licensing

Subject: Emailing: Tonkotsu 133 Rye Lane SE15 4ST

Please see attached letter of representation in regard to the above new premises licence application.

Kind regards

Ian Clements PC 362 MD
Police Licensing Officer
Southwark Police Station
323 Borough High Street SE1 1JL
T 0207 232 6756
M 07974 836 444
lan.clements@met.pnn.police.uk



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: 020 7232 6756
Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/ 2991/17

Date: 26th July 2017

Dear Sir/Madam

Re:- Tonkotsu 133 Rye Lane London SE15 4ST

Police are in possession of an application from the above for a new premises licence. The application describes the operation as a restaurant with ancillary bar for patrons waiting to dine.

The applicant has offered a number of control measures as part of the application, in principle we are in agreement with the recommendations, however the wording of each condition is vital in order to negate any 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.
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.
3. 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.
4. 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.
5. Intoxicating liquor shall not be sold or supplied for consumption on the premises other than to persons taking table meals there or for those at the bar area waiting to be seated and for consumption by such person as an ancillary to their meal.
6. Save for those patrons waiting in the bar area, the supply of alcohol will be by way of waiter/waitress service only.
7. Off sales will be in sealed containers only and for consumption away from the premises.

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

Yours Sincerely

PC Ian Clements 362MD

Southwark Police Licensing Unit

Tel: 0207 232 6756

From: Graham.S.White@met.pnn.police.uk
To: McArthur, Wesley
Subject: RE: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)
Date: 15 August 2017 11:26:40

Wes,

Yes we withdraw are representation on agreement to the conditions.

If you have any others outstanding let me know as not seen lan as leave overlapped by a day.

Thanks

Graham

From: McArthur, Wesley [mailto:Wesley.McArthur@southwark.gov.uk]
Sent: 15 August 2017 11:24
To: White Graham S - MD <Graham.S.White@met.pnn.police.uk>
Cc: Lynch Mark A - MD <mark.A.Lynch@met.pnn.police.uk>
Subject: FW: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)

Hi Graham,

In lan's absence please see the email below. The applicant has agreed to the conditions suggested by lan. Can you confirm whether the rep' is withdrawn or not, thanks.

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

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2QH

From: Piers Warne [mailto:████████████████████]
Sent: Friday, August 11, 2017 3:29 PM
To: Ian.Clements@met.pnn.police.uk
Cc: McArthur, Wesley
Subject: RE: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)

Dear Ian

Further to your representation in relation to this application, I can confirm that my client is happy to agree to the amendments set out in your representation. Please feel free to call me if you have any queries, however on the basis of this agreement can I ask that you confirm that you will be withdrawing your representation.

I have copied in Wesley who is the licensing officer dealing.

Kind regards

Piers

Piers Warne
Associate

[REDACTED]

[REDACTED]

[REDACTED]

From: [Tear, Jayne](#)
To: [Regen. Licensing](#)
Cc: [McArthur, Wesley](#)
Subject: REPRESENTATION RE - Tonkotsu
Date: 01 August 2017 23:32:40
Attachments: [Tonkotsu.pdf](#)
Importance: High

Dear Licensing

Please find attached my representation regarding the above application,

With kind regards

Jayne

Jayne Tear - Principal Licensing Officer – As Responsible Authority for Licensing

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

Direct line 020 7525 0396 | Fax 020 7525 5735 | Call Centre 020 7525 2000

Visit our web pages <http://www.southwark.gov.uk/licensing>

MEMO: Licensing Unit

To	Licensing Unit	Date	1 August 2017
Copies			
From	Jayne Tear	Telephone	020 7525 0396
Email	Jayne.tear@southwark.gov.uk		

Subject Re: Tonkotsu, 133 Rye Lane, London, SE15 4ST
Application for a premises licence.

I write with regards to the above application for a premises licence submitted by Tonkotsu Limited under the licensing act 2003.

The application seeks the follows licensable activities:

- Late night refreshment (indoors) on Sunday to Thursday from 23:00 to 00:00 and on Friday and Saturday from 23:00 to 01:00 the following day.
- Supply of Alcohol (on and off the premises) on Sunday to Thursday from 11:00 to 23:30 and on Friday and Saturday from 11:00 to 00:30 the following day.
- The proposed opening hours will be on Sunday to Thursday from 11:00 to 00:00 and on Friday and Saturday from 11:00 to 01:00 the following day.

