

Licensing Sub-Committee

November 2 2009

10.00 am

Ground Floor Meeting Room G02A - Tooley Street, London SE1

Membership

Councillor David Hubber
Councillor Lorraine Lauder MBE
Councillor Dominic Thorncroft

Reserves

Councillor Althea Smith

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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Contact

Sean Usher on 0207 525 7222 or email: sean.usher@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Annie Shepperd

Chief Executive

Date: October 23 2009



Licensing Sub-Committee

Monday November 2 2009
10.00 am
Ground Floor Meeting Room G02A - Tooley Street, London SE1

Order of Business

Item No.	Title	Page No.
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PART A - OPEN BUSINESS

1. APOLOGIES

To receive any apologies for absence.

2. CONFIRMATION OF VOTING MEMBERS

A representative of each political group will confirm the voting members of the committee.

3. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT

In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

Members to declare any personal interests and dispensation in respect of any item of business to be considered at this meeting.

5. LICENSING ACT 2003 - SORRISO, 5-7 ROCKINGHAM ST, LONDON SE1 6PD 1 - 73

ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

PART B - CLOSED BUSINESS

EXCLUSION OF PRESS AND PUBLIC

Item No.

Title

Page No.

The following motion should be moved, seconded and approved if the sub-committee wishes to exclude the press and public to deal with reports revealing exempt information:

“That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1-7, Access to Information Procedure rules of the Constitution.”

- 6. LICENSING ACT 2003 - APPLICATION FOR A PERSONAL LICENCE
BY: THOMAS REDDINGTON** 74 - 87

**ANY OTHER CLOSED BUSINESS AS NOTIFIED AT THE START OF
THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.**

Date: October 23 2009

Item No. 5	Classification: Open	Date: 02 NOVEMBER 2009	MEETING NAME Licensing Sub-Committee
Report title:		LICENSING ACT 2003 – SORRISO, 5–7 ROCKINGHAM ST, LONDON SE1 6PD	
Ward(s) or groups affected:		Premises are within: CHAUCER	
From:		Strategic Director of Environment & Housing	

RECOMMENDATION

1. That the Licensing Sub-Committee considers an application made by Luis Naranjo to vary a Premises Licence granted under the Licensing Act 2003 in respect of the premises known as: Sorriso, 5 – 7 Rockingham Street, London SE1 6PD.

2. **Notes:**

- a) *The application seeks to vary existing licensable activities held under current legislation in respect of the premises known as Sorriso under Section 34 of the Licensing Act 2003. Existing permitted licensable activities are not the subject of representations and are not under consideration at this meeting. The variation application is subject to representations from interested parties and is therefore referred to the Sub-Committee for determination;*
- b) *Paragraphs 12 to 15 of this report provide a summary of the application under consideration by the Sub-Committee (A copy of the full application is provided as Appendix A).*
- c) *Paragraphs 17 to 21 of this report deals with the representations and comments received to the application. (copies of relevant representations are attached as Appendices C & D).*

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 received Royal Assent on 10 July 2003. The Act provides a new licensing regime for:
 - a) The sale of and supply of alcohol
 - b) The provision of regulated entertainment
 - c) The provision of late night refreshment
4. Within Southwark, this Council wholly administers the licensing responsibility.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are
 - a) The prevention of crime and disorder;
 - b) The promotion of public safety
 - c) The prevention of nuisance; and
 - d) The protection of children from harm.

6. In carrying out its licensing functions, a licensing authority must also have regard to
- a. The Act itself;
 - b. The Guidance to the act issued under Section 182 of the Act;
 - c. Secondary regulations issued under the Act;
 - d. The Licensing Authority's own Statement of Licensing Policy
 - e. The application, including the operating schedule submitted as part of the application
 - f. Relevant representations
7. The Act established a transitional period between 7 February 2005 and 6 August 2005 under which holders of existing Justices Licences, Public Entertainment Licences and Night café Licences were able to apply to the local licensing authority for "grandfather rights" conversion of those existing licences into the relevant licences under the new system. Licences that were so converted were converted on existing terms, conditions and restrictions. The 6 August date having now passed operators are still able to apply to secure the new licences before the date upon which the new licensing regime comes into being – 24 November 2005 – but must now apply for new licences.
8. The applications process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other interested parties within the local community may make representations on any part of the application where relevant to the four licensing objectives.
9. Although applications submitted after 6 August 2005 no longer carry "grandfather" conversion rights, licensing authorities are directed that applicants do have an "added protection" under the law. Where an applicant seeks a Premises Licence intended to cover the retail sale of alcohol and that premises operation is currently covered by a Justices Licence, the licensing authority concerned cannot apply conditions restricting the hours at which alcohol is sold at present unless there has been a material change in the circumstances since the Justices Licence was granted, or the Police have made representations in connection with the prevention of crime.

MATTERS FOR CONSIDERATION

The current Premises Licence

10. The existing licence in respect of the premises known as Sorriso, 5 – 7 Rockingham St, London SE1 6PD was granted to the applicant on 5 October 2007. It allows the following licensable activities:
- Recorded music - indoors;
 - Mon– Sat; 10.00hrs - 23.00hrs, Sunday 10.00hrs – 22.00hrs
 - Facilities for dancing - indoors;
 - Fri– Sat; 17.00hrs - 23.00hrs, Sunday 17.00 – 21.00hrs
- The sale by retail of alcohol to be consumed on the premises;
- Mon– Thurs; 11.00hrs - 22.00hrs, Fri – Sat; 11.00hrs – 23.00hrs, Sun 14.00hrs – 21.00hrs

The Variation Application

11. On 20 August 2009, Luis Naranjo applied to this Council to vary the Premises Licence issued in respect of the premises known as Sorriso, 5 – 7 Rockingham St, London SE1 6PD under section 34 of the Licensing Act 2003.

Details of the Variation Application

12. The application is to extend the hours for licensable activities and add films, live music, late night refreshment and to add off sales. The licensable activities applied for are as follows:

* Provision of films, live music, recorded music, facilities for making music, facilities for dancing:

Monday to Thursday 10.00hrs – 02.00hrs

Friday and Saturday 10.00hrs – 04.00hrs

Sunday 10.00hrs – 23.00hrs

* Late night refreshment: Monday to Thursday 23.00hrs – 02.00hrs

Friday and Saturday 23.00hrs – 04.00hrs

* Supply of alcohol on and off the premises: Monday to Thursday 11.00hrs – 02.00hrs

Friday and Saturday 11.00hrs – 04.00hrs

Sunday 11.00hrs – 23.00hrs

The application includes a seasonal variation for the above licensable activities on a Sunday before a Bank Holiday from 10.00am to 04.00am the following day.

Non-standard timings for all licensable activities on New Years Eve from the end of permitted hours to the start of permitted hours on the following day.

A copy of the application to vary the existing Premises Licence is attached to the report as Appendix A.

13. A copy of the current Premises Licence is attached as Appendix B.

14. The variation application form provides the applicant's operating schedule. Parts B, E, F, I, J, L, M, N and O set out the proposed operating hours in full.

15. Part P of the variation application provides any additional steps that might be proposed by the applicant to promote the four licensing objectives as set out in the Licensing Act 2003. In the event that the Sub-Committee should approve the application any proposals stated here must become licence conditions.

Designated Premises Supervisor

16. The designated premises supervisor under the existing Premises Licence is Luis Naranjo, he holds a Personal Licence issued by London Borough of Southwark.

Representations From Interested Parties

17. There are 12 representations lodged by interested parties. The representations are primarily concerned with the licensing objective: prevention of public nuisance.

18. A copy of these representations are attached as Appendix C.

Representations From Responsible Authorities

19. The Environmental Protection Team made a representation relating to the prevention of public nuisance. Five conditions were suggested to which the applicant agreed; as a result the Environmental Protection Team have withdrawn their representation. The correspondence is attached as Appendix D.

20. The Metropolitan Police made a representation stating that the applicant had failed to adequately address the four licensing objectives. Ten conditions were proposed which the applicant has accepted. The Metropolitan Police have withdrawn their representation. The correspondence is attached as Appendix D.
21. Southwark Council's Planning Department made a representation that includes information on planning enforcement at the premises. The representation states that the proposed hours of operation are likely to result in noise, nuisance and disturbance contrary to the licensing objective "The prevention of public nuisance". This is attached as Appendix D.
22. The Fire Brigade did not make a representation – their response is attached as Appendix D.

Conciliation

23. A conciliation meeting was not arranged due to the large number of representations and the application has been put forward to the Licensing Sub-Committee to decide.

History of the premises

24. The premises had a routine licensing inspection in July 2008. There were a number of breaches of the Licensing Act 2003 witnessed. The applicant accepted a simple caution on 20th November 2008 in relation to the breach of licence conditions, failing to display the premises licence summary and failing to keep the licence on the premises.
25. A complaint was received in the Licensing Service relating to noise from the premises and the premises remaining open beyond its permitted hours. A visit was scheduled for 25th September however the premises was closed for refurbishment.

The Local Vicinity

26. A map of the local vicinity is attached as Appendix E.
27. The premises located within 100m radius of Sorriso include:

- **The Rockingham Arms (Wetherspoons)**, Metro Central Heights, Newington Causeway – licensed for late night refreshment and sale of alcohol on and off the premises. Opening hours: Sunday – Thursday: 07.00 – 01.30, Friday and Saturday: 07.00 – 02.00

and the following premises are on the map just outside the 100m radius:

- **Avonmouth Centre**, 6 Avonmouth St – licensed for dancing, live and recorded music, and sale of alcohol on the premises, 08.00 – 00.00; 7 days a week
- **Ministry of Sound**, 103 Gaunt St – licensed for live and recorded music, entertainment similar, dancing, making music, films, late night refreshment and sale of alcohol on and off the premises; Monday to Sunday 00.00 – 00.00.

Southwark Council Statement of Licensing Policy

28. Council Assembly approved the Southwark Statement of Licensing Policy on 8 December 2004. Sections of the Statement that are considered to be of particular relevance to this application are
- a. Section 3 which sets out the purpose and scope of the policy and re-inforces the four licensing objectives

- b. Section 5 which sets out the Council's approach with regard to the imposition of conditions including mandatory conditions to be attached to the licence
 - c. Section 6 details other relevant Council and Government policies, strategies, responsibilities and guidance, including the relevant Articles under the Human Rights Act 1998
 - d. Section 7 provides general guidance on dealing with crime and disorder and deals with licensing hours
 - e. Section 8 provides general guidance on ensuring public safety including safe capacities
 - f. Section 9 provides general guidance on the prevention of nuisance
 - g. Section 10 provides general guidance on the protection of children from harm.
29. The purpose of Southwark's Statement of Licensing Policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the Sub-Committee when considering the applications. However, the Sub-Committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.

