

# Licensing Act 2003 Premises Licence



Regulatory Services  
Licensing Unit  
Hub 1, 3rd Floor  
PO Box 64529  
London, SE1P 5LX

Premises licence number

863364

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
The Barrel Project 80 Druid Street London SE1 2HQ	
Ordnance survey map reference (if applicable), 179610533704	
<b>Post town</b> London	<b>Post code</b> SE1 2HQ
<b>Telephone number</b>	

<b>Where the licence is time limited the dates</b>
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<b>Licensable activities authorised by the licence</b>
Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

<b>The opening hours of the premises</b>
For any non standard timings see <b>Annex 2</b>
Monday            11:00 - 23:00
Tuesday          11:00 - 23:00
Wednesday      11:00 - 23:00
Thursday        11:00 - 23:00
Friday            11:00 - 23:00
Saturday         11:00 - 23:00
Sunday            11:00 - 23:00

<b>Where the licence authorises supplies of alcohol whether these are on and/ or off supplies</b>
Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

<b>The times the licence authorises the carrying out of licensable activities</b>
For any non standard timings see Annex 2 of the full premises licence

**Sale by retail of alcohol to be consumed on premises**

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 22:30
Saturday	11:00 - 22:30
Sunday	11:00 - 22:30

**Sale by retail of alcohol to be consumed off premises**

Monday	11:00 - 23:00
Tuesday	11:00 - 23:00
Wednesday	11:00 - 23:00
Thursday	11:00 - 23:00
Friday	11:00 - 23:00
Saturday	11:00 - 23:00
Sunday	11:00 - 23:00

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Simon Charles Cotton  
12 Gironde Road  
London  
SW6 7DZ  
07827 446612  
sim@thelondonbeerfactory.com

**Registered number of holder, for example company number, charity number (where applicable)**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Simon Charles Cotton  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Licence No. [REDACTED]  
Authority. [REDACTED]

Licence Issue date 13/07/2018



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Hub 1, 3rd Floor  
PO Box 64529  
London, SE1P 5LX  
020 7525 5748  
licensing@southwark.gov.uk

## **Annex 1 - Mandatory conditions**

**100** No supply of alcohol may be made under the Premises Licence -

- (a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
- (b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

**101** Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

**485** (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

**487** The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

**488** (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol,

identification bearing their photograph, date of birth and either

- (a) a holographic mark; or
- (b) an ultraviolet feature.

**489** The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

**491** 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purpose of the condition set out in paragraph (1):

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula  $P = D + (D \times V)$ ,

where-

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

- (i) the holder of the premises licence;
- (ii) the designated premises supervisor (if any) in respect of such a licence; or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax;

(2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 - Conditions consistent with the operating Schedule**

**288** 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.

**289** 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.

**293** 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.

**340** 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.

**341** Save for the designated outside drinking area. No customers should be allowed to take drinks onto Druid Street or Rope Street other than to take away and they must be in a sealed container.

**343** Save for the designated outside drinking area. No customers shall be allowed to take drinks externally at any time other than off-sales which must be sold in a sealed container for consumption away from the premises.

**344** Save for the designated outside drinking area. That after 21:00 customers shall not use any outside area other than those who temporarily leave the premises to smoke. Smokers shall use the demarcated area on Druid Street and no more than five people shall be permitted to do so at any one time.

**345** Save for the designated outside drinking area. All external doors and windows shall be kept closed after 21.00 on any day, except for access and egress.

**346** Save for the designated outside drinking area. That alcohol for consumption off the premises is not sold for immediate consumption in the area around the premises and is supplied in sealed containers that require a tool such as a bottle opener or corkscrew to be opened.

**347** External waste handling, collections, deliveries and the cleaning of external areas shall only occur between the hours of 08.00 and 20.00

**348** Clearly legible signage shall be prominently displayed at all exits where it can easily be seen and read, requesting that customers leave the premises in a quiet and orderly manner that is respectful to neighbours.

**349** Noise from plant, patrons and activities at the premises shall be managed to ensure that public nuisance shall not be caused in the vicinity of the premises or intrude inside the nearest or most exposed noise sensitive premises.