The premises is described as follows:

'Japanese raman restaurant with and ancillary bar for the use of customers waiting to dine only. The premises will be part of a successful group of similar restaurants run by the applicant.'

The premises is situated in Peckham Major Town Centre and under the Southwark Statement of Licensing policy 2016 - 2020 the appropriate closing times for restaurants on Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours.

This premises also falls within the Peckham CIP Area which does not apply to restaurants.

My representation is submitted under the prevention of crime and disorder and the prevention of public nuisance licensing objectives and has regard to the Southwark Statement of Licensing Policy 2016 – 2020

There are conflicting conditions within the operating schedule which state the following:

- Alcohol for consumption on the premises to be sold to persons at tables or at the bar
- Alcohol for consumption on the premises to be served as ancillary to table meals

I seek clarification regarding these conditions to ensure that the premises operates as a restaurant and not a bar, in which case the Peckham CIP policy would apply.

Furthermore is not clear from the plans how the basement area will be used and I ask the applicant to provide further information.

Due to the limited information on the application form and to further address the licensing objectives I also ask the applicant to provide the following information:

- An accommodation limit for the basement of the premises (to be conditioned).
- An accommodation limit for the first floor of the premises. (to be conditioned).

And to consider adding a further condition to the operating schedule as follows:

- Any '*off sales*' of alcohol shall be provided in sealed containers and taken away from the premises

I therefore submit this representation and welcome any discussion with the applicant to consider the above representation

Southwark's Statement of Licensing Policy 2016 – 2020 can be found on the following link:
[http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003 -
_southwark_statement_of_licensing_policy_2016 - 2020](http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003_-_southwark_statement_of_licensing_policy_2016_-_2020)

Jayne Tear
Principal Licensing officer
In the capacity of the Licensing Responsible Authority

From: [Franklin, David](#)
To: ["Piers Warne"](#)
Cc: [McArthur, Wesley](#)
Subject: RE: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)
Date: 14 August 2017 13:05:55

Hi Piers,

Thanks for your reply.

Jayne has asked for the accommodation limit to be set as a condition, therefore I am happy to withdraw the representation for the Licensing RA on that basis with the two agreed conditions.

Kind regards

David

David Franklin
Team Leader Licensing
Regulatory Services

From: Piers Warne [mailto:████████████████████]
Sent: Monday, August 14, 2017 9:30 AM
To: Franklin, David
Cc: McArthur, Wesley
Subject: RE: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)

Good morning David

Many thanks for your email.

I can confirm that my client is happy to amend condition 1 to read: '*Alcohol for consumption on the premises to be sold to persons at tables or at the bar for patrons waiting for a table.*'

I can also confirm that the basement is only shown on the plan for a toilet and is not being used for licensable activities.

The capacity for the premises (diners and people waiting for tables) is estimated to be 64.

I trust that this assists.

Kind regards

Piers

Piers Warne
Associate

████████████████████
████████████████████
████████████████████

From: Franklin, David [<mailto:David.Franklin@SOUTHWARK.GOV.UK>]
Sent: 14 August 2017 08:36
To: Piers Warne
Cc: McArthur, Wesley
Subject: RE: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)

Hi Piers,

Thanks you for your response to Jayne's email and you clients agreement to the condition on off sales of alcohol. As Jayne is on leave this week I would respond on behalf of the Licensing Responsible Authority.

Would your client agree to a an adjustment of the first condition mentioned in Jaynes email:

- Alcohol for consumption on the premises to be sold to persons at tables or at the bar for patrons waiting for a table.

With regards to capacity, we have not asked for a capacity limit in terms of fire risk as that would be a matter for the fire regulations regarding the calculation of the available escape routes for th premises, we are asking for an accommodation limit for the restaurant floors which is usually calculated from the number of covers and a number of patrons who will be at the bar and also by assessing the toilet accommodation. This is to assist with assessing the impact of the premises in the area with regards to prevention of public nuisance and disorder.