RESOURCE IMPLICATIONS

30. A fee of £190 has been paid by the applicant in respect of this application being the statutory fee payable for a premises within non-domestic rateable value Band B.

CONSULTATIONS

31. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was placed in the Southwark News on 27th August 2009 and a similar notice exhibited outside of the premises.

EQUAL OPPORTUNITIES IMPLICATIONS

32. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

CONCURRENT REPORT BY THE STRATEGIC DIRECTOR OF COMMUNITIES, LAW & GOVERNANCE – LEGAL ISSUES

33. The Sub-Committee is asked to determine the application for a variation of a converted premises licence. The converted licence was itself granted automatically under the new Licensing Act 2003, without need for a hearing, as no relevant objections were received from the Police, on crime and disorder grounds, to the conversion.
34. It is important to distinguish the application for variation of a converted licence under the Licensing Act 2003 from the type of applications previously heard by the Sub-Committee, where a licence was renewed or an applicant sought to vary. The principles that apply are significantly different in many respects (although the requirement to give all parties a fair, unbiased hearing remains).

35. The Sub-Committee can only consider matters within the application that have been raised through representations from interested parties and responsible authorities. Interested Parties must live in the vicinity of the premises. This will be decided on a case-by-case basis.
36. Under the Human Rights Act 1998, the Sub-Committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The Sub-Committee has a duty under Section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent and crime and disorder in the Borough.
37. Interested Parties, Responsible Authorities and the applicant have the right to appeal the decision of the Sub-Committee to the Magistrates' Court within a period of 21 days beginning with day on which the applicant was notified by the licensing authority of the decision to be appealed against.
38. The principles that Sub-Committee members must apply are set out below.

Principles for making the determination

39. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.
40. The general principle is that applications for variation must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
41. Relevant representations are those which
 - Are about the likely effect of the granting of the application on the promotion of the licensing objectives
 - Are made by an interested party or responsible authority
 - Have not been withdrawn (in this case, the initial objections from the Fire Service have been withdrawn).
 - Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
42. If relevant representations are received then the Sub-Committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to
 - Add to, omit, and/or alter the conditions of the licence or,
 - Reject the whole or part of the application for variation

Conditions

43. The Sub-Committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the variation, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
44. The four licensing objectives are
 - a. The prevention of crime and disorder;
 - b. Public safety;
 - c. The prevention of nuisance; and

- d. The protection of children from harm.
45. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.
46. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to night café and take away aspect of the license must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
47. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films and in respect of door supervisors.
48. Members are also referred to the DCMS guidance on conditions, specifically section 7, and Annexes D, E, F and G.

Reasons

49. If the Sub-Committee determines that it is necessary to modify the conditions, or to refuse the application for variation, it must give reasons for its decision.

Hearing Procedures

50. Subject to the Licensing Hearing regulations, the Licensing Committee may determine its own procedures. Key elements of the regulations are that
- The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations
 - Members of the authority are free to ask any question of any party or other person appearing at the hearing
 - The committee must allow the parties an equal maximum period of time in which to exercise their rights to
 - Address the authority
 - If given permission by the committee, question any other party.
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
 - The committee shall disregard any information given by a party which is not relevant
 - to the particular application before the committee, and
 - the licensing objectives.
 - The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
 - In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
51. As this matter relates to the determination of an application to vary under section 34 of the Licensing Act 2003, regulation 26(1)(a) requires the Sub-Committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the Licensing Sub-Committee

52. Sub-Committee members will note that, in relation to this application, the Council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the Council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
53. Members should note that the Licensing Sub-Committee is meeting on this occasion solely to perform the role of licensing authority. The Sub-Committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, Members should disregard the Council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the Licensing Law, Guidance and the Council's Statement of Licensing Policy.
54. As a quasi-judicial body the Licensing Sub-Committee is required to consider the application on its merits. The Sub-Committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The Licensing Sub-Committee must give fair consideration to the contentions of all persons entitled to make representations to them.
55. The Licensing Sub-Committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.
56. Members will be aware of the Council's Code of Conduct that requires them to declare personal and prejudicial interests. The Code applies to Members when considering licensing applications. In addition, as a quasi-judicial body, Members are required to avoid both actual bias, and the appearance of bias.

Guidance

57. Members are required to have regard to the DCMS Guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

Background Papers	Held At	Contact
Licensing Act 2003 DCMS Guidance Secondary Regulations Statement of Licensing Policy Various papers from the premise file.	The Chaplin Centre, Thurlo Street, SE17 2DG	Kirty Read at the Chaplin Centre Telephone 0207 525 5748

APPENDICES

No.	Title
Appendix A	Copy of the application

Appendix B	Copy of the existing premises licence
Appendix C	Copy of the representations from interested parties
Appendix D	Copy of the representations from responsible authorities
Appendix E	Copy of the local area map

AUDIT TRAIL

Lead Officer	Gill Davies, Strategic Director of Environment & Housing	
Report Author	Kristie Ashenden, Principal Licensing Officer	
Version	Final	
Dated	16 October 2009	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / EXECUTIVE MEMBER		
Officer Title	Comments Sought	Comments included
Strategic Director of Communities, Law & Governance	Yes	Yes
Finance Director	No	No
Executive Member	No	No
Date final report sent to Constitutional/Community Council/Scrutiny Team	19 October 2009	

10
APPENDIX A

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
 You may wish to keep a copy of the completed form for your records.

I/We LUIS NARANJO

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 011466
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description SORRISO 5 - 7 ROCKINGHAM STREET			
Post town	LONDON	Post code	SE1 6PD

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£4300

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	
Post Town	LONDON
Postcode	

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

EXTENSION OF HOURS ,
INCLUSION OF EXTERNAL PAVEMENT AREA FOR TABLES AND CHAIRS IN GOOD WEATHER.
LIVE MUSIC.
AND FILMS

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| * b) * films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| * e) * live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

~~*~~Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) DVD FACILITIES PROVIDING ENTERTAINMENT		
Mon	10.00	02.00 F/D			
Tue	10.00	02.00 F/D			
Wed	10.00	02.00	State any seasonal variations for the exhibition of films (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 10.00AM TO 04.00AM FOLLOWING DAY		
Thur	10.00	02.00 F/D			
Fri	10.00	04.00 F/D	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		
Sat	10.00	04.00 F/D			
Sun	10.00	23.00			

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	17.00	02.00	Please give further details here (please read guidance note 3) LIVE MUSIC, SINGER ACCOMPANIED BY GUITAR WITH AMPLIFIER.		
		F/D			
Tue	17.00	02.00			
		F/D			
Wed	17.00	02.00	State any seasonal variations for the performance of live music (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 17.00AM TO 04.00AM FOLLOWING DAY		
		F/D			
Thur	17.00	02.00			
		F/D			
Fri	17.00	04.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
		F/D			
Sat	17.00	04.00	ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		
		F/D			
Sun	17.00	23.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) CD / DVD FACILITIES PROVIDING ENTERTAINMENT		
Mon	10.00	02.00			
		F/D			
Tue	10.00	02.00			
		F/D			
Wed	10.00	02.00			
		F/D			
Thur	10.00	02.00			
		F/D			
Fri	10.00	04.00			
		F/D			
Sat	10.00	04.00			
		F/D			
Sun	10.00	23.00			
			State any seasonal variations for the playing of recorded music (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 10.00AM TO 04.00AM FOLLOWING DAY		
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> KARAOKE	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
			Outdoors <input type="checkbox"/>	
			Both <input type="checkbox"/>	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)	
Mon	17.00	02.00 F/D		
Tue	17.00	02.00 F/D	<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 17.00AM TO 04.00AM FOLLOWING DAY	
Wed	17.00	02.00 F/D		
Thur	17.00	02.00 F/D	<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY	
Fri	17.00	04.00 F/D		
Sat	17.00	04.00 F.D		
Sun	17.00	23.00		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			Please give a description of the facilities for dancing you will be providing RESTAURANT FLOOR		
Day	Start	Finish	Please give further details here (please read guidance note 3) ONLY OCCASIONALLY FOR PRIVATE PARTIES.		
Mon	17.00	02.00			
		F/D			
Tue	17.00	02.00			
		F/D			
Wed	17.00	02.00			
		F/D			
			State any seasonal variations for providing dancing facilities (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 17.00AM TO 04.00AM FOLLOWING DAY		
Thur	17.00	02.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		
		F/D			
Fri	17.00	04.00			
		F/D			
Sat	17.00	04.00			
		F/D			
Sun	17.00	23.00			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – <u>please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	23.00	02.00 F/D			
Tue	23.00	02.00 F/D			
Wed	23.00	02.00 F/D	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 10.00AM TO 04.00AM FOLLOWING DAY		
Thur	23.00	02.00 F/D			
Fri	23.00	04.00 F/D	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		
Sat	23.00	04.00 F/D			
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 11.00AM TO 04.00AM FOLLOWING DAY Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY		
Mon	11.00	02.00			
		F/D			
Tue	11.00	02.00			
		F/D			
Wed	11.00	02.00			
		F/D			
Thur	11.00	02.00			
		F/D			
Fri	11.00	04.00			
		F/D			
Sat	11.00	04.00			
		F/D			
Sun	11.00	23.00			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) ON A SUNDAY BEFORE A BANK HOLIDAY FROM 10.00AM TO 04.00AM FOLLOWING DAY
Day	Start	Finish	
Mon	10.00	02.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) ON NEW YEARS EVE FROM END OF PERMITTED HOURS TO START OF PERMITTED HOURS THE FOLLOWING DAY
		F/D	
Tue	10.00	02.00	
		F/D	
Wed	10.00	02.00	
		F/D	
Thur	10.00	02.00	
		F/D	
Fri	10.00	04.00	
		F/D	
Sat	10.00	04.00	
		F/D	
Sun	10.00	23.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking
N/A

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
N/A

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

THE PREMISES LICENCE HOLDER IS RESPONSIBLE FOR STAFF TRAINING WITH REFERENCE TO THE FOUR LICENSING OBJECTIVES.
AS NECESSARY THERE WILL BE SECURITY AT THE DOOR AFTER 23.00hrs.

THE PAVEMENT AREA IS INTENDED FOR TABLE SERVICE ONLY.

DPS WILL EXERCISE THE RIGHT TO REFUSE SERVICE.

b) The prevention of crime and disorder

THERE SHALL BE NO IRRESPONSIBLE DRINKS PROMOTIONS AT THE PREMISES

THE PAVEMENT AREA INCLUDED AS PART OF THE PREMISES WILL CLOSE AT 23.00HRS.

