

Appendix B – copies of representations from responsible authorities and related correspondence

From: Public Health Licensing
Sent: Friday, September 15, 2017 4:00 PM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: Consultation - Luca's Kitchen & Bakery, 35 North Cross Road

To whom it may concern:

Re: Luca's Kitchen & Bakery, 35 North Cross Road, SE22 9ET

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.

The 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 license for the sale of alcohol off the premises between the hours of 0900-2230 and on the premises between the hours 11:00 - 22:30 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.

Additionally, the applicant has made no mention of the types of alcohol that will be stocked. I would like some restriction on high-strength beers, lagers, and ciders, given that many purchasers of these drinks are alcohol misusers, and that one of these drinks exceeds the NHS's Safer Drinking Guidelines.

Recommendations

- I recommended alcohol sales are not permitted before 11am for both on and off sales of alcohol
- I recommend that no beers, lagers, ciders or similar alcohols to be sold in cans with an Alcohol By Volume (ABV) in excess of 6.5% or in bottles larger than 750ml with an ABV in excess of 6.5%.

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

Yours sincerely,
Dr Sadie Regmi
on behalf of Professor Kevin Fenton, Director of Health and Wellbeing (incorporating the role of Director of Public Health)

Dr Sadie Regmi | sadie.regmi@southwark.gov.uk | 02075253063
Specialty Registrar in Public Health Medicine, London Borough of Southwark, 160 Tooley Street, London SE1 2QH

From: [REDACTED]
Sent: Wednesday, September 27, 2017 7:47 PM
To: Regmi, Sadie
Cc: McArthur, Wesley
Subject: Luca's Kitchen & Bakery, 35 North Cross Road SE22 9ET

Dear Dr Regmi

I represent the applicant in his application for the grant of a premises licence.

We note your letter of representation which has been considered by my client.

He is very keen to be a responsible operator and to that end, takes on board your suggested conditions which he accepts and will adopt under his premises licence, notably:

- Alcohol sales will not be permitted before 1100hrs for both ON and OFF sales
- No beers, lagers, ciders or similar alcohols to be sold in cans with an abv in excess of 6.5% or in bottles larger than 750ml with an abv in excess of 6.5%.

We trust that the latter condition would still allow him to make sales of specialist 'artisan' products that may exceed 6.5% and are provided in bottles (less than 750ml). Such products are most unlikely to be the product of choice for a street drinker.

Please don't hesitate to contact me if I can assist further.

Kind Regards, [REDACTED]

[REDACTED]

From: Regmi, Sadie
Sent: Thursday, September 28, 2017 10:09 AM
To: [REDACTED]
Cc: McArthur, Wesley; Sharpe, Carolyn
Subject: RE: Luca's Kitchen & Bakery, 35 North Cross Road SE22 9ET

Dear Mike

Based on your email, I am happy to withdraw my representation.

All the best
Sadie

Dr Sadie Regmi | sadie.regmi@southwark.gov.uk | 02075253063
Specialty Registrar in Public Health Medicine, London Borough of Southwark, 160 Tooley Street, London SE1 2QH

From: Ian.Clements@met.pnn.police.uk [<mailto:Ian.Clements@met.pnn.police.uk>]
Sent: Wednesday, September 20, 2017 1:54 PM
To: Regen, Licensing
Subject: Luca's Kitchen Ref 860199

Please find attached letter of representation in regard to the above PL 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
Ian.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/3027/17

Date: 20th Sep 2017

Dear Sir/Madam

Re:- Luca's Kitchen & Bakery 35 New Cross Road SE22 9ET

Police are in possession of an application from the above for a new premises licence. The application describes the operation primarily as a coffee shop, restaurant with ancillary bar. The applicant has offered a number of control measures as part of the application, in principle we are in agreement with the recommendations. However in order to ensure the operation remains as a restaurant/coffee shop we would like the following conditions to be considered and the wording of each condition to be as below to avoid any ambiguity.

The following conditions are to address the prevention of crime and disorder and public nuisance licensing objectives.

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 on the premises otherwise than to persons taking table meals there and for consumption by such person as an ancillary to his meal. No on sales will take place before 1100hrs.
6. That suitable notices shall be displayed and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents

All other conditions to be included as per the application.

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 Licensing/NTE
Southwark Police Station
323 Borough High Street
SE1 1JL
0207 232 6756

From: [REDACTED]
Sent: 27 September 2017 18:54
To: Clements Ian J - MD <Ian.Clements@met.pnn.police.uk>
Subject: Luca's Kitchen & Bakery, 35 New Cross Road SE22 9ET

Dear Ian

We represent the applicant in respect of the above application for the grant of a premises licence.

We note your letter of representation and thank you for providing clarity of argument.

Your suggested conditions (1, 2 & 3) regarding CCTV are accepted and will be adopted, as will condition 4 regarding staff training.

Condition 6 matches what is already offered in our operating schedule, so will naturally be accepted.

In terms of condition 5, for the avoidance of doubt, can we invite you to agree to a slight amendment of the wording (otherwise off sales through the shop business would be dependent upon substantial food), to:

'Intoxicating liquor shall not be sold or supplied *for consumption* on the premises otherwise than to persons taking tables meals there and for consumption by such person as an ancillary to his meal. No 'on' sales will take place before 1100hrs'.

Kind Regards, [REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 28 September 2017 23:33
To: Clements Ian J - MD <Ian.Clements@met.pnn.police.uk>
Cc: 'McArthur, Wesley' <Wesley.McArthur@southwark.gov.uk>
Subject: RE: Luca's Kitchen & Bakery, 35 New Cross Road SE22 9ET

Perfectly happy, thanks

Regards, Mike

From: Ian.Clements@met.pnn.police.uk [<mailto:Ian.Clements@met.pnn.police.uk>]
Sent: Thursday, September 28, 2017 12:58 PM
To: [REDACTED]
Subject: RE: Luca's Kitchen & Bakery, 35 New Cross Road SE22 9ET

Dear [REDACTED]

The amendments make perfect sense, that's absolutely fine with me.

If happy I will forward to the local authority withdrawing our representation.

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
ian.clements@met.pnn.police.uk

From: Ian.Clements@met.pnn.police.uk [mailto:Ian.Clements@met.pnn.police.uk]
Sent: Friday, September 29, 2017 10:45 AM
To: McArthur, Wesley; Regen, Licensing
Subject: Luca's Kitchen & Bakery, 35 New Cross Road SE22 9ET

Dear Wesley

With the slight amendments agreed to Condition 5 of my original representation, I am now in a position to withdraw my representation.

Kind Regards

Ian Clements PC 362 MD
Police Licensing Officer
Southwark Police Station
323 Borough High Street SE1 1JL
T 0207 232 6756
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