Kind regards

David

David Franklin
Team Leader Licensing
Regulatory Services

From: McArthur, Wesley
Sent: Friday, August 11, 2017 5:11 PM
To: Franklin, David
Subject: FW: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)
Importance: High

FYI

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

Fax: 020 7525 5705

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street,
SE1 2QH

From: Piers Warne [mailto: [REDACTED]]
Sent: Friday, August 11, 2017 5:10 PM
To: Tear, Jayne
Cc: McArthur, Wesley
Subject: FW: Application for a premises licence - Tonkotsu, 133 Rye Lane, Peckham, London, SE15 4ST (our ref: 859460)
Importance: High

Dear Jayne

I act for the applicant and write further to your representation.

I can confirm that the premises will trade exclusively as a restaurant on both floors. The 'bar' facility is simply for customers coming to dine who are waiting for a table to be able to have a drink whilst they wait. This is not a bar facility for non-diners and therefore the application falls within the restaurant exemption to the Council CIP policy.

I can also confirm that my client is happy to agree to the following condition:

Any 'off sales' of alcohol shall be provided in sealed containers and taken away from the Premises

In terms of capacity, this will be set by fire risk assessment once the premises is fitted out. However, with the exception of the small bar area for customers waiting for their table the premises, the premises will be fully laid out to tables and chairs.

I hope that the above assuages your concerns, although I would be more than happy to discuss any aspect of the application with you, should you wish.

Kind regards

Piers

Piers Warne
Associate

[REDACTED]
[REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Tuesday, August 01, 2017 1:36 PM
To: Regen, Licensing
Subject: Objection to Tonkotsu Ltd Premises License Application / License No 859460

Pls find letter of Objection attached,

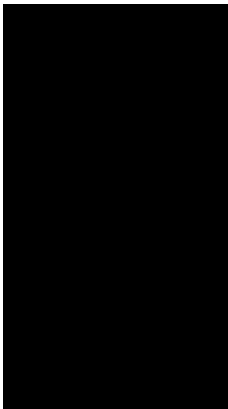
Note: will also upload info via website to ensure that our comments are received and part of the important conversation,

Pls confirm receipt of this email,

With thanks,

All the best,

[REDACTED]
Director + Founder



Aug 01 - 2017

Dear Sir / Madame,

Re Objection to Tonkotsu Ltd Premises License Application / License No 859460

i am a Director and Founder of [REDACTED] [REDACTED] and i am writing to object to the application of Tonkotsu. Specifically it's proposed late night opening hours Friday + Saturday, something which would be catastrophic for our businesses. With 11pm - 3am both nights being our peak hours of operation.

Although we welcome Tonkotsu and have absolutely no issue with the type of

business that they would conduct (in fact we welcome it) however as we are placed at the rear of [REDACTED] and have utilised both Rye lane and [REDACTED] to exit and enter patrons for the past 10years ([REDACTED] formed Aug 2007), we feel that the time applied for by Tonkotsu for the supply of late night refreshments, namely 1am at weekends [Fri + Sat] would seriously jeopardise our operations at weekends and make it near impossible to operate and answer our licensing requirements sufficiently.

As mentioned, we / The [REDACTED] have operated for ten years [adding [REDACTED] in 2014] and have and will continue to utilise both Rye Lane and The [REDACTED] to successfully queue customers in a systematic and organised manner - in a location that already has reached its maximum people saturation level [especially Fri + Sat]. We believe it is crucial that we be allowed to continue to utilise aforementioned space for these purposes and answer our licensing obligations in full.

Furthermore, having checked the Tonkotsu website (which is part of a chain), their standard operating hours at other London branches in Soho, Selfridges and Mare St, all open at 11am/12pm and close at 1030pm, Opening times that would extremely well for us, and would allow us to continue to operate with few relevant changes [Note: Saturdays - people Queue from 930pm onwards] however and for some reason Tonkotsu Peckham Application applies for a 1am License Fri + Sat which and as mentioned will seriously jeopardise our queuing system and in turn our entire operation / business. The Idea of customers exiting Tonkotsu into a large audience exiting and entering [REDACTED] premises during peak times is a recipe for disaster and for us one that should be avoided at all costs.