CCTV.

c) Public safety

THERE SHALL BE AN ARRANGEMENT MADE WITH A LOCAL MINI CAB OFFICE TO CALL RESPONSIBLE CABS FOR CUSTOMERS.

FIRE SAFETY MEASURES AND EQUIPMENT INSTALLED ON THE PREMISES REGULARLY MANTAINED AND THE STAFF TRAINED IN THEIR USE.

CCTV.

d) The prevention of public nuisance

ALL THE DOORS AND WINDOWS WILL BE SHUT AFTER 23.00HRS WHEN THE MUSIC IS ON.

THE RIGHT TO REFUSE SERVICE WILL APPLY TO THE EXTERNAL SEATING AREA.

e) The protection of children from harm

CHILDREN UNDER THE AGE OF 18 WILL ONLY BE ALLOWED ON THE PREMISES UP TO 23.00hrs AS LONG AS THEY ARE ACCOMPANIED BY THEIR PARENTS OR RESPONSIBLE ADULTS AS PART OF A FAMILY TAKING A TABLE MEAL.

NO ADULT ENTERTAINMENT WILL BE PROVIDED AT THE PREMISES.


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

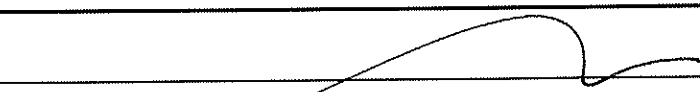
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	 GLEN LAKE .
Date	19. 08. 2009
Capacity	AGENT FOR THE OWNER

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

GLEN LAKE
42 LLOYD ROAD

Post town	LONDON	Post code	E17 6NR
-----------	--------	-----------	---------

Telephone number (if any)	07957 318 592 , 020 8520 7611
---------------------------	-------------------------------

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
g.lake@btinternet.com

Licensing Act 2003 Premises Licence



Environmental Health & Trading Standards
Licensing Unit
Chaplin Centre
Thurlow Street
London SE17 2DG

Premises licence number

011466

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
SORRISO 5-7 Rockingham Street London SE1 6PD Ordnance survey map reference (if applicable),	
Post town London	Post code SE1 6PD
Telephone number 07944 362 791	

Where the licence is time limited the dates

Licensable activities authorised by the licence

Recorded Music - Indoors
 Facilities for Making Music - Indoors
 Facilities for Dancing - Indoors
 Sale by retail of alcohol to be consumed on premises - Indoors

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	10:00 - 23:00
Tuesday	10:00 - 23:00
Wednesday	10:00 - 23:00
Thursday	10:00 - 23:00
Friday	10:00 - 23:00
Saturday	10:00 - 23:00
Sunday	10:00 - 22:00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

Sale by retail of alcohol to be consumed on premises - Indoors

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Recorded Music - Indoors

Monday	10:00 - 23:00
Tuesday	10:00 - 23:00
Wednesday	10:00 - 23:00
Thursday	10:00 - 23:00
Friday	10:00 - 23:00
Saturday	10:00 - 23:00
Sunday	10:00 - 22:00

Facilities for Making Music - Indoors

Friday	17:00 - 23:00
Saturday	17:00 - 23:00
Sunday	17:00 - 21:00

Facilities for Dancing - Indoors

Friday	17:00 - 23:00
Saturday	17:00 - 23:00
Sunday	17:00 - 21:00

Sale by retail of alcohol to be consumed on premises - Indoors

Monday	11:00 - 22:00
Tuesday	11:00 - 22:00
Wednesday	11:00 - 22:00
Thursday	11:00 - 22:00
Friday	11:00 - 23:00
Saturday	11:00 - 23:00
Sunday	14:00 - 21:00

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

Annex 2 - Conditions consistent with the operating Schedule

298 That suitable notices shall be displayed stating 'No Drugs'

327 That signs shall be displayed informing customers and staff that sales of alcohol will not be made to under 18s and that age identification will be required

334 That an age identification scheme shall be established and maintained. The scheme shall Require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to staff engaged in selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol.

340 That there are no gambling machines on the premises.

341 That deliveries and removals are restricted from occurring between midnight and 07:30am, 7 days a week.

342 That crime prevention notices shall be on display.

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

Annex 4 - Plans - Attached

Licence No.	011466
Plan No.	BA/04/084/07/A
Plan Date	March 2004

APPENDIX 30

RECEIVED

11 SEP 2009

Flat
Metro Central Heights
119 Newington Causeway
London SE1 6BA
02 September 2009

Licensing Unit
Chaplin Centre
Thurlow Street
London SE17 2DG

License Number: 830451 Sorriso Restaurant, Rockingham Street.

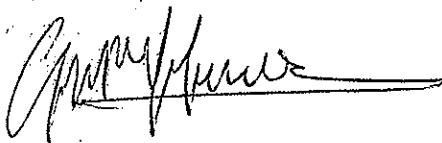
Dear sir / madam

I'm writing to raise my objection to the extension to the above licensing number and would request the following be taken into consideration in relation to my objection:

- The premises is not a 'hub-of-the-community' village pub; within a 2min walk there are already plenty of drinking establishments, restaurants and an all-night venue in the Ministry of Sound to cater for peoples needs.
- The premises already frequently flouts its current licensing times [example dates can be provided on request].
- Groups of Sorriso patrons seen on the street: drinking, urinating, loudly swearing, verbally arguing, fighting and even gambling (betting on coin tossing against outside wall) both within and outside its permitted licensing hours
- Parties are hosted on the premises whereby loud music can be heard after hours as doors are deliberately left open with no thought to the noise pollution caused
- Tables outside the premises are already frequently provided, with rowdy groups of drinkers often drinking after licensing hours
- The area directly facing the premises entrance is a large block of purely residential family flats (number of flats easily numbering 100+) with a newly built residential block recently constructed to its right, residential property also within 50m behind it and to its left is an office block (occupied by the Salvation Army, hardly noisy neighbours)... brief, this is not an industrial or commercial area, it is a residential one and anti-social hours as 2am+4am closing would not fit in with (i) the make-up of the direct area concerned and (ii) the councils granting of permission for new residential only buildings.
- Bearing in mind its location in the middle of residential housing, if a licensing extension was granted it would give more than just cause for an avalanche of requests to extend licenses by all the other local establishments.
- It is well documented that extended-hours drinking has not worked, making city centres no-go areas, pushing Police and NHS resources – extending the Sorissos licence would simply add another venue allowing rowdy unruly behaviour in an area rarely patrolled by Police due to its priorities in commercially centred areas

To the person reviewing this Licence I simply ask them to consider this: the Sorisso for all its counter-arguments and likely protestations is not a responsible "neighbour" and does not take into consideration the feelings of local residents, as if it did you would not have received mine and the other objections. In your considering of this application simply consider this question - would you find it acceptable to have noisy loud music, irresponsible patrons brawling and shouting at 2am / 4am not 30m from your bedroom window?

Regards & thanks



[Garry Hammond]

Ashenden, Kristie

From: Regen, Licensing
Sent: 25 August 2009 13:58
To: Ashenden, Kristie
Subject: FW: Objection to License Extension Application

From: Paul Tighe [mailto:p.tighe@london.gov.uk]
Sent: 25 August 2009 13:44
To: Regen, Licensing
Subject: Objection to License Extension Application

Dear Licensing

In regard to the application to extend the licensing hours of:

SORRISO
5-7 Rockingham Street
London
SE1 6PD

I wish to formally record my strong objection on the grounds of Public Nuisance. This follows Councillor Tim McNally's objection dated 21 August 2009.

I live in apartment of Metro Central Heights and my flatmate and I are continually disturbed by noise from this restaurant. For example, on hot days they leave the doors open which allows the music, already being played at an unbearable volume, to be heard for some distance around. On a more serious note I recently observed several customers of the restaurant, clearly not of an age to be drinking alcohol, who were obviously intoxicated.

Sorriso opened as a restaurant but now appears to be flouting its official planning use as, to all intents and purposes, it operates more like a nightclub or late night bar.

Kind regards.

Paul Tighe

Apartment Metro Central Heights.

Save paper...think before you print.

This email and the information it contains are confidential and may be privileged, if you have received this email in error please

25/08/2009

From: Fred Sharrock [@]
Sent: 16 September 2009 22:00
To: Regen, Licensing
Subject: Objection to license application number 830451
Importance: High
Attachments: Sorriso objection to new license.pdf

Dear Sir/Madam

I wish to object to license application number 830451 which would vary the operating hours of the Sorriso restaurant and include the pavement area. My objection relates to the following licensing objectives: 1. The prevention of nuisance, 2. The prevention of crime and disorder.

I have set out my objections in the attached letter. I would be grateful if you could acknowledge receipt of this.

Fred Sharrock

Fred Sharrock
Apartment
Metro Central Heights
119 Newington Causeway
London
SE1 6BA

By email to: licensing@southwark.gov.uk

16 September 2009

Dear Sir/Madam,

Objection to license application number 830451

I wish to object to license application number 830451 which would vary the operating hours of the Sorriso restaurant and include the pavement area. My objection relates to the following licensing objectives: 1. The prevention of nuisance, 2. The prevention of crime and disorder. In addition the restaurant's opening hours are restricted by conditions of its planning consent, which requires it to close by midnight and stop music by 11pm, so it would be inappropriate to grant the variation to the licensed hours that the restaurant has requested.

Over the last year I have experienced repeated disturbances from Sorriso and its customers. These have occurred during and well beyond its licensed opening hours. The most frequent problem has been noise from music in the restaurant and noise caused by arriving and departing customers. Prior to the restaurant opening there was very little outside noise audible in my apartment. It overlooks Rockingham Street, which had very little traffic or pedestrian noise. We chose our flat precisely for this reason: it affords an unusually quiet environment for such a central London location, punctuated only by the rumble of trains passing on the Thameslink slow line.

Since Sorriso opened, the restaurant has frequently played loud music at the weekends. And its customers have been noisy on entering or leaving the premises. Both the music and noise from customers have often continued well beyond its licensing hours. More recently Sorriso has started putting tables on the pavement outside the restaurant to serve customers.

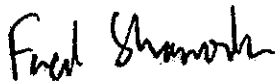
I enclose with this letter a list of all the breaches of Sorriso's license that I have observed since I began keeping a log in February. Several of these have been loud enough to wake me in the middle of the night. This is probably an incomplete list as the breaches usually take place at weekends, and there have been some weekends when I was away from my flat. This record also does not include frequent instances of disturbing loud music or noise from customers which did not continue outside Sorriso's license hours.

In addition to the disturbance caused by Sorriso, there is evidence that its breaches of its existing license are associated with offences being committed. I have seen a customer leaving Sorriso after hours inebriated and urinating in the street. I have also seen customers leaving late at night with alcoholic drinks, suggesting that alcohol has been served outside of licensed hours.