**350** That the accommodation limit for the premises shall not exceed 150 persons (excluding staff).

**351** The written dispersal policy shall be kept at the premises and made available for inspection by authorised officers.

**352** That clear legible signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as off sales should not be opened and consumed in the vicinity of the premises.

**354** Save for the designated outside drinking area. Alcohol supplied for consumption off the premises will be collected in person by the purchaser from the premise and the Challenge 25 policy shall be operated.

**4AA** 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.

**4AB** 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.

**4AC** 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.

**4AI** 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.

### **Annex 3 - Conditions attached after a hearing by the licensing authority**

**840** No more than 25 customers are permitted within the designated outside drinking area at any one time (as hatched on the attached plan).

**841** The designated outside drinking area must be clearly demarcated. If a physical barrier is to be used it must be approved in writing by Southwark Council's Highways Authority.

**842** A door supervisor must be employed to supervise and control the outside drinking area whenever it is being used by customers with drinks.

**843** The outside drinking area may only be used by customers on Fridays between 16:00 and 21:00 and Saturdays between 11:00 and 21:00.

**844** The premises licence holder shall submit to the licensing authority, and operate in accordance with, an outside management policy that deals with patrons that consume alcohol in the designated outside drinking area and is designed to minimise the risk of public nuisance to residents and other persons in the vicinity: The plan may be updated from time to time.

**845** The premises shall provide and display a dedicated and manned telephone number of the management of the premises to local residents.

**846** Glassware shall be collected at regular intervals from the designated outside drinking area.

**847** All drinks are to be served in toughened glass or polycarbonate receptacles.

**848** Children are not permitted in the premises unless accompanied by an adult.

**849** Children are not permitted in the outside area drinking area at any time.

**Annex 4 - Plans - Attached**

Licence No. 863364

Plan No. N/A

Plan Date 13 July 2018

BARREL PROJECT, 80 DRUID STREET, SE1 REVISED PLAN - 13 JULY 2018



X = Outside drinking area on Druid Street

## NOTICE OF DECISION

### LICENSING SUB-COMMITTEE – 13 JULY 2018

#### SECTION 34 LICENSING ACT 2003: THE BARREL PROJECT, 80 DRUID STREET, LONDON SE1 2HQ

##### 1. Decision

That the application made by Simon Charles Cotton to vary a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as The Barrel Project, 80 Druid Street, London SE1 2HQ be granted as follows:

- To have an outside area where people can consume alcohol on Druid Street.
- To vary the conditions of the licence as listed below.

##### 2. Conditions

The operation of the premises under the licence shall be subject to relevant mandatory conditions, conditions derived from the operation schedule highlighted in Section M of the application form, the conditions agreed with the Metropolitan Police Service and trading standards during the conciliation process and the following additional conditions agreed by the sub-committee namely:

1. Condition 353 (prohibiting children) shall be removed.
2. Conditions 341, 343, 344, 345, 346 and 354 shall remain on the licence with the Insertion of the following words before each condition "Save for the designated outside drinking area".
3. No more than 25 customers are permitted within the designated outside drinking area at any one time (as hatched on the attached plan at p.22 of the applicant's presentation).
4. The designated outside drinking area must be clearly demarcated. If a physical barrier is to be used it must be approved in writing by Southwark Council's Highways Authority.
5. A door supervisor must be employed to supervise and control the outside drinking area whenever it is being used by customers with drinks.
6. The outside drinking area may only be used by customers on Fridays between 16:00 and 21:00 and Saturdays between 11:00 and 21:00.
7. The premises licence holder shall submit to the licensing authority, and operate in accordance with, an outside management policy that deals with patrons that consume alcohol in the designated outside drinking area and is designed to minimise the risk of public nuisance to residents and other persons in the vicinity: The plan may be updated from time to time.