[REDACTED]
[REDACTED]
[REDACTED] continued

There is only so much space (and to re-iterate) the idea of Tonkotsu exiting customers directly into our Queuing system would not be safe or correct and as mentioned would severely restrict and jeopardise the system that we have used so successfully for a decade and in turn our business, as we simply would not be able to answer our licensing objectives correctly or in full should Tonkotsu License be granted as it currently is.

We would ask that Tonkotsu work with us and invite them to have an 'operational conversation' with us, so that we can clearly advise them of what we do, how we do it and what we need to keep doing it. For us it is all about collaboration, so if Tonkotsu would look at opening at times which fit alongside their normal / existing operating Hours and open no later than e.g. 2300hrs Fri + Saturday, we could [with a few tweaks] make it work. That said and as mentioned, Saturdays will still be difficult as we have guests arriving as early as 930pm, but we would like to try our best to accommodate Tonkotsu business, but not at the sake / detriment of our own . To be clear, during the week, it is not an issue as we open til 11pm Sun-Mon and Thurs we have a late audience and relatively small numbers of guests. Friday and Saturday however, are a whole other ball game, where we are busy early til late [11pm - 3am peak hrs]. Friday and Saturday being the 2 days that essentially pay for most of our operations. Theatre to Record Shop, Live Space to [REDACTED] Lounge, Community and Workshop Meetings to Theatre Rehearsal Spaces.

Tonkotsu's application jeopardises all of this and i would like to make the argument that what we / The [REDACTED] do is of enormous importance to Peckham and the wider area + is a large part of the cultural and performing arts scene - Not just locally, but internationally. Furthermore, we employ and contract approx 100 people per week, generate enormous sums for the local and wider community (e.g. when we have a capacity event, every bar and restaurant in Peckham is full - namely every Saturday) and The [REDACTED] [Also known as The [REDACTED]) has played a leading role in the uplifting of the entire area and the championing of major local and International Music, Arts Led and Important community and charity projects + More - All of which would be put seriously put under threat / become unsustainable as a business - for the sake of 2 extra hours of Trading and alcohol sales + profit at Tonkotsu. Something in the bigger picture, that simply doesn't make sense.

Hence we feel that have no cause of action but to object to this application in the strongest possible terms and ask Tonkotsu to reconsider it's proposed opening hours and make them more in line with their existing Restaurant Chains operating schedule, namely 1100hrs/1200hrs to 2230hrs/ 2300hrs latest at weekends.

[REDACTED]

continued

Should you require any more information or details of our objection, then pls don't hesitate to get in touch + i look forward to an amicable resolution to this issue,

Yours Sincerely,

[REDACTED]

[REDACTED]

Aug 01 2017

Director + Founder

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Tuesday, August 01, 2017 4:44 PM
To: Regen, Licensing
Subject: Objection to license 859460, 133 Rye Lane (Tonkatsu), 1 Aug 2017

To whom it may concern, from:

[REDACTED]

Home and contact:

[REDACTED]

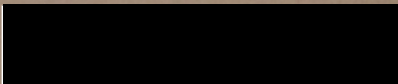
Objection written 1st Aug 2017

Signed and scanned document attached.

This is an objection to the planning proposal for Tonkatsu on 133 Rye Lane from [REDACTED], a record shop, bar and venue situated at the [REDACTED]. Firstly I would just like to say that I'm excited to welcome a new restaurant and bar to our community! Especially a ramen place as I'm a big fan. However, I'm very concerned about the lateness of the license and how this will affect our current entrance situation at the weekends. As I'm sure you know we share an entrance with the [REDACTED] which hasn't been an issue but is a very closely managed situation with huge numbers of people queing outside for club nights. As a result we have a tightly monitored fire procedure and crowd control measures in place, and I'm struggling to see how another venue will fit in with this? Especially during the times between 10pm and 1am on weekends when the entrance is controlled by the [REDACTED] and stops being a public through-route. So far we have not been consulted at all on this and it would be destructive to all businesses and potentially put the public at risk if there wasn't a plan for how this would operate and synchronise with current health and safety and fire risk measures. Without this consultation I don't believe this proposal is currently realistic.