Extending Sorriso's opening hours would undoubtedly lead to much more frequent late night disturbance from music and noisy customers. Allowing Sorriso to extend its activities on to the pavement would result in a larger number of potentially noisy customers outside the restaurant. The management at Sorriso have shown scant regard for their existing license and planning consent, repeatedly breaching both despite enforcement visits from the Council. They have also failed to implement the noise management plan they submitted when their most recent planning application was approved. (See planning application 08/AP/2834. Matthew Cullen, Southwark planning officer is already aware of these concerns.)

In conclusion, Sorriso creates a significant nuisance already, which would be worsened by extending its opening hours. The restaurant has shown that it does not respect the requirements of its license and planning consent and cannot manage the noise created by its customers in accordance with its own noise management plan. Therefore it would be wholly inappropriate to grant the variation in its license that Sorriso has requested, and I would like to record my objection to it in the strongest possible terms.

Yours faithfully



Fred Sharrock

Record of disturbances from Sorriso

In each bullet below two dates are given, as the disturbance occurred either side of midnight either on a Friday night/Saturday morning or Saturday night/Sunday morning

- 31 Jan/01 Feb Noise until after 1:05AM. Phoned Southwark noise complaints ref:800 363 3163
 - 21/22 Feb Noise until after 00:20 – took photos of customers outside and entering at that time.
 - 07/08 March Noise until after 1AM. Customers entering until after midnight. Sorriso closed front shutters about 12:30 with customers still inside (disco lights visible).
 - 01/02 May noise until 00:20 on Saturday morning, but front shutters down
 - 16/17 May noise at 00:25. Customers photographed smoking outside and then returning inside at about 00:20
 - 23/24 May loud music – possibly live - until at least 1AM. Then my wife woke up at 3:30 and heard music and cheering
 - 27/28 June - loud music until at least midnight (when I went to bed). Kirsty heard quieter music at 1AM. The front door and blinds were shut but people were entering and leaving by a side door
 - 03/04 July music until after midnight. People talking loudly and smoking in the street outside
 - 04/05 July. 15 people outside and going in/out of side door at 1:30AM
 - 25/26 July Music until dawn. Not sure if it was coming from Sorriso or not, but it was the type of music they play
 - 26/27 July: music until 12:30. People entering and leaving + talking loudly in the street from 10:30. Details in email to Emma.
 - 31 July /01 August: woken at 5:15 by about ten people outside talking/shouting. 4 groups of 3-6 people left by side door in next hour, talking loudly
 - 07/08 August: people leaving between 5-7am. 20 in groups of 4-8. All talking loudly. Some loitering for 10 mins. Some had drinks in hand. One urinating.
 - 22/23 August: Seemed to shut up at midnight, and half closed the blinds. But then about 20 people arrived in groups between midnight and 12:40. Some entered by the front, some through the side door. One had musical instruments! I have video of all these arrivals. Another five people arrived at 2:45 AM - I was asleep then, but I was woken up by them banging loudly on the side door to be let in. I didn't have the video camera ready. Some of the guests left at 6AM. I didn't see them all go, but I have video of several departing. Other residents observed some of this too.
-

Mohammed Arafat
Metro Central Heights
119 Newington Causeway
London
SE1 6BA

RECEIVED
0 8 SEP 2009
.....

To whom this may concern,

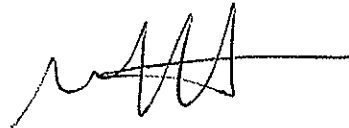
I am writing to object to the application sent in by Sorriso, my reasons for objecting are they have played loud music on numerous times and have kept me awake in the very early hours on most weekends.

My second reason for objecting is because the customers of Sorriso often hang around outside the place and cause nuisance, loud disorderly behaviour and I have seen them urinating in the street.

I am a working professional and I have to work on Saturday and Sunday and they have caused me many problems due to noise and disorderly behaviour beyond their usual opening times.

I live in the close proximity to Sorriso and me and my flatmate Arshad Farooq both object to this application very much.

Signed:



MOHAMMED ARAFAT

07/09/09

Louise McNamara, Claire

From: Regen, Licensing
Sent: 03 September 2009 08:48
To: Louise McNamara, Claire
Subject: FW: Objection to License Extension Application

Objection please reply
Thanks
Kirty

From: Mathers, Laurie [mailto: @]
Sent: 01 September 2009 20:05
To: Regen, Licensing
Subject: Objection to License Extension Application

Dear Licensing,

We wish to formally record our objection to the application to extend the licensing hours of: SORRISO, 5-7 Rockingham Street, London, SE1 6PD.

I am writing as the Vice Chairman of the Metro Central Heights Residents Association, and represent the views of a large number of Elephant & Castle residents. Sorisso has been granted the right to operate as a restaurant, and we do not believe it is appropriate for the restaurant to progressively turn itself into a club, especially given the events of recent days.

Many of our residents have contacted us, objecting to this extension and we would like to collectively put forward their view.

Our residents believe that Sorisso has continually broken the terms of their existing lease and that these rights should be reconsidered, with any extension of the existing terms only accentuating the problem. We believe that Sorisso management are already operating outside their permitted hours, with noise levels that are totally inappropriate given their proximity to our housing.

Our residents are aware of our objection to the council and please may I ask that you keep me updated with progress of this application, so I can pass the information to residents.

With thanks,

Laurie Mathers

Vice-Chairman of the Metro Central Heights Residents Association.

Ashenden, Kristie

From: McNally, Timothy
Sent: 21 August 2009 12:09
To: Regen, Licensing
Cc: Ashenden, Kristie; Stowell, Joanne; Sangweme, Dennis
Subject: Objection to License Extension Application

Dear Licensing

In regard to the application to extend the licensing hours of:

SORRISO
5-7 Rockingham Street
London
SE1 6PD

I wish to formally record my objection on the grounds of Public Nuisance.

As the local ward councillor I have received numerous calls and emails from local residents of Metro Central Heights – opposite the restaurant – complaining about noise nuisance from both music played in the restaurant and from smokers spilling out onto the street, and of hours of operation beyond the permitted hours - both in terms of Licensed hours and in terms of breaches of Planning Conditions imposed by Borough and Bankside Community Council Planning in response to resident objections.

I have had to involve Dennis Sangweme of Planning Enforcement in regard to this and Sorriso have continued to breach conditions despite being visited by the enforcement team. I have personally witnessed the breaches myself during two late night visits in response to emails from local residents.

I therefore would recommend that such extension NOT be granted.

Many thanks

Regards

Tim

Cllr Tim McNally
Executive Member for Resources
LibDem Member for Chaucer Ward

Franklin, David

From: Tenzin Metok Sither [@]
Sent: 08 September 2009 17:29
To: Regen, Licensing
Subject: RE: Sorriso restaurant (830451)

Metro Central Heights
 119 Newington Causeway
 London SE1 6BA

Subject: RE: Sorriso restaurant (830451)
Date: Tue, 8 Sep 2009 17:21:06 +0100
From: Licensing.Regen@southwark.gov.uk
To: @

Dear Tenzin,

Thank you for your email making a representation with regard to the application for a variation to the premises licence for Sorriso 5-7 Rockingham Street.

Unfortunately we do need your address to be able to accept your representation.

You may find Southwark's licensing website helpful in objecting to a licence
<http://www.southwark.gov.uk/BusinessCentre/Licensing/Licensingobjection.html> there is a link to guidance on this page, also the DCMS give guidance on their page
http://www.culture.gov.uk/what_we_do/alcohol_and_entertainment/4038.aspx.

Kindest Regards

David

David Franklin
 Team Leader
 Licensing Web Site:
<http://www.southwark.gov.uk/BusinessCentre/Licensing/>
 Current Licence Applications and Licence Register:
<http://licensing.southwarksites.com/>

From: Tenzin Metok Sither [@]
Sent: 06 September 2009 11:36
To: Cullen, Mathew; Regen, Licensing
Subject: Sorriso restaurant (830451)

Dear Mr. Cullen,

I am writing to object to the license application of Sorriso restaurant (830451)

As a resident of Metro Central Heights, and facing the restaurant, I have faced increasing amounts of noise and disturbances from the restaurant and its visitors. This was particularly distressing whilst studying at law school. During the night, I have heard several restaurant visitors screaming, shouting and singing very loudly outside the premises. The music from the restaurant is played very loudly and I can hear it from a far distance. I donot think it is reasonable for a restaurant to have to play their music this loud if residents living further away

09/09/2009

(A3) DATE REC

can be disturbed. I have complained to the noise pollution team as well.

The situation is already terrible, to extend the licence even more would cause distress to our residents. I have written to the council about these concerns in the past.

Sincerely,

Tenzin Sither
6 September 2009

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From: HOLBOROW, Will [mailto:]
Sent: 04 September 2009 08:56
To: Regen, Licensing
Subject: Licensing ref 830451 - Sorriso, Rockingham Street

Dear Sir/Madam

As an occupier of a 10th-floor flat in Metro Central Heights overlooking the Sorriso premises, I wish to strongly object to the application ref 830451 by Sorriso to extend their opening hours and include the pavement area. This establishment is already a source of considerable noise and disturbance at night and any extension of hours would only make a bad situation worse.

Please take into account the views of adjoining residents and refuse this application.

Yours faithfully,

William Holborow
Flat , Metro Central Heights
119 Newington Causeway

Concerned about how climate change may affect older properties? What about saving energy?
Visit our new website www.climatechangeandyourhome.org.uk today.

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Sorriso Licencing

Louise McNamara, Claire

From: Regen, Licensing
Sent: 28 August 2009 09:06
To: Louise McNamara, Claire
Subject: FW: Sorriso Licencing

From: Tolkien Osborn [mailto: @]
Sent: 27 August 2009 11:13
To: Regen, Licensing
Subject: Sorriso Licencing

Dear Licensing

In regard to the application to extend the licensing hours of:

SORRISO
5-7 Rockingham Street
London
SE1 6PD

I wish to formally record my objection on the grounds of Public Nuisance.

I have complained many times about the noise coming from this establishment. Initially they had a faulty alarm that went off all night over a period of weeks last summer and despite many phone calls to the council and visits to the establishment to complain it took weeks to sort it out.

There are often people loitering noisily outside the restaurant without any concern for the local residents. They are often breaking their current licensing hours particularly on the weekend.

Whilst I appreciate that many people use Rockingham st for parking to visit the Ministry of sound. And these people have nothing to do with Sorriso's they only make noise for a minute or two going in and coming out of the club. There are still a bunch of people actually eating and generally hanging around outside Sorriso's that do make noise.

In the winter months this isn't so much of a problem as I can just shut the windows. But in the summer I can be woken several times a week by inane shouting between 11-1am.