8. The premises shall provide and display a dedicated and manned telephone number of the management of the premises to local residents.
9. Glassware shall be collected at regular intervals from the designated outside drinking area
10. All drinks are to be served in toughened glass or polycarbonate receptacles
11. Condition 342 be removed.
12. Condition 344 shall be amended as follows:  
"344. That after 21:00 customers shall not use any outside area other than those who temporarily leave the premises to smoke. Smokers shall use the demarcated area on Druid Street and no more than five people shall be permitted to do so at any one time".
13. Children are not permitted in the premises unless accompanied by an adult.
14. Children are not permitted in the outside area drinking area at any time.

### **Reasons**

3.

The licensing sub-committee heard from the representative. They advised that after the granting of the licence in Autumn 2017 customers both wished and expected to be able to enjoy a drink in the area immediately outside our premises as well as inside. It had not previously been anticipated there would be this demand and therefore the request for outside use had not been made at the time. Other licensed premises in Druid Street are permitted to have outside drinking and patrons are being lost to other Druid Street premises because the current premises licence does not permit the same.

This variation application seeks to permit outdoor drinking, in a tightly controlled manner and subject to stringent conditions. It is accepted that following one or two temporary event notices there were some customers milling around and this caused a disturbance to residents. As a result of this, the applicant confirmed to the licensing sub-committee that they would not submit any temporary event notices in the future.

The sub-committee heard that the loading bay directly outside the premises is dedicated to The Barrel Project and a comprehensive outside management plan has been devised to manage the outside area effectively and in line with that used by other premises in the area. The applicant's legal representative went on to advise that any concern relating to the use of the loading bay (being part of the public highway) as an external drinking area as an obstruction must be dealt with under a separate regime and were an irrelevant consideration for Licensing Act purposes. In any event, the use (as demonstrated in the photograph on page 13 of the Applicant's presentation) did not amount to an obstruction under Section.137 Highways Act 1980 and also, the local authority is already permitting the unauthorised use of the external area/loading bay and causing a potential highways obstruction in advocating the use of loading bays to accommodate the commercial waste bins.

The licensing sub-committee heard from the representative for licensing as a responsible authority and whose representation was based on the prevention of crime and disorder and public nuisance licensing objectives. The premises were located in a residential area and the use of the external area would contribute to on-going issues being complained of by local residents.

The licensing sub-committee heard from the representative from health and safety whose representation was based on the public safety licensing objective and major concern was the premises intended use of a section of the public highway as an outside drinking area; the area identified by the applicant should accommodate no more than 25 patrons.

The licensing sub-committee noted that the representation from the Metropolitan Police had conciliated.

The licensing sub-committee noted that the representation from another person who referred the temporary event notices (TENs) that had taken place since the licence had been granted in 2017. The TENs had run until 01:00 and disturbed residents. There had been an increase in licensed premises on Druid Streets and residents' weekends (and sometimes weekday evenings) have been negatively impacted by noise from patrons.

The licensing sub-committee recognise that under the Licensing Act 2003, other regulatory regimes are not considerations for this sub-committee. It also recognises if the external area is used, it should be stringently controlled for the benefit of the local residents. In this respect, the sub-committee's hands are tied. The licensing sub-committee has seen a steady increase in the number of applications along Druid Street and whilst this places the Bermondsey Beer Mile firmly on the map for tourism and hotspot from craft breweries, the sub-committee are acutely conscious that the area is predominantly a residential area, with a housing estate opposite these licensed premises. It is for this reason this licensing sub-committee recommends that the licensing team investigates and reports to the licensing committee on 2 October 2018 on the viability of going to public consultation of the Druid Street area becoming a cumulative impact area in Southwark's statement of licensing policy 2020 -2024. If it is not feasible for a Druid Street cumulative impact policy area, then to report to the licensing committee (on 2 October 2018) other options available in addressing residents concerns.

This licensing sub-committee further recommends that regulatory services, including the highways licensing and enforcement team, are to inspect the licensed premises along Druid Street and take all appropriate enforcement action in respect of any regulatory breaches. The details all enforcement action is to also be reported back to the full committee on 2 October 2018.

#### **4. Appeal rights**

The applicant may appeal against any decision to modify the conditions of the licence; and

Any person who made relevant representations in relation to the application who desire to contend that:

- a) That variation ought not to have been made; or
- b) That, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way

May appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Director of Law and Democracy.

Date: 13 July 2018