Regards,

[REDACTED]

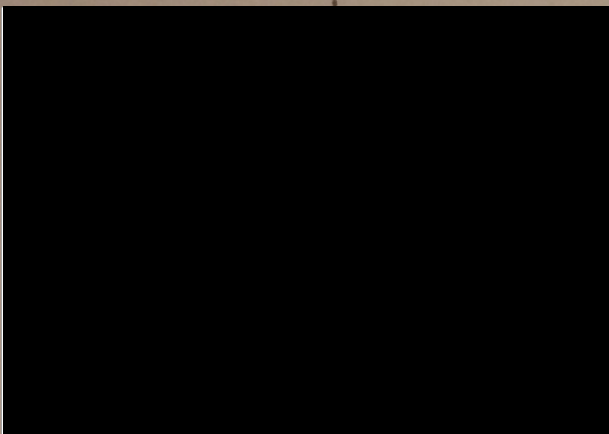


Objection to license 859460, 133 Rye Lane (Tonkatsu), 1 Aug 2017¹

Rye Wax <info@ryewax.com>
Draft To: licensing@southwark.gov.uk

1 August 2017 at 16:30

To whom it may concern, from:

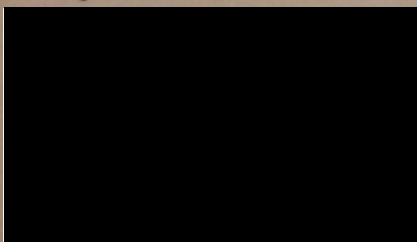


Objection written 1st Aug 2017

Signed and scanned document attached.

This is an objection to the planning proposal for Tonkatsu on 133 Rye Lane from [REDACTED] a record shop, bar and venue situated at the same address. Firstly I would just like to say that I'm excited to welcome a new restaurant and bar to our community! Especially a ramen place as I'm a big fan. However, I'm very concerned about the lateness of the license and how this will affect our current entrance situation at the weekends. As I'm sure you know we share an entrance with the [REDACTED] which hasn't been an issue but is a very closely managed situation with huge numbers of people queuing outside for club nights. As a result we have a tightly monitored fire procedure and crowd control measures in place, and I'm struggling to see how another venue will fit in with this? Especially during the times between 10pm and 1am on weekends when the entrance is controlled by the [REDACTED] and stops being a public through-route. So far we have not been consulted at all on this and it would be destructive to all businesses and potentially put the public at risk if there wasn't a plan for how this would operate and synchronise with current health and safety and fire risk measures. Without this consultation I don't believe this proposal is currently realistic.

Regards,



From: [REDACTED]
Sent: Tuesday, August 01, 2017 4:57 PM
To: Regen, Licensing
Subject: Re: Objection to Premises licence application No. 859460

[REDACTED]

01.08.2017

Dear Sir / Madam,

I would like to object to the New premises licence application no. 859460 for Tonkatsu limited.

I am the licensee and designated premises supervisor for [REDACTED], which is located [REDACTED] proposed location at 133 Rye Lane and [REDACTED]

Tonkatsu seems like a fantastic business and we would like to welcome them to 133 Rye Lane.

Unfortunately, I have become extremely concerned about the proposed late opening hours up to 1am especially on the weekends. Our peak times on Fridays and Saturdays are 11pm-3am (doors opening at 10pm), with high volume of foot traffic entering and exiting [REDACTED] via alleyway at [REDACTED], right next to the proposed new entrance to Tonkatsu. I strongly believe that introduction of an additional late night business (post 10.30 / 11pm) within metres of the existing entrance will cause congestion and could be detrimental to the safety of our customers and compromise our ability to answer the four licensing objectives.

I am also concerned about the wider impact on fire routes and evacuation procedures after 11pm if additional numbers of people are introduced right in front of us with kitchen operations / extractions, rubbish disposal and what I assume is a smoking area on Rye Lane.

That said, I feel that with slightly reduced opening hours for Tonkatsu, both businesses could coexist and thrive without compromising on safety. Tonkatsu's all other branches are closing between 9-11pm, which makes me believe that their business model works well with earlier than proposed closing times.

Kind regards,

[REDACTED]