Also the owners and staff of Sorriso seem to be uninterested in A) The local residents complaints(see last years alarm mess) or B) Policing their customers. Which seems crazy as they could potentially have much more business from our building if they behaved in a responsible manner.

Many thanks

Regards

Metro Central Heights

Tolkien Osborn
Digital Developer

Franklin, David

From: Sean Vassen [redacted]@
Sent: 04 September 2009 09:28
To: Regen, Licensing
Subject: Licensing ref: 830451 - Sorriso, Rockingham Street

Dear Sir/Madam,

As a resident of Metro Central Heights who overlooks the Sorriso establishment, I am strongly against their application (ref: 830451) to extend their licensing hours to 2am during the week and 4am at weekends. I am also objecting their inclusion of the pavement areas. Sorriso is already a source of considerable disturbance and have caused disruption during the night, beyond their existing license. I feel that the granting of this application will cause myself and all the other residences who face the establishment considerable disruption and loss of sleep.

I urge you in the strongest terms possible to take into account the views and objections of the local residents and refuse this application.

Yours faithfully,

Anthony Sean Vassen,

Metro Central Heights
119 Newington Causeway
London SE1 6BB

Sean Vassen

Designer

Please consider the environment before printing this e-mail.

Registered in England and Wales 6429202
Registered Address: 3-4 Jacobs Well Mews, London W1U 3DU
Registered Number 6429202

09/09/2009

Ashenden, Kristie

From: Regen, Licensing
Sent: 24 August 2009 13:57
To: Ashenden, Kristie
Subject: FW: Sorriso - Extended licensing

-----Original Message-----

From: [REDACTED]
Sent: 24 August 2009 11:55
To: Regen, Licensing
Subject: RE: Sorriso - Extended licensing

Hi,

This is

Flat Metro Central Heights
 119 Newington Causeway
 London
 SE1 6BB

Thanks

> Please e-mail us your full address
 > Thanks
 > Kirty

> -----Original Message-----

> **From:** [REDACTED]
 > **Sent:** 22 August 2009 11:49
 > **To:** Regen, Licensing
 > **Subject:** Sorriso - Extended licensing

> Hi,

> In regard to the application to extend the licensing hours of:

> SORRISO
 > 5-7 Rockingham Street
 > London
 > SE1 6PD

> I wish to formally record my objection on the grounds of Public
 > Nuisance.

> As a resident of Metro Central Heights opposite the restaurant I can
 > only say that this is the oddest of restaurants I have ever seen, it
 > is always pumping out loud music and has crowds of youths outside just
 > gathering in the street - it seems to play loud music till midnight on
 > weekdays and quite often breaches midnight.

> I find the situation odd because rockingham street is what I would
 > class as a residential street and out of nowhere this place has sprung
 > up, so be it and I would not begrudge people a living but does it have
 > to be so loud all the time, I am sure you will and can see on record
 > that they have breached regulations on numerous occasions so any
 > leniency should be withdrawn and let alone an extension, you should be
 > thinking of enforcement,

> Thanks

> Jamie

Read, Kirty

From: Richard Curtin [@]
Sent: 22 August 2009 10:18
To: Regen, Licensing
Cc:
Subject: Objection to Licensing Extension Application - 830451

With regard to the above application to extend the licensing hours of:

SORRISO
5-7 Rockingham Street
London
SE1 6PD

I wish to formally record my objection on the grounds of Public Nuisance & Antisocial Behavior.

My home overlooks Rockingham Street, and this premises. Since it's opening and subsequent extension of it's license to midnight it has become a blight on the lives of many of us living in Metro Central Heights.

1. Despite an undertaking to implement a noise management scheme, the owners have consistently failed to do so. They have a flimsy curtain across the upper half of the entrance which does nothing to reduce the noise. In addition, as the venue has no other outside space, clubbers spill out of the venue to smoke, both adding to the noise, and leaving the door open which undermines any attempt at noise abatement. Indeed I have often witnessed staff smoking outside making no effort to close the door. This in my view reinforces my view that they management have scant regard for the local residents.

2. I have on on occasion phoned the venue personally asking them to at least turn the music down - this occurred well after midnight and was accompanied by a large crowd of clubbers who had extended the party out onto the street. I informed them that unless they did so, I would phone the noise team - they complied. At this point I should note that it has been their customary practice after midnight to pull the shutters down over the front door, but allowing customers to continue to enter via the side entrance until the early hours. I have notified Matthew Cullen at Licensing on some (but not all, of the occasions) when breach of their existing license has occurred.

3. The late night parties are also accompanied by other antisocial behavior, in particular I have witnessed on numerous occasions customers after their cigarette, walking along to the old gates next to the venue, and then urinating, this is totally unacceptable.

4. On the 11th August I contacted the Environmental Enforcement Team as a result of a very loud, very busy party which had again spilled out onto the street. The considered that noise to constitute a statutory nuisance and served a noise abatement notice. No doubt this is the reason behind their application to extend their hours.

It is my view that the owners of Sorriso have no regard for the residents of this area, they have consistently failed to operate within the terms of their license, both i terms of their efforts to reduce the impact of their operations on the residents here, on indeed by operating within agreed hours.

This venue is completely unsuitable to be used as a night-club (for that is what is has become), it has no facilities for smokers which inevitably means they will spill into the street (and it also appears to have insufficient toilets). Finally, the venue is overlooked by a large number of homes, even if the owners had demonstrated some kind of concern for residents in the past this application would be objectionable as no realistic noise management plan is possible.

I therefore object to this application in the strongest terms.

Richard Curtin
Metro Central Heights

Ashenden, Kristie

From: Franklin, David on behalf of Regen, Licensing
Sent: 21 September 2009 13:06
To: Ashenden, Kristie
Subject: FW: KKR02146.doc please e-mail us your full address

David Franklin
Team Leader
Licensing Web Site:
[http://www.southwark.gov.uk/BusinessCentre/Licensing/
Current Licence Applications and Licence Register:](http://www.southwark.gov.uk/BusinessCentre/Licensing/CurrentLicenceApplicationsandLicenceRegister)
<http://licensing.southwarksites.com/>

-----Original Message-----

From: Richard Curtin [mailto:richard@readkirty.com]
Sent: 25 August 2009 20:58
To: Read, Kirty
Subject: Re: KKR02146.doc please e-mail us your full address

Hello Kirty

My full address is

Metro Central Heights
119 Newington Causeway
London
SE1 6DX

On 24 Aug 2009, at 09:04, Read, Kirty wrote:

> <KKR02146.doc>

APPENDIX ⁴⁷ D

MEMO: Environmental Protection Team

To Licensing Regen **Date** 28 August 2009
Copies File
From Debbie Lawless **Telephone** 020 7525 5759 **Fax** 020 7525 5728
Email debra.lawless@southwark.gov.uk

Subject **Sorriso Restaurant, 5-7 Rockingham Street, London SE1 6PD**
Ref: 391168

I have reviewed the above application and I have met with the applicant on site. The application seeks to allow opening times of 10.00 hours – 02.00 hours Monday till Thursday, 10.00 hours – 04.00 hours Friday and Saturday and 10.00 hours – 23.00 hours Sunday. The application also seeks to allow the following regulated entertainment, live/recorded music, films, making music, dancing, provision of late night refreshments and the sale of alcohol.

In the prevention of public nuisance, I make the following representations:-

- The front seating area is to be curfewed at 22.00 hours.
- No music is to broadcast to the outside area.
- a sound limiting device is to be installed to the ground and first floors and set in agreement with the Environmental Protection Team.
- only six people allowed to front outside area at any one time after 22.00 hours.
- details of the conditioned air units to be provided to the Environmental Protection Team.

The Environmental Protection Team opposes the granting of the license until the above are agreed/placed as conditions of the license.

Debbie Lawless
Enforcement Officer
Environmental Protection Team

Ashenden, Kristie

From: Regen, Licensing
Sent: 25 September 2009 12:35
To: Ashenden, Kristie
Subject: FW: Sorriso details, Rockingham Street

From: Lawless, Debra
Sent: 24 September 2009 12:40
To: 'GLEN LAKE'; Regen, Licensing
Cc: Carlos Naranjo
Subject: RE: Sorriso details, Rockingham Street

Dear Mr Lake

I have informed the Licensing Unit, that as you have agreed to my conditions. I will withdraw my representations.

Regards

Ms D Lawless

From: GLEN LAKE [mailto:g.lake@btinternet.com]
Sent: 23 September 2009 13:52
To: Lawless, Debra
Cc: Carlos Naranjo
Subject: Fw: Sorriso details, Rockingham Street

Dear Ms Lawless,

I write further to your representaions as discussed on site at the premises.

I confirm that our Client was agreeable to all the points noted under reference 391168 to be placed as conditions of the licence and have since provided you with the manufacturers details of the airconditioning system.

Glen Lake

--- On Mon, 21/9/09, GLEN LAKE <g.lake@btinternet.com> wrote:

From: GLEN LAKE <g.lake@btinternet.com>
Subject: Sorriso details, Rockingham Street
To: debra.lawless@southwark.gov.uk
Date: Monday, 21 September, 2009, 12:34 PM

--- On Mon, 21/9/09, GLEN LAKE <g.lake@btinternet.com> wrote:

25/09/2009

From: GLEN LAKE <g.lake@btinternet.com>
Subject: Sorriso ,Rockingham Street
To: debbie.lawless@southwark.gov.uk
Date: Monday, 21 September, 2009, 12:16 PM

Dear Debbie,

I enclose details of the aircon system installed at Sorriso.
there being 4 No indoor units altogether ,ie, 2 upstairs and 2 downstairs,
The indoor unit ref is 11-070 HWI as specified on page 12 of the brochure.

I also confirm that the outdoor use would cease at 22.00hrs.

Glen Lake

Your reference: .



Our reference: MD/21/1811/09

Date: 26th August 2009

The Licensing Unit
The Chaplin Centre
Thurlow Street
London SE17 2DG

Metropolitan Police Service
Licensing Office
Walworth Police Station,
12-28 Manor Place,
LONDON,
SE17 3RL

Tel: 020 -7232 – 6210 Fax6282

Dear Sir/Madam

Sorrison 5-9 Rockingham Street SE1 6PD

Police are in receipt of an application from the above to vary the existing Premises Licence and have the following representation to make:

The applicant has applied to vary a number of the licensable activities and in particular to extend hours the premises can remain open to the public particularly at weekends but has failed to address adequately the four main licensing objectives.

The premises are located in a densely populated area and the granting of this application could potentially have a detrimental effect upon local residents given the fact that the applicant has failed to adequately address the four main licensing objectives by offering any additional control measures that would elevate any negative effect upon the area.

