

APPENDIX K

From: [REDACTED]
Sent: Wednesday, May 15, 2019 4:58 PM
To: Tear, Jayne; ian.clements@met.police.uk; Kalu, Richard; SouthwarkLicensing@met.police.uk
Cc: [REDACTED]
Subject: Kanella Latin House 85 Camberwell Road

Dear Responsible Authorities

I have received late representations by Police and The Licensing Authority:

Ideally we would have wished to see them sooner but we are grateful for the opportunity to respond and attach a statement of additional or complimentary measures for your consideration;

In regard to the common concern that Ms Montesceoda may be in tandem with the Previous Licensee in an effort to retain control of the premises I have discussed the matter fully with my esteemed Client and I am satisfied that this is not the case.

Further, [REDACTED] would be prepared to provide a Statutory Declaration to that effect if you require it

[REDACTED] informed me, that the Previous Licensee presented the opportunity of New Premises to her without disclosing the fact of an impending Loss of the Premises Licence following the review of January 21 2019 which only came to light as a result of the letter from Andrew Heron dated 5 March 2019.

Please be reassured, Kanella wishes to operate with no involvement with or on behalf of the Red Sea Regime.

Nevertheless a substantial investment has been made for 85 Camberwell Road. There are 4 families among staff members dependant on a successful outcome.

We look forward to your reasonable consideration of the attached for the attention of Police and the Licensing Authority and hopefully a speedy resolution of the matter..

Kind regards

PROPOSED/SUPPLEMENTARY CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

DPS / PREMISES MANAGEMENT OBJECTIVES

The Premises Licence holder / Designated Premises Supervisor will join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.

Will join Southwark Womens Safety Charter Scheme.

841 All staff 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 Every sale or supply of alcohol shall be authorised by the DPS or other Personal Licence Holder employed by Kanella Latin House. An up to date list of all authorised persons will be retained at the premises.

853 The times for licensable activities shall be modified in accordance with the Representation of the Licensing Authority as per Southwark Statement of Licensing Policy

NB It shall be part of the Kanella Brand/ Culture to incorporate the 4 Licensing Objectives.

PREVENTION OF PUBLIC NUISANCE

308 Smoking is not permitted at any time in any part of the premises

344 Recorded music will be kept at a reasonable level through out opening hours

No Speakers to be installed directly below the Residential Upper Parts (indicated on the Licensing Plan)

The Speakers to be installed on anti vibration mountings

311 Clearly legible notices shall be prominently displayed at the Exit from the premises and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.

It is intended that regular maintenance of the Kitchen extract system will prevent odour nuisance occurring in or from the premises.

PREVENTION OF CRIME AND DISORDER

298 Signage shall be displayed at the entrance to the premises that state 'Drugs Free Zone' and 'No Search No Entry, Management reserve the right to refuse entry'

Signage shall also be used to indicate the operation of CCTV on the premises.

310 Customers shall NOT use pavement areas other than those who temporarily leave the premises to smoke a cigarette. Those leaving the premises should not be permitted to consume drinks whilst outside. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.

843 2 No SIA registered door supervisors will be engaged when the premises are in operation on Saturday or special occasions if deemed necessary and will be employed at all times after 22:00 until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented. This policy is aimed at quiet disposal as quickly as possible to avoid nuisance.

346 SIA Staff will be required to record their details, including SIA Badge number, in a booking on/off register

845 That the company engaged to provide door supervisors (the 'service provider') shall be subject to independent third party auditing to confirm that it complies with BS 7960:2005 Code of Practice in Door Supervision, including incident record keeping, and cooperation with police and other authorised officers.

An instruction to SIA staff to cooperate with investigation of any incident by an authorised officer must be explicit in the assignment instructions for these premises from the service provider to the SIA door supervisors.

8AF No open containers of alcohol or any other drink shall be permitted outside of the premises.

342 The door to the basement room from the passage and stairway-up be blocked up or permanently sealed

8AA 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. (Indicated on the Premises Licensing Plan).The Basement is not part of Kanella demise.

788 The 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. It should cover all areas within the premises including upstairs and the outside area to the front in all lighting conditions.

789 A member of staff shall be on duty at all times the premises is open who 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.

PUBLIC SAFETY

343 An emergency button will be installed in toilets to call for assistance in an emergency.

846 That no spirits (alcohol containing more than 20% ABV) shall be sold by the bottle or half bottle.

847 That all spirits (alcohol containing more than 20% ABV) shall be sold by the measure of 25ml or 35ml at a maximum of two measures per container/glass

852 That the designated premises supervisor and all staff are trained by a recognised accredited organisation in their responsibilities under the Licensing Act 2003. All training records shall be kept and updated every six months and shall be on request made immediately available to the officers of the police and the council.

NB. Appropriate Fire Protection and Fire Safety measures are as indicated on the Premises Licensing Plan included in the current application compatible with Kanella Risk Assessment. The Electrical Installation Certificate is up to date and available for inspection.

PROTECTION OF CHILDREN FROM HARM

850 All minors (under the age of 16 years of age) are to be accompanied by a responsible adult at all times.

8AB 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.

8AC 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.

8AI 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.