

MEMO: Licensing Unit

To Licensing Unit **Date** 15 July 2019

Copies

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

Email jayne.tear@southwark.gov.uk

Subject Re: The Barrel Project, 80 Druid Street, London, SE1 2HQ

– Application to review the premises licence.

I write with regards to the above application to review the premises licence submitted by Ms Scarlett Bochan under the Licensing Act 2003.

The application is submitted under the prevention of crime and disorder; the prevention of public nuisance, public safety and the protection of children from harm licensing objectives.

In summary the application is concerned that the premises is 'associated with *Public Nuisance: Breaching of licence conditions, noise emanating from the premises, patrons being allowed to drink outside and create noise. Public Safety: Severe Anti Social Behaviour (ABS) due to allowing patrons to drink outside. Protection of children from harm: The noise and ASB is having a huge impact on family life*'.

The premises is situated in a residential area and under the Southwark Statement of Licensing policy the appropriate closing times for Restaurants; Cafes, Public Houses, Wine bars or other drinking establishments is 23:00 daily.

The premises is currently licensed, in line with the licensing policy, as follows:

- Opening hours: Monday to Sunday from 11:00 to 23:00
- Sale by retail of alcohol to be consumed on premises: Monday to Sunday from 11:00 to 22:30
- Sale by retail of alcohol to be consumed off premises: Monday to Sunday from 11:00 to 23:00

The licensee and designated premises supervisor (DPS) is Simon Charles Cotton.

My representation is submitted under the prevention of crime and disorder; the prevention of public nuisance and public safety licensing objectives and has regard to the Southwark Statement of Licensing Policy 2019 – 2021.

Following a complaint received on 5 December 2018 Licensing officers visited the premises on Friday 7 December 2018 at 20:57 hours and carried out a licensing inspection. The premises was found to be in breach of the licensed conditions and a warning letter was sent to the licensee/DPS. A further visit was made to the premises on 11 March 2019 and the premises was found to be operating in full compliance with the premises licence conditions. I attach to this representation copies of the warning letter and compliance letter sent.

There have been further complaints to the licensing unit regarding noise and antisocial behaviour from the patrons of the premises and officers of the councils Night Time Economy Team and Noise Team have been monitoring the area.

I therefore submit this representation and may provide further supporting information at a later stage.

Southwark's Statement of Licensing Policy 2019 – 2021 can be found on the following link:
<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

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

Simon Charles Cotton
The Barrel Project
80 Druid Street
London
SE1 2HQ

Licensing Unit
Direct Line: 020 7525 0396
Direct Fax: 020 7525 5705

19 December 2018

Dear Mr Cotton

RE: THE LICENSING ACT 2003 – WARNING LETTER
(The Barrel Project, 80 Druid Street, London, SE1 2HQ)

On Friday 7 December 2018 at 20:57 hours Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officers also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection the officers witnessed the following

1. Customers were observed taking drinks in open containers outside of the designated drinking area. **This is contrary to conditions 341 & 343 on the premises licence.**
2. Customers who had not temporarily left to smoke were observed using the designated drinking area after 21:00. **This is contrary to condition 344 on the premises licence.**
3. Clear legible signage was not displayed at all exits requesting 'customers to leave the premises in a quiet and orderly manner that is respectful to neighbours'. **This is contrary to condition 348 on the premises licence.**
4. Clear legible signs regarding the challenge 25 policy in operation were not displayed at all entrances, points of sale or areas where alcohol is displayed. **This is contrary to condition 4AC on the premises licence.**
5. The designated outside area was not clearly demarcated. **This is contrary to condition 841 on the premises licence.**
6. A door supervisor was not employed to supervise and control the outside drinking area. **This is contrary to condition 842 on the premises licence.**

Simon Charles Cotton
The Barrel Project
80 Druid Street
London
SE1 2HQ

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4. Clear legible signs regarding the challenge 25 policy in operation were not displayed at all entrances, points of sale or areas where alcohol is displayed. **This is contrary to condition 4AC on the premises licence.**
5. The designated outside area was not clearly demarcated. **This is contrary to condition 841 on the premises licence.**
6. A door supervisor was not employed to supervise and control the outside drinking area. **This is contrary to condition 842 on the premises licence.**

7. The outside area was being used by customers after 21:00 hours. **This is contrary to condition 843 on the premises licence.**
8. The premises was not operating in accordance with the outside management plan. **This is contrary to condition 844 on the premises licence.**
9. There was no dedicated telephone number of the management of the premises displayed at the premises for local residents. **This is contrary to condition 845 on the premises licence.**

Each of the matters listed above potentially constitutes a breach of the licence issued by the Council under the Licensing Act 2003.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to an unlimited fine.

I hope this warning will ensure that compliance is achieved and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss the matter with me or arrange an appointment for me to visit please contact me by email at jayne.tear@southwark.gov.uk or by telephone on 020 7525 0396 between the hours of 10.00 and 17.00 Monday to Friday.

Yours sincerely,

Jayne Tear
Principal Licensing Enforcement Officer
jayne.tear@southwark.gov.uk

C.C
P.C. Ian Clements/ P.C. Graham White
Licensing Office Southwark Police Station
323 Borough High Street
SE1 2ER

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Yours sincerely,

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