The applicant is also seeking to utilise an outside area by customers. A high percentage of complaints concerning licensed premises are concerned with the use of outside areas. Police would like to see any outside areas limited to 22.30hrs.

If the permitted hours for the sale/supply of alcohol were to be increased as per the application, Police would like to see the following control measures placed on the Premises Licence:

1. That SIA registered Door Supervisor, shall be employed at all times after 22.00hrs and the terminal hour that the premises are in use under this licence and provided with Hand held metal detection units in order to ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their

assistants and Mechanical counting devices to ensure that the maximum accommodation limit of the premises is not exceeded.

2. That signs shall be displayed in the entrance foyer to the premises that state 'Drugs Free Zone' and 'No Search No Entry, Management reserve the right to refuse entry'
3. That all matters relating to drugs shall be in accordance with the Metropolitan Police Best Practice Guide on the handling of drugs in pubs and clubs
4. That suitable notices shall be displayed and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents
5. 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 an image of every person who enters the premises.
6. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to Officers of the Police and the Council
7. That you shall require any regular and external promoters hiring the premises to complete the 'Venue Hire Agreement' provided by Southwark Council and, once completed, you shall ensure that a copy of the agreement is provided to the Police and Licensing Unit a minimum of fourteen days prior to the date of hire.
8. That a Personal Licence holder is on the premises and on duty at all times that intoxicating liquor is supplied.
9. That the Premises Licence holder and/or Designated Premises Supervisor join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.
10. Customers shall use no outside area after 22.00hrs other than those who temporarily leave the premises to smoke a cigarette. Those who do temporarily leave for this reason shall be the subjected to the requirement of a further search.

I respectfully submit this representation in order that it is given consideration by your Licensing Committee and would be obliged if you could acknowledge receipt.

Paul Compton PC294MD

Licensing Officer (Southwark North)

☎ Phone: 0207 232 6210

☎ Mobile: 07990901483

☎ Fax: 0207 232 6282

✉ E-mail: paul.compton@met.police.uk

✉ Mail: Licensing Office, Walworth Police Station,
12/28 Manor Place Walworth London
SE17 3RL

Ashenden, Kristie

From: Paul.Compton@met.pnn.police.uk
Sent: 17 September 2009 14:07
To: Ashenden, Kristie
Cc: g.lake@btinternet.com
Subject: Sorriso Rep

Kristie

The E Mail attached indicates that the applicant has agreed to have all the conditions I requested in my original representation letter placed on the premises licence.

Therefore I am in a position to withdraw my representation.

Regards

Paul Compton PC294MD

Licensing Officer Southwark Borough

☎ Phone: 0207 232 6210
☎ Mobile: 07595011458
☎ Fax: 0207 232 6282
✉ E-mail: paul.compton@met.police.uk
✉ Mail: Licensing Office, Walworth Police Station,
12/28 Manor Place Walworth London
SE17 3BB

(not protectively marked)

From: GLEN LAKE [<mailto:g.lake@btinternet.com>]
Sent: 15 September 2009 15:27
To: Compton Paul - MD
Subject: Re: Sorriso Rep

Dear Mr Compton,

I hereby confirm that our client is agreeable to the conditions set out in your representation. Some of these are already in place. Accordingly we look forward to your withdrawal of representations but would be happy to meet you at the premises at your convenience if necessary with regard to the above.

Yours sincerely

Glen Lake
Applicant's agent

Wed, 26/8/09, Paul.Compton@met.police.uk <Paul.Compton@met.police.uk> wrote:

|

17/09/2009

From: Paul.Compton@met.police.uk <Paul.Compton@met.police.uk>
 Subject: Sorriso Rep
 To: g.lake@btinternet.com
 Cc: Kristie.Ashenden@SOUTHWARK.GOV.UK
 Date: Wednesday, 26 August, 2009, 8:50 AM

Dear Sir

Please find attached a representation in respect of an application submitted by the above to vary the existing premises licence.

<<Sorriso.doc>>

Paul Compton PC294MD

Licensing Officer Southwark Borough

Phone: 0207 232 6210

Mobile: 07595011458

Fax: 0207 232 6282

E-mail: paul.compton@met.police.uk

Mail: Licensing Office, Walworth Police Station,
12/28 Manor Place Walworth London
SE17 3BB

(not protectively marked)

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MPS personnel (or agents working on behalf of the MPS) must not use MPS systems to author, transmit or store documents such as electronic mail (e-mail) messages or attachments:

- * containing racist, homophobic, sexist, defamatory, offensive, illegal or otherwise inappropriate material;
- * containing material requiring a protective marking higher than RESTRICTED, (and not higher than NOT PROTECTIVELY MARKED across the internet) without the use of approved encryption;
- * containing personal data for use other than in accordance with the notification(s) under the Data Protection Act, 1998 of the system(s) from which the data originates.
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- * containing racist, homophobic, sexist, defamatory, offensive, illegal or otherwise inappropriate material;
- * containing material requiring a protective marking higher than RESTRICTED, (and not higher than NOT PROTECTIVELY MARKED across the internet) without the use of approved encryption;

* containing personal data for use other than in accordance with the notification(s) under the Data Protection Act, 1998 of the system(s) from which the data originates.

* This Email message has been scanned for viruses and contents.



Regeneration and neighbourhoods
 Planning & transport
 Development management
 PO Box 64529
 LONDON SE1P 5LX

Richard Parkins
 Licensing Unit
 Chaplin Centre
 Thurlow Street
 London
 SE17 2DG

Your Ref:
Our Ref: 09-CE- 01562
Contact: Dennis Sangweme
Telephone: 020 7525 5419
Fax: 020 7084 0347
E-Mail: planning.enquiries@southwark.gov.uk
Web Site: <http://www.southwark.gov.uk>

Date: 03/09/2009

Dear Richard

Premises Licensing re:
 5-7 ROCKINGHAM STREET, LONDON, SE1 6PD

The premises licensing site in question benefits from original planning permission granted by the Council on 29th November 2004 for the change of use to restaurant (Class A3) and office (Class B1) on the ground and newly created mezzanine floor. (Ref: LBS 04-AP-1840). Condition 4 of this permission required "the Class A3 & Class B1 use hereby permitted for the site shall not be carried on outside of the hours 08:00 am to 23:00 pm on day". The site is known as Sorisso Restaurant.

Following continued breach of condition 4 the Council served an enforcement notice and stop notice requiring the following steps to be taken - cease the use of the Land, for the following activities:

- i. Cease use of the restaurant (Class A3) at 24:00 hours each night, in particular not serving food or drink and playing amplified music ancillary to the restaurant use after 24:00 hours.
- ii. Not allowing members of the public access to the restaurant after 24:00 hours at night or before 08:00 hours in the morning.

The reason for serving the enforcement notice was that the breach of condition 4 has resulted in a reduction in of amenity within the surrounding (residential) area by reason of excessive noise from the site.

Subsequently, planning approval 08-AP-2834 was granted for 'variation of Condition 4 of permission 04-AP-1840 (which permitted change of use to a restaurant (Class A3) and office (Class B1) on ground and mezzanine floor) to extend the hours of operation by one hour from 11pm to midnight on any day (total operating hours therefore being 8am to 12 midnight)'.

Following continued complaints from local residents, officers confirmed that Sorisso had continued to breach the terms of its planning permission by staying open and hosting private parties beyond 12 midnight with customers congregating outside late at night to among other things, talk and smoke with noticeable harm to the amenity values of neighbouring occupiers. The planning enforcement team is in the process of reporting the proprietors of Sorisso restaurant for prosecution for the offence of failing to comply with the requirements of the enforcement notice. The lead officer on this matter is Mathew Cullen.

For the reasons outlined above, Development Management object to the licensing application on the grounds that the proposed hours of operation are likely to result in noise, nuisance and disturbance contrary to the public nuisance objective. I have attached the relevant documents for your information.

Yours sincerely

Dennis Sangweme

**IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY
TOWN AND COUNTRY PLANNING ACT 1990
(As amended by the Planning and Compulsory Purchase Act 2004)**

STOP NOTICE

SERVED BY: THE LONDON BOROUGH OF SOUTHWARK herein after referred to as "the Council".

- To
- 1) Naranjo Corporation Limited, 7 Dartford Street, Camberwell, London SE17 3UQ
 - 2) P & S Newsagents Limited, 5-9 Rockingham Street, London, SE1 6PD
 - 3) The Owner/Occupier of Sorisso Restaurant, 5-7 Rockingham Street, London, SE1 6PD
 - 4) Rockingham Properties Developments Limited, Jubilee Court, Dersingham, Kings Lynn Norfolk, PE31 6HH and care of North Star (2000) Ltd, 50 Ashgrove Road, Bromley, Kent BR1 7JW.
 - 5) National Westminster Bank PLC, City of London Business Centre, PO Box 12264, 4th Floor, 1 Princess Street, London EC2R 8BP
 - 6) Robson Laidler Accountants LLP, Fernwood House, Fernwood Road, Jesmond, Newcastle Upon Tyne, NE2 1TJ

On 31st March 2009, the Council issued an enforcement notice (of which a copy is attached to this notice) alleging that there has been a breach of planning control on land at, 5-9 Rockingham Street, London, SE1 6PD

1. **This Notice** is issued by the Council, in exercise of their power in section 183 of the 1990 Act, because they consider that it is expedient that the activity specified in this notice should cease before the expiry of the period allowed for compliance with the requirements of the enforcement notice on the land described in paragraph 3 below. The Council now prohibit the carrying out of the activity specified in this notice. Important additional information is given in the Annex to this notice.

3. THE LAND TO WHICH THIS NOTICE RELATES

Land at, 5-9 Rockingham Street, London, SE1 6PD shown edged red on the attached plan ("the Land").

4. ACTIVITY TO WHICH THIS NOTICE RELATES

The use of the Land as a restaurant, within Class A3, beyond the permitted hours (the Unauthorised Use), namely failing to comply with a condition subject to which planning permission has been granted in breach of S171A of the Town and Country Planning Act 1990.

The conditions breached being:

Condition 4 of the permission dated 29th November 2004

"The Class A3 & Class B1 use hereby permitted for the site shall not be carried on outside of the hours 08:00 am to 23:00 pm on any day"

Or in the alternative Condition 2 of the permission dated 26th January 2009

"The Class A3 & Class B1 use hereby permitted for the site shall not be carried on outside of the hours 08:00 to 24:00 on any day"

5. WHAT YOU ARE REQUIRED TO DO

Cease use of the Land, for the following activities:

- (1) Cease use of the restaurant (Class A3) at 24:00 hours each night, in particular not serving food or drink and playing amplified music ancillary to the restaurant use after 24:00 hours.
- (2) Not allowing members of the public access to the restaurant after 24:00 hours at night or before 08:00 hours in the morning.

