



The Licensing Unit
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**Metropolitan Police Service
Licensing Office**
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Our reference: MD/21/65/19

Date: 11/05/2019

Dear Sir/Madam

Re:- Kanella Latin House 85 Camberwell Road SE50EZ (AKA RED SEA)

Police are in possession of an application from the above for a new premises licence under the licensing act 2003. This premises previously known as THE RED SEA was subject of a licensing review on the 21st January 2019 following incidents of serious crime and disorder.

On the 21st January 2019 the licensing sub committee, having considered all the evidence presented to them they made the decision to revoke the premises licence. Outside of the 21 day appeal period an application was made by Angela Maria Aguilar to transfer the premises licence. As no appeal had been made, there was no licence to be transferred. As a result this premises no longer has a premises licence under the licensing act 2003.

The same applicant for the transfer has now submitted this new application.

Save for the change in applicant, there is no evidence to suggest that the previous licence holders are not still the persons in overall control of the premises. No documents have been provided to show a transfer of lease or ownership of the premises. It is therefore believed that the previous licence holders will remain in overall control of the premises.

The application describes the premises as a ground floor restaurant. The applicant has not provided any detailed control measures that would restrict the use of the premises to that of a restaurant.

They have failed to consider the detail provided in Southwark's statement of licensing policy with regard to the framework hours for restaurants within residential areas of 11pm. They are asking for 2am on a Friday and Saturday which would be 3 hours outside of recommended restaurant hours. No consideration has been given to additional control measures for the licensing sub committee to consider deviating from framework hours.

The applicant has not sufficiently addressed the prevention of crime and disorder licensing objectives, there are no clear, precise or enforceable conditions within the operating schedule. It is for this reason that this application for a new premises licence should be refused.

Submitted for consideration

PC Ian Clements

Southwark Police Licensing Unit
Tel: 0207 232 6756

MEMO: Licensing Unit

To Licensing Unit **Date** 13 May 2019

Copies

From Jayne Tear **Telephon** 020 7525 0396 **Fax**

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Email jayne.tear@southwark.gov.uk

Subject Re: Kanella Latin House, 85 Camberwell Road, London SE5 O EZ

- Application for a premises licence

I write with regards to the above application for the grant of a premises licence submitted by Angela Maria Aguilar Montesdeoca under the Licensing Act 2003 which seeks the following licensable activities:

- Films (indoors) on Monday to Thursday 10:00 to 23:00 and on Friday to Sunday from 10:00 to 02:00 the following day
- Recorded music (indoors) on Friday to Sunday from 23:00 to 02:00 the following day
- Late night refreshment (indoors) on Friday to Sunday from 23:00 to 02:00 the following day
- The supply of alcohol (on and off the premises) on Monday to Thursday 10:00 to 23:00 and on Friday to Sunday from 10:00 to 02:00 the following day
- Overall opening times shall be on Monday to Thursday 09:00 to 23:00, on Friday and Saturday from 09:00 to 02:00 the following day and on Sunday from 10:00 to 02:00 the following day

Non standard timings requested for licensable activities and opening hours:

- New Years Eve from 10:00 to 06:00 the following day

The premises is described as a '*The property is a restaurant located on the ground floor only, within a terrace of shops w residential upper floors: These set back from the front and rear boundaries to overlook front and rear flat roofs areas for the shops. Access to the upper floors is from the rear part only also used for shop deliveries and collecting waste*'.

My representation is submitted with concerns for the prevention of public nuisance, the prevention of crime and disorder, the protection of children from harm and public safety.

This premise is situated within a residential area and under the Southwark Statement of Licensing policy 2016 – 2020 the appropriate closing times for restaurants, cafes; public houses, wine bars or other drinking establishments is 23:00 hours. Night Clubs (with sui generis planning classification) are not considered appropriate for this area.

The premises, previously known as Red Sea has held a premises licence which was revoked by the Licensing Sub-Committee on 21 January 2019 following a review submitted

for serious crime and disorder by the Metropolitan Police Service. I attach a copy of the notice of decision from that hearing to this representation.

I have concerns that the previous licensee Ms Letteberham Abraha Tafla may still be the controlling factor in this business and considering the previous history of this premises would have no confidence in her to promote the licensing objectives.

In addition the hours applied for within this application are in excess of that which is appropriate for a residential area in the licensing policy and night clubs are not suitable for this area. Furthermore the application has not adequately addressed the licensing objectives I therefore recommend that the application is refused.

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