



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/21/193/19

Date: 18th December 2019

Dear Sir/Madam

Re:- Drake & Morgan Ltd, 48-50 Tooley Street, London SE1 2TF

Police are in possession of an application from the above for a new premises licence. The application describes the operation as a Bar with provision for substantial food at all times. The hours applied for are outside that recommended in the Southwark statement of licensing policy.

The venue is situated in the Borough and bankside Cumulative Impact Zone.

The operating schedule shows the following hours:-

Opening Hours	
Mon - Sat	08.00hrs – 01.00hrs
Sun	10.00hrs – 00.00hrs
Sale of alcohol on/off	
Mon – Sat	08.00hrs – 01.00hrs
Sun	10.00hrs – 00.00hrs

The recommended closing times as specified in the Southwark Statement of Licensing Policy for public houses which the premises would be defined as under the policy are:-

Sun - Thurs	23.00hrs
Fri – Sat	00.00hrs

The applicant has also failed to allow for drinking up times within the application and we would like to see at least 30 minutes between alcohol sales stopping and the premises closing.

The venue are described as a Bar serving food. This would allow people to drink without eating which carries a higher risk than a premises operating as a restaurant. The application does not specify SIA, which I would expect from any premises in the area wanting to operate into the early hours of the morning.

Any additional premises within the cumulative impact zone should be refused, as they will have an impact on the area, which the policy is implemented to stop.

Police object to the granting of the licence in full as the application fails to address the rebuttable presumption to refuse.

If the applicant were able to demonstrate to the licensing committee that they will not have an impact we would recommend the following.

The hours are reduced in line with the council policy and the following conditions to be included on the licence to promote the crime and disorder licensing objective.

Home office guidance issued in April 2017 clearly states conditions must be precise and enforceable.

1. That two SIA registered door supervisors will be engaged when the premises are in operation under the licence on Friday, Saturday and Sunday proceeding a bank holiday. They will be employed at all times after 20:00 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 and dealing with conflict.
2. 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
3. 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.
4. 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.
5. That all staff involved in the supply of alcohol will be 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.
6. Customers shall use no outside area other than those who temporarily leave the premises to smoke a cigarette with a maximum of 5 customers at any one time.
7. No drinks to be allowed outside the premises except off sales, which must be in sealed containers to be consumed away from the premises.

The Following is submitted for your consideration, Police would welcome the opportunity to conciliate should the need arise.

Yours Sincerely

PC Graham White 288MD

Licensing Officer
Southwark Police Licensing Unit
Tel: 0207 232 6756

MEMO: Licensing Unit

To	Licensing Unit	Date	27 December 2019
Copies			
From	Jayne Tear	Telephone	020 7525 0396
Email	jayne.tear@southwark.gov.uk		

Subject Re: Drake and Morgan, 48-50 Tooley Street West, London Bridge Station,
London, SE1 2TF – Application for a premises licence

I write with regards to the above application for a premises licence submitted Drake and Morgan Limited under the Licensing Act 2003, which seeks to add the following licensable activities:

- Recorded Music (indoors) on Monday to Saturday from 23:00 to 01:00 the following day and on Sunday from 23:00 to 00:00
- Late night refreshment (indoors) on Monday to Saturday from 23:00 to 01:00 the following day and on Sunday from 23:00 to 00:00
- The supply of alcohol (on and off the premises) on Monday to Saturday from 08:00 to 01:00 the following day and on Sunday from 10:00 to 00:00
- Overall opening times shall be on Monday to Saturday from 08:00 to 01:00 the following day and on Sunday from 10:00 to 00:00

The premises is described as *'Bar with provision for substantial food at all times'*.

My representation is based on the Southwark Statement of Licensing policy 2019 – 2021 and relates to the licensing objectives for the prevention of crime and disorder and the prevention of public nuisance.

This premise is situated within the Bankside, Borough, London Bridge Strategic Cultural & London Bridge District Town Centre Area and under the Southwark Statement of Licensing policy 2019 – 2021 the appropriate closing times in the area 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 and the appropriate closing times for Restaurants and Cafes on Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours

The premises is also situated in the Borough and Bankside CIP Area.

Under the Southwark Statement of Licensing Policy 2019 - 2021 the Local CIP applies to night clubs, public houses & bars, restaurants & cafes, off-licences, supermarkets, convenience stores and similar premises.

Section six of the policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Borough and Bankside policy area as defined in paragraph 141 of the policy and this premises could fall into the class of premises in 143 of the policy.

Therefore under 130 of the policy there is a rebuttable presumption that applications for new premises licences 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 contribute to crime and disorder and public nuisance within the policy area.

Examples of factors that this Authority may consider as demonstrating that there will be no impact may include: (para.153 of the licensing policy)

- 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

This application is seeking hours in excess of that which is recommended for a Bar in this area within the licensing policy, and furthermore, this application has not left any time between the last sale of alcohol 'on sales' 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 same time of closing which can lead to antisocial behaviour problems when patrons have left the premises.

To promote the licensing objectives, I therefore ask the applicant to consider amending the closing times (and in turn the licensable activities) to bring them in line with the policy and also to allow for drinking up time as follows:

- Opening times shall cease on Sunday to Thursday at 23:00 and on Friday and Saturday to cease at 00:00
- The supply of alcohol (on the premises) shall cease on Sunday to Thursday at 22:30 and on Friday and Saturday to cease at 23:30 (this will allow for half an hour drinking up time)
- The supply of alcohol (off the premises) shall cease on Sunday to Thursday at 23:00 and on Friday and Saturday to cease at 00:00
- Late night refreshment (indoors) be removed from Sunday to Thursday (as not required if closing at 23:00) and on Friday and Saturday to cease at 00:00

- Recorded Music (indoors) shall cease on Sunday to Thursday at 23:00 and on Friday and Saturday to cease at 00:00

Due to the limited information provided with the application and to promote the licensing objectives I also 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 and I may submit further comments once all of the information is received.

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