

From: Sharpe, Carolyn **On Behalf Of** Public Health Licensing
Sent: Tuesday, October 10, 2017 9:54 AM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: Consultation - 138 Rye Lane, Dirty Renegade

To whom it may concern:

Re: Dirty Renegade, 138 Rye Lane, SE15 4RZ

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

The applicant requests a new premises license for the supply of alcohol on the premises between 10:00 and 03:00 Monday to Sunday and an opening time of between 06:30 and 03:00 daily.

I have concerns regarding the hours of alcohol sales requested. Research suggests that increased hours of alcohol sales are associated with increased alcohol consumption, increased alcohol-related injuries, and increased alcohol-related harm. Additionally, the hours requested are considerably later than what is recommended in Southwark's Statement of Licensing Policy which suggests a closing time for public houses wine bars or other drinking establishments of 23:00 Sunday to Thursday and 00:00 Friday and Saturday.

Furthermore, this premises is located within the Peckham Cumulative Impact Policy area and in my opinion the applicant has not adequately rebutted the presumption that this premises will add to the cumulative impact of alcohol related harm in the local area.

Under section 140 of Southwark's Statement of Licensing Policy, examples of factors that Southwark may consider as demonstrating that there will be no impact in a Cumulative Impact Policy Area may include:

- Small premises intended to cease operation before midnight
- Premises which are not alcohol led and only operate during the day time economy
- Instances where an existing business operation is being relocated while maintaining the same style of operation
- Where a suite of conditions is proposed that will ensure that the premises operates in a specified manner. For instance, in the case of a food led operation, a suite of conditions that governs the minimum number of covers provided; that alcohol will only be provided by waiter / waitress service and together with a table meal.

Therefore I would recommend a closing time for alcohol sales be reduced to be in line with what is recommended in Southwark's Statement of Licensing Policy and I would request an accommodation limit for the premises is provided by the applicant.

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

Yours sincerely,

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 | 07927563567

Public Health Policy Officer (People & Health Intelligence), London Borough of Southwark, 160 Tooley Street, London SE1 2QH

From: [Tear, Jayne](#)
To: [Regen. Licensing](#)
Cc: [McArthur, Wesley](#)
Subject: REPRESENTATION RE DIRTY RENEGADE
Date: 10 October 2017 17:45:22
Attachments: [Dirty Renegade.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** 10 October 2017

Copies

From Jayne Tear **Telephone** 020 7525 0396

Email Jayne.tear@southwark.gov.uk

Subject Re: Dirty Renegade, 138 Rye Lane, London, SE15 4RZ

Application for a premises licence.

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

The application seeks the follows licensable activities:

- Live music (indoors and outdoors) on Monday to Sunday from 13:00 to 15:00 and 19:00 to 21:00
- Recorded music (indoors and outdoors) on Monday to Sunday from 06:30 to 03:00 the following day
- Late night refreshment (indoors) on Monday to Sunday from 23:00 to 03:00 the following day
- Supply of Alcohol (on the premises) on Monday to Sunday from 10:00 to 03:00 the following day
- The proposed opening hours will be on Monday to Sunday from 06:30 to 03:00 the following day

The premises is described as a *'Cocktail bar, serving hot food and providing a DJ for late night entertainment. There is a garden to the back of the premises which will be used as an additional seating area for customers. We plan on opening for a breakfast and lunch service in the future'*.

The premises is situated in Peckham Major Town Centre and under the Southwark Statement of Licensing policy 2016 - 2020 the appropriate closing times for public houses wine bars or other drinking establishments on Sunday to Thursday is 23:00 hours and for Friday and Saturday 00:00 hours. This premises also falls within the Peckham CIP Area.

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.

Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Peckham area as defined in paragraph 135 of the policy and as a cocktail bar this premises falls into the class of premises in 136 of the policy.

Therefore under 119 of the policy there is a rebuttable presumption that applications for new

premises licences/ variations that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations. In such circumstances, it is for the applicant to demonstrate that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

The applicant has not addressed the presumption to refuse this application within the operating schedule. I would recommend refusal of this application unless the applicant can demonstrate that the premises will not be contributing to crime and disorder and public nuisance within the policy area.

Further to this the application has not left any time between the last sale of alcohol and the closing time when patrons should have left the premises, this can lead to conflict between staff and the customer having purchased an alcoholic drink for consumption on the premises minutes before closing time and being asked to either finish the drink or hand it back and to leave the premises. Additionally this will encourage patrons to rush consumption of alcoholic drinks at the end of the night which can lead to antisocial behavior problems when patrons have left the premises.

As the hours asked for within the application are in excess of what is deemed appropriate for this area within the licensing policy. To promote the prevention of crime and disorder and the prevention of public nuisance I ask the applicant to consider the following:

- To amend the closing hours within the application to be in line with hours as appropriate within the licensing policy (that the premises will close on Sunday to Thursday at 23:00 hours and for Friday and Saturday 00:00 hours.)
- To amend the sales of alcohol 'on sales' and late night refreshment to cease at least half hour before the closing time of the premises on each night
- To amend recorded music to cease in line with the closing times on each night.

Due to the limited information on the application form I ask the applicant to provide the following information:

- An accommodation limit for the premises (to be conditioned)
- A written dispersal policy for the premises (to be conditioned)

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

Southward'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

**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/ 3031/17

Date: 11th October 2017

Dear Sir/Madam,

Re:- Dirty Renegade, 138 Rye Lane, SE15 4RZ

Police are in possession of an application from the above for a new premises licence. The application describes the operation as a Cocktail bar, serving hot food and providing late night DJ led entertainment.

Mon – Sun

Premises open to the public: 06:30 to 03:00

Supply of alcohol: 10:00 to 02:30

Recorded Music: 06:30 to 03:00

Late night refreshment: 23:00 to 03:00

The premises falls within the Peckham cumulative Impact Zone (CIZ) and the Peckham Major Town centre area as set out within the Council Licensing policy.

The application stops short of describing this venue as a night club and in fact seems to suggest that this is a Cocktail bar with ancillary entertainment by way of a DJ.

The operating schedule doesn't contain sufficient control measures for this venue to operate as a night club. I will therefore base my representation as this being (Other drinking establishment) as per Southwark's Licensing Policy.

The terminal hour as per the policy for such establishments would be no later than midnight at the weekends and 23:00 Sunday to Thursday.

The hours as per the application are substantially greater, coupled with the fact that this venue is situated in Peckham's CIZ, I would have expected to see an application containing evidence to rebut the presumption that this application is refused.

For a premise hoping to operate and provide regulated entertainment for between 06:30 and 03:00 and alcohol between 10:00 and 02:30 I would have expected a very detailed application with detailed control measures with attached business plans, including a detailed dispersal policy and security provisions.

This application contains very little in the way of detail of the proposed control measures and conditions to promote the licensing objectives, in particular the prevention of crime and disorder.

It is for this reason that I am of the opinion that the applicant has failed to address the licensing objectives and this application should be refused.

Submitted for consideration

Yours Sincerely

PC Ian Clements 362MD

Southwark Police Licensing Unit

Tel: 020 7232 6756

Email: ian.clements@met.pnn.police.uk

From: Masini, Bill bill.masini@southwark.gov.uk
Sent: Friday, October 27, 2017 1:43 PM
To: Regen, Licensing
Cc: Tear, Jayne
Subject: Application for premises licence - Dirty Renegade 138 Rye Lane SE15 4RZ

As a Responsible Authority under The Licensing Act, Trading Standards are in receipt of the application by London Spacemakers Ltd for a Premises Licence for a premise to be known as Dirty Renegade at 138 Rye Lane London SE15 4RZ and respond accordingly under the Licensing objective of The Protection of Children from harm.

The application seeks to have licensable hours up to 3.00am

The application makes a number of statements about the operating schedule at Paragraph M in the application but no details as to how it intends to implement these. Whilst Trading Standards welcome the statements about such things as staff training and Challenge 25, if a Premises Licence is to be granted, for clarity and avoidance of any doubt, Trading Standards would therefore like the following conditions on the licence:

- That a challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.
- That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
- That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) shall check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate take corrective action in a timely manner if the register is not being completed correctly. The register shall be made immediately available for inspection at the premises to council or police officers on request.

However, of serious concern is the failure to properly address children being on the premise, namely the issues around them being accompanied by a responsible adult and times at which they can be on the premises whether accompanied or not.

The statement in the application “Under 18’s only allowed on premises with an adult after a set time” in paragraph e of section M is totally unacceptable. It is vague and, as worded, allows unaccompanied children on the premises until an undisclosed “set time” (how was that to be “set”?) and also seeks to allow accompanied children on the premises 7 days a week until 3.00am. Trading Standards object to the licence application as submitted and request the applicant to address this issue.

Bill Masini - Trading Standards Officer

Southwark Council Trading Standards | Environment & Social Regeneration

3rd Floor Hub 1, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 2629 | Fax 020 7525 5735 | Call Centre 020 7525 2000

Visit our web pages www.southwark.gov.uk/TradingStandards

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