6. REASONS FOR ISSUING NOTICE

6.1 The issuing of a stop notice is deemed necessary to protect the amenity of residents in the neighbouring residential developments, due to noise and disturbance at unsocial hours, associated with the use of the Land as a restaurant.

6.2 The nature and volume of the noise associated with the Unauthorised Use causes an unacceptable disturbance to occupiers of the surrounding properties, to the detriment of their amenity.

The Unauthorised Use is contrary to Policies 3.2 Protection of amenity, of the Southwark Unitary Development Plan July 2007.

6.3 Planning permission to regularise use of the Land was issued on 26th January 2009, but the permission has not been implemented, nor the conditions 2 and 4 of that permission complied with It has been

apparent to all effected parties that the unauthorised use causes harm to amenity. Insufficient steps have been taken to reduce or mitigate the harm caused.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on the 3rd April 2009 when all the activity specified in this notice shall cease.

Dated: 31 March 2009

Signed:



Deborah Collins
Director of Legal and Democratic Services

On behalf of The London Borough Of Southwark

Nominated Officer: Dennis Sangweme (Group Manager - Planning Enforcement) Regeneration Department, London Borough of Southwark, Chiltern House, 17 Portland Street, London SE17 2ES

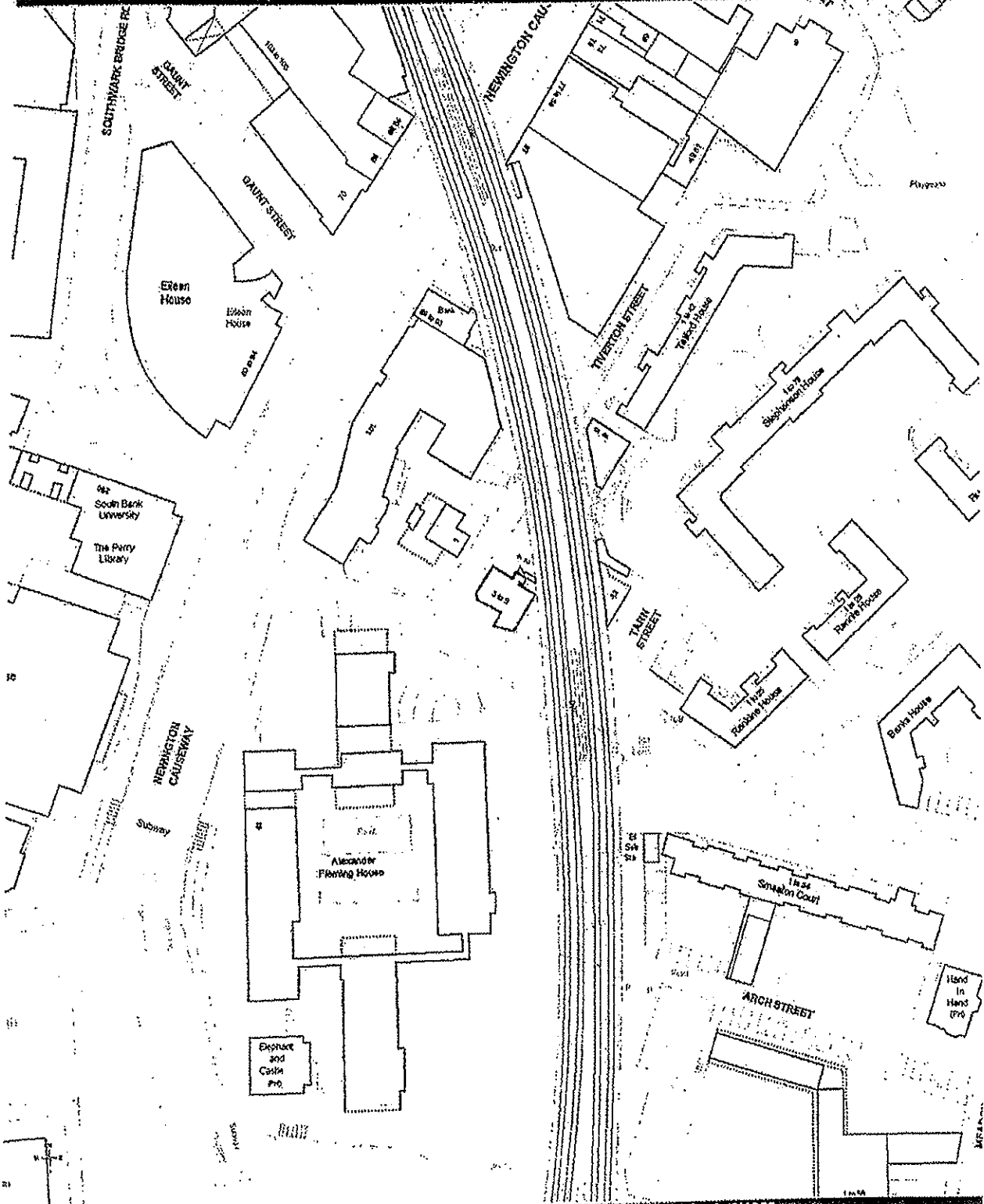
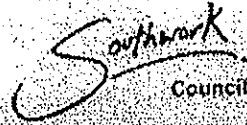
Telephone Number: 020 7525 5419

ANNEX

WARNING
THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN PARAGRAPH 7.
THERE IS NO RIGHT OF APPEAL TO THE FIRST SECRETARY OF STATE
AGAINST THIS NOTICE.

It is an offence to contravene a stop notice after a site notice has been displayed or the stop notice has been served on you. (Section 187(1) of the 1990 Act). If you then fail to comply with the stop notice you will be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is £20,000 on summary conviction for a first offence and for any subsequent offence. The fine on conviction on indictment is unlimited. If you are in any doubt about what this notice requires you to do, you should get in touch **immediately** with Dennis Sangweme, The London Borough of Southwark, Town Hall, Peckham Road, London, SE5 8UB, Telephone: 020 7525 5419. If you need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.

5-7 Rockingham Street SE1 6PD



Scale 1/1250

TP(VAR)(Permit)

SOUTHWARK COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)



www.southwark.gov.uk

PLANNING PERMISSION

Applicant Mr C. Naranjo
 Date of issue of this decision 26/01/2009

LBS Registered Number 08-AP-2834

Planning Permission was GRANTED for the following development:

Variation of Condition 4 of permission 04-AP-1840 (which permitted change of use to a restaurant (Class A3) and office (Class B1) on ground and mezzanine floor) to extend the hours of operation by one hour from 11pm to midnight on any day (total operating hours therefore being 8am to 12 midnight).

At: 5-9 ROCKINGHAM STREET, LONDON, SE1 6PD

In accordance with application received on 20/11/2008 Your Ref. No.:

and Applicant's Drawing Nos. Site plan and planning statement

Subject to the following six conditions:

- 1 The development hereby permitted shall be begun before the end of three years from the date of this permission.

Reason

As required by Section 91 of the Town and Country Planning Act 1990 as amended

- 2 The Class A3 and Class B1 use hereby permitted for the site shall not be carried on outside of the hours 8:00 to 24:00 on any day.

Reason:

In order to protect the amenity of nearby residential properties in accordance with Policy 3.2 'Protection of Amenity' of the Southwark Plan [UDP] 2007.

- 3 The variation to condition 4 of consent reference 04AP1840 hereby permitted allowing one additional hour of operation, to extend the hours of operation from 11pm closing time to midnight closing time shall be permitted for a period of only twelve (12) months from the date of commencement, on or before which date the use shall be discontinued.

Reason

In order that the Local Planning Authority may monitor the operation of the variation of the hours, in the interests of the amenities of surrounding residential occupiers, pursuant to Policy 3.2 Protection of amenity of the Southwark Plan 2007.

Continued overleaf...

TP(VAR)(Permit)

SOUTHWARK COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)



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PLANNING PERMISSION**LBS Reg. No. 08-AP-2834****Date of Issue of this decision 26/01/2009**

- 4 Prior to the commencement of the variation to condition 4 of consent reference 04AP1840 hereby permitted allowing one additional hour of operation, to extend the hours of operation from 11pm closing time to midnight closing time, a further noise management plan shall be submitted to and approved in writing by the Local Planning Authority. The plan submitted shall confirm and expand upon those matters set out in the Noise Management Plan dated 19/11/2008 which was submitted with the application, including addressing measures in relation to music, admittance of new customers, and curtaining of the areas being used after 11pm beyond 23:00 hrs. The development or use hereby permitted shall not be carried out otherwise than in accordance with the approved Noise Management Plan.

Reason

In the interests of the amenities of nearby residential occupiers, in accordance with Policy 3.2 Protection of amenity of the Southwark Plan 2007

- 5 The use hereby permitted shall not be commenced before details of the arrangements for the storing of refuse have been submitted to (2 copies) and approved by the Local Planning Authority and the facilities approved have been provided and are available for use by the occupiers and users of the premises. The facilities shall thereafter be retained for refuse storage and the space used for no other purpose without the prior written consent of the Council as local planning authority.

Reason

In order that the Council may be satisfied that suitable facilities for the storage of refuse will be provided and retained in the interest of protecting the amenity of the site and the area in general from litter, odour and potential vermin/pest nuisance in accordance with Policy 3.2 Protection of Amenity of The Southwark Plan 2007.

- 6 The use hereby permitted shall not be begun until full particulars and details (2 copies) of a scheme for the ventilation of the premises to an appropriate outlet level, including details of sound attenuation for any necessary plant and the standard of dilution expected, has been submitted to and approved by the Local Planning Authority and the development shall not be carried out otherwise than in accordance with any approval given.

Reason

In order that the Council may be satisfied that the ventilation ducting and ancillary equipment will not result in an odour, fume or noise nuisance and will not detract from the appearance of the building in the interests of amenity in accordance with Policies 3.2 Protection of amenity and 3.12 Quality in design and Planning Policy Guidance 24 Planning and Noise.

Continued overleaf...

TP(VAR)(Permit)

SOUTHWARK COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)



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PLANNING PERMISSION**LBS Reg. No. 08-AP-2834****Date of issue of this decision 26/01/2009****Reasons for granting planning permission.**

This planning application was considered with regard to various policies including, but not exclusively:

- a) Policy 3.2 'Protection of Amenity' of the Southwark Plan [UDP] 2007
- b) Planning Policy Guidance [PPG] 24: Planning and Noise.

Particular regard was had to the potential loss of amenity that would result from the proposed development but it was considered that this would be outweighed by the overall benefit to the community arising from the slightly longer opening hours that would follow from the proposed development. It was therefore considered appropriate to grant planning permission having regard to the policies considered and other material planning considerations.

Signed

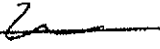
A handwritten signature in black ink, appearing to be "G. Rice".

Gary Rice
Head of Development Control

Your attention is drawn to the notes accompanying this document

Any correspondence regarding this document should quote the Case Number and LBS Registered Number and be addressed to: Head of Development Control, Council Offices, Chiltern, Portland Street, London SE17 2ES. Tel. No. 020 7525 5000

UPRN: 200003374386

checked by  TP/1421-7

PLANNING PERMISSION

LBS Registered Number: 08-AP-2834

Date of issue of this decision: 26/01/2009

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INFORMATIVE NOTES TO APPLICANT RELATING TO THE PROPOSED DEVELOPMENT

- 1 The consent holder is advised that Conditions 5 and 6 have been imposed as they replicate conditions 2 and 3 of the original planning permission for the change of use, reference 04AP1840. If these conditions have not already been complied with then details to discharge these conditions shall be submitted prior to the implementation of planning permission to vary the hours of operation.

PLANNING PERMISSION

LBS Registered Number: 08-AP-2834

Date of issue of this decision: 26/01/2009



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 IMPORTANT NOTES RELATING TO THE COUNCIL'S DECISION

- [1] **APPEAL TO THE SECRETARY OF STATE.** If you are aggrieved by this decision of the council as the local planning authority to grant permission subject to conditions you can appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990. If you appeal you must do so within six months of the date of this notice. The Secretary of State can allow a longer period for giving notice of an appeal but will not normally use this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State need not consider an appeal if it seems that the local planning authority could not have granted it without the conditions imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order. If you do decide to appeal you can do so using The Planning Inspectorate's online appeals service. You can find the service through the appeals area of the Planning Portal at www.planningportal.gov.uk/pcs. You can also appeal by completing the appropriate form which you can get from The Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN [tel. 0117-3726372]. The form can also be downloaded from the Inspectorate's website at www.planning-inspectorate.gov.uk. The Planning Inspectorate will publish details of your appeal on the internet on the appeals area of the Planning Portal. This may include a copy of the original planning application form and relevant supporting documents supplied to the council by you or your agent, together with the completed appeal form and information you submit to The Planning Inspectorate. Please ensure that you only provide information, including personal information belonging to you, that you are happy will be made available to others in this way. If you supply information belonging to someone else please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal.
- [2] **PURCHASE NOTICE.** If either the local planning authority or the Secretary of State grants permission subject to conditions, the owner may claim that the land can neither be put to a reasonably beneficial use in its existing state nor made capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances the owner may serve a purchase notice on the Council requiring the Council to purchase the owner's interest in the land in accordance with Part VI of the Town and Country Planning Act 1990.
- [3] **PROVISIONS FOR THE BENEFIT OF THE DISABLED.** Applicants are reminded that account needs to be taken of the statutory requirements of the Disability Discrimination Act 1995 to provide access and facilities for disabled people where planning permission is granted for any development which provides:
- (i) Buildings or premises to which the public are to be admitted whether on payment or otherwise. [Part III of the Act].
 - (ii) Premises in which people are employed to work as covered by the Health and Safety etc At Work Act 1974 and the Management of Health and Safety at Work Regulations as amended 1999. [Part II of the Act].
 - (iii) Premises to be used as a university, university college or college, school or hall of a university, or intended as an institution under the terms of the Further and Higher Education Act 1992. [Part IV of the Act].
- Attention is also drawn to British Standard 8300:2001 Disability Access, Access for disabled people to schools buildings -- a management and design guide. Building Bulletin 91 (DFEE 99) and Approved Document M (Access to and use of buildings) of the Building Regulations 2000 or any such prescribed replacement.
- [4] **OTHER APPROVALS REQUIRED PRIOR TO THE IMPLEMENTATION OF PLANNING PERMISSION.** The granting of planning permission does not relieve the developer of the necessity for complying with any Local Acts, regulations, building by-laws and general statutory provisions in force in the area, or allow them to modify or affect any personal or restrictive covenants, easements, etc., applying to or affecting either the land to which the permission relates or any other land or the rights of any persons or authorities [including the London Borough of Southwark] entitled to the benefits thereof or holding an interest in the property concerned in the development permitted or in any adjoining property.
- [5] **WORKS AFFECTING THE PUBLIC HIGHWAY.** You are advised to consult the council's Highway Maintenance section [tel. 020-7525-2000] about any proposed works to, above or under any road, footway or forecourt.
- [6] **THE DULWICH ESTATE SCHEME OF MANAGEMENT.** Development of sites within the area covered by the Scheme of Management may also require the permission of the Dulwich Estate. If your property is in the Dulwich area with a post code of SE19, 21, 22, 24 or 26 you are advised to consult the Estates Governors', The Old College, Gallery Road SE21 7AE [tel: 020-8299-1000].
- [7] **BUILDING REGULATIONS.** You are advised to consult Southwark Building Control at the earliest possible moment to ascertain whether your proposal will require consent under the Building Act 1984 [as amended], Building Regulations 2000 [as amended], the London Building Acts or other statutes. A Building Control officer will advise as to the submission of any necessary applications, [tel. call centre number 0845 600 1285].
- [8] **THE PARTY WALL Etc. ACT 1996.** You are advised that you must notify all affected neighbours of work to an existing wall or floor/ceiling shared with another property, a new building on a boundary with neighbouring property or excavation near a

Borough of Barking

PLANNING COMMITTEE / COMMUNITY COUNCIL 21.1.2009

CASE OFFICER REPORT RECORD SHEET

Proposal (08-AP-2834)	Address
Variation of Condition 4 of permission 04-AP-1840 (which permitted change of use to a restaurant (Class A3) and office (Class B1) on ground and mezzanine floor) to extend the hours of operation by one hour from 11pm to midnight on any day (total operating hours therefore being 8am to 12 midnight).	5-9 ROCKINGHAM STREET, LONDON, SE1 6PD Ward Chaucer

Case Officer: Fennel Mason

Recommendation proposed by Case Officer:

Signed [Signature] date 31/12/08

Recommendation cleared by Team Leader / Group Manager:

Signed M. H. [Signature] date 5.12.2008

Recommendation cleared by Development and Building Control Manager:

Signed [Signature] date 6 Jan 2009

Recommendation NOT cleared by Team Leader / Group Manager OR Development and Building Control Manager

Signed _____ date _____

Reason Recommendation NOT agreed:

Agreed subject to 2 additional conditions:

Decision made by Planning Committee / Community Council

- ① limited period (12 months)
- ② noise impact plan to be submitted & approved + therefore, implied with

Signed B. Baker date 21/1/09

Item No.	Classification OPEN	Decision Level BOROUGH AND BANKSIDE COMMUNITY COUNCIL	Date 15/01/2009
From Head of Development Control		Title of Report DEVELOPMENT CONTROL	
Proposal (08-AP-2834) Variation of Condition 4 of permission 04-AP-1840 (which permitted change of use to a restaurant (Class A3) and office (Class B1) on ground and mezzanine floor) to extend the hours of operation by one hour from 11pm to midnight on any day (total operating hours therefore being 8am to 12 midnight).		Address 5-9 ROCKINGHAM STREET; LONDON, SE1 6PD Ward Chaucer	

PURPOSE

- 1 To consider the above which is for Community Council consideration due to number of objections received.

RECOMMENDATION

- 2 To grant planning permission subject to conditions.

BACKGROUND

Site location and description

- 3 The irregular shaped site is located on the northern side of Rockingham Street at the junction with Tiverton Street approximately 100 metres to the east of Newington Causeway. At present the site is occupied by Sorriso Restaurant at ground and mezzanine levels.
- 4 The Salvation Army Publishing Office is located to the west, with the Metro Central Heights Council block located to the south and railway arches to the east. The site is not located within a conservation area nor does the site contain a listed building.

Details of proposal

- 5 Permission is sought for a variation of Condition 4 of the planning permission (04-AP-1840), which permitted change of use to a restaurant (Class A3) and office (Class B1) on ground and mezzanine floor) to extend the hours of operation by one hour from 11pm to midnight on any day (total operating hours therefore being 8am to 12 midnight).
- 6 The applicant has proposed noise management measures to ensure that the addition hour of operation does not cause undue impact on neighbouring occupiers. Such measures would include that music would not be played later than 23:00 hrs Mon to Sat and 22:00 hrs on Sun, no admittance of new customers past 23:00 hrs, and the ground floor will be curtained beyond 23:00 hrs.

7 The amended condition sought would read as follows:

8 *The Class A3 and Class B1 use hereby permitted for the site shall not be carried on outside of the hours 8:00 to 24:00 on any day.*

Planning history

9 Planning permission (04-AP-1840) was granted permission in October 2004 for the change of use to restaurant and office on ground and newly created mezzanine floor.

10 There is currently a planning Enforcement investigation into the hours of operation of the premises.

Planning history of adjoining sites

11 None relevant

FACTORS FOR CONSIDERATION

Main Issues

12 The main issues in this case are:

a] the principle of the development in terms of land use and conformity with strategic policies.

b] the impact of the development on the amenities of neighbouring occupiers.

Planning Policy

13 Southward Plan 2007 [July]

3.2 'Protection of Amenity'

14 Planning Policy Guidance [PPG]

PPG 24: Planning and Noise

Consultations

15 Site notice date: 9 December 2008 Press notice date: N/A

16 Neighbour consultation letters sent: 9 December 2008

17 Case officer site visit date: 9 December 2008 by the case officer only

18 Internal consultees

Environmental Protection

19 Statutory and non-statutory consultees

None

20 Neighbour consultees

Suppliers Ltd Tiverton Street SE1
 42 and 42A Tarn Road SE1
 Flats 1 to 107 Metro Central Heights Newington Causeway SE1

21 Re-consultation

N/A

Consultation replies

22 Internal consultees

Environmental Protection - satisfied that the premises could operate to the hours proposed in accord with the submitted noise management plan (dated 19 November 2008), without giving rise to nuisance / loss of amenity.

Neighbour consultees

23 Opposition:

24 39, 56, 64, 72, 99 and 382 Metro Central Heights

25 The concerns can be summarised as; the premises currently opens beyond its allowed hours of operation, and not withstanding the customers and the premises itself generate lots of noise which already disturbs the peace of the neighbourhood; the extended hours would make the matter worse; and there is no acknowledgement of the 'please consider our neighbours' sign.

26 Support:

27 91 Metro Central Heights

28 The restaurant makes a useful contribution to the amenities of the area, and is entirely reasonable that it should be permitted to stay open until midnight.

PLANNING CONSIDERATIONS

29 Concern has been raised by neighbouring occupiers within the vicinity of the subject site, namely within the Metro Central Heights building. The main perceived problem is that the