

From: Graham.S.White@met.pnn.police.uk [mailto:Graham.S.White@met.pnn.police.uk]
Sent: 19 July 2017 16:59
To: Regen, Licensing
Cc: Tear, Jayne; Prickett, Mark
Subject: Everyman Cinema, 1 Bank End

Please find attached the police response to the above application
Regards

PC Graham White 288MD
Southwark Police Licensing Unit
323 Borough High Street
London
SE1 1JL
Tel: 0207 232 6756 (726756)
SouthwarkLicensing@met.police.uk
graham.white4@met.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/ 2989/17

Date: 19th July 2017

Dear Sir/Madam

Re:- Everyman Cinema, 1 Bank End, London SE1 9BU

Police are in possession of an application from the above for a new premises licence. The application describes the operation as a National Boutique Cinema and is situated on the site formally Vinopolis.

The terminal hour applied for falls 30 minutes outside the planning permission granted and the Southwark council Statement of Licensing policy advise parity and

proper integration between Licensing and planning hours and the applicant should have relevant planning consent prior to the application. The hours set out in the application would be in conflict to those granted by planning and the applicant could be prosecuted for breach of planning.

Police object to the granting of the licence in its current format but would recommend the following conditions to be included on the licence to promote the crime and disorder licensing objective. Some of which may have been offered as part of the operating schedule but the wording is important 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 all areas the licensable activities are carried out..
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 otherwise than to persons who hold a ticket for an event, show, production or screening at the venue.

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
Tel: 0207 232 6756

From: Prickett, Mark mark.prickett@southwark.gov.uk
Sent: Wednesday, July 19, 2017 4:25 PM
To: Regen, Licensing
Cc: McArthur, Wesley; Tear, Jayne; 'SouthwarkLicensing@met.police.uk'; 'darren.oleary@keystonelaw.co.uk'
Subject: EPT rep - Everyman Cinema, 1 Bank End, SE1

Dear Licensing,

The Environmental Protection Team have reviewed the new premises licence for Everyman Cinema, 1 Bank End, SE1 9BU.

The application seeks plays, films, live/recorded music, performance of dance (all indoors) Monday to Sunday 08:00-00:00 and late night refreshment (both indoors and outdoors) from 23:00-00:00 Monday to Sunday.

Supply of alcohol is proposed both on and off the premises between 08:00 – 00:00.

Application seeks opening hours of 08:00 – 00:30 7 days a week.

Section M, part d) of the application details the following measures to address the prevention of public nuisance licensing objective;

5. No music shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance at the nearest noise sensitive premises
6. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
7. A dedicated telephone number for the Designated Premises Supervisor or the duty manager shall be maintained for use by any person who may wish to make a complaint.

SITE HISTORY

Planning application 15/AP/3066 permitted the redevelopment of the 1 Bank End site (formally Vinopolis), and relevant conditions are as follows;

22 Any deliveries, unloading and loading to the commercial units shall only be between the following hours:
Monday to Saturday - 07:00 - 10:00, Sundays/ Bank Holidays - 08:00 - 10:00 hours.

Reason

To ensure that and occupiers of the development and occupiers of neighbouring premises do not suffer a loss of amenity by reason of noise nuisance in accordance with The National Planning Policy Framework 2012, Strategic Policy 13 High Environmental Standards of the Core Strategy 201 and Saved Policies 3.2 Protection of Amenity of The Southwark Plan 2007

23 a) The Class A3 and A4 uses hereby permitted shall not be carried on outside of the hours 08:00 to midnight on any day.

b) The gallery and cinema (Class D2) shall not be carried on outside the hours of 08:00 to midnight on any day.

Reason:

To safeguard the amenities of neighbouring residential properties in accordance with The National Planning Policy Framework 2012, Strategic Policy 13 High environmental standards of The Core Strategy 2011 and Saved Policy 3.2 Protection of Amenity of The Southwark Plan 2007.

Documents relating to the planning application can be found here;

[http://planbuild.southwark.gov.uk:8190/online-applications/applicationDetails.do?activeTab=summary&keyVal= STHWR_DCAPR_9561755](http://planbuild.southwark.gov.uk:8190/online-applications/applicationDetails.do?activeTab=summary&keyVal=_STHWR_DCAPR_9561755)

EPT STANCE

The licence application seeks opening hours 30 minutes longer than the opening hours stipulated within condition 23 planning permission 15/AP/3066. EPT request that the opening hours be amended and as a result the licensable activities should be brought back 30 mins also.

The plan is also not very clear showing where the site is in relation to the whole site and surrounding area. From a review of the planning application plans it appears as if the basement proposed for cinema use is in very close proximity to existing residents in Park Street.

How is applicant planning to ensure there will be no public noise nuisance emanating from the proposed use?

How does the applicant plan to sell late night refreshment outdoors when the premises is a cinema within a basement? Is there an outdoor area proposed?

Why are sales of alcohol required for off the premises?

At present EPT raise concern with regards to public nuisance being caused to the closest residential properties from this premises, and therefore **make representation** against this application.

Kind regards,

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

From: Tear, Jayne
Sent: Wednesday, July 19, 2017 6:06 PM
To: Regen, Licensing
Cc: Heron, Andrew; Mills, Dorcas
Subject: REPRESENTATION RE EVERYMAN CINEMA
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
Date: 19 July 2017
Copies:
From: Jayne Tear
Telephone: 020 7525 50396
Email: jayne.tear@southwark.gov.uk

Subject Everyman Cinema, 1 Bank End, London SE1 9BU

I make this representation with regards to the new application for a premises licence by Everyman Media Limited for the Everyman Cinema, 1 Bank End, London SE1 9BU.

My representation is based on promoting the licensing objectives for the prevention of crime and disorder, prevention of public nuisance and public safety and relates to the Southwark Statement of Licensing policy 2016 – 2020. The application asks for the following licensable activities:

Entertainment for Plays, Films, Live Music Recorded Music, Performance of Dance and Anything Similar – All Indoors

Monday to Sunday 08:00 to 00:00 hours

Sale of alcohol on the premises both on and off the premises

Monday to Sunday 08:00 to 00:00 hours

Late night refreshment both indoors and outdoors.

Monday to Sunday 23:00 to 00:00 hours

Opening Hours

Monday to Sunday 08:00 to 00:30 hours

The premises is described as a “national boutique cinema.” The proposed closing times are within the premises closing times for Bankside, Borough, London Bridge Strategic Cultural & Bankside and Borough District Town Centre Area for a cinema or theatre.

This premises sits in the Borough and Bankside cumulative impact policy area as defined in paragraph 129 of the Southwark statement of licensing policy, however if the predominant use of the premises classes the premises as a cinema or live music venue then the policy will not apply to this premises.

To ensure that the premises remains within this classification and does not become predominantly a public bar or nightclub I would ask for the following conditions:

- That the sale of alcohol shall be sold as ancillary to the showing of films or the provision of plays, live music and performances of dance.
- That the provision of recorded music is ancillary to the showing of film, and provision of plays, live music or performances of dance.
- That late night refreshment is sold as ancillary to the showing of films or the provision of plays, live music and performances of dance.

I also have concerns that food and drink are proposed to be sold as off sales and that this activity is not consistent with a cinema or live music venue, normally off-licenses and late-night refreshment premises would not be considered as appropriate within the cumulative policy area as this can contribute to nuisance and disorder beyond the vicinity of the premises, I therefore recommend that:

- Sales of alcohol for consumption off the premises are removed
- Light night refreshment outdoors is removed from the application.

Additionally to assess the impact of public nuisance and disorder from patrons leaving the venue up to 00:30 hours daily I would ask for the following:

- The maximum accommodation limit for the premises is set and conditioned
- A dispersal policy is written and submitted and that a condition that staff are trained in the dispersal policy and a copy of the policy is kept with the premises licence on the premises.

I also have concerns that the premises seems to be open for unaccompanied children to attend until midnight 7 days a week, I would ask that:

- There is a condition proposed stating the latest time that children can be allowed on the premises, particularly for the days Sunday to Thursday.

- That a condition is considered to prevent unaccompanied children on the premises

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

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

Jayne Tear
Licensing Authority as a Responsible Authority

From: Sharpe, Carolyn **On Behalf Of** Public Health Licensing
Sent: Monday, July 17, 2017 11:57 AM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: Consultation LDO 19.7.2017 New Premises Everyman Cinema 1 Bank End SE1 9BU

To whom it may concern:

Re: Everyman Cinema, 1 Bank End, London SE1 9BU

On behalf of the Director of Health and Wellbeing (incorporating the role of Director of Public Health) for Southwark (a responsible authority under the Licensing Act 2003) I wish to make representation in respect of the above.

This representation is made in respect of the following licensing objective(s):

- The prevention of crime and disorder
- Prevention of public nuisance
- Public safety

General Comments

The applicant requests a new licence for the sale of alcohol both on and off the premises between the hours of 08:00 and 00:00 daily. I have concerns regarding the hours of alcohol sales requested. Early-morning alcohol purchasers are more likely to be alcohol misusers and may thereby contribute to antisocial behaviour such as street drinking. Moreover, the applicant has requested off-sales of alcohol but has provided no justification for this request. This premises is located within Borough Bankside cumulative impact policy area and in my opinion the applicant has not rebutted the presumption the off-sales of alcohol will add to the cumulative impact of alcohol related harms in the local area.

Recommendations

- I recommended alcohol sales are not permitted before 11am
- I recommended no off-sales of alcohol are permitted
- I recommend alcohol sales are only permitted to those who have purchased a ticket for a show

If you have any further questions, please do not hesitate to contact me.

Yours faithfully,

Carolyn Sharpe
on behalf of Professor Kevin Fenton, Director of Health and Wellbeing (incorporating the role of Director of Public Health)

Carolyn Sharpe | carolyn.sharpe@southwark.gov.uk | 02075250025 [REDACTED]
Public Health Policy Officer (People & Health Intelligence), London Borough of Southwark, 160 Tooley Street, London SE1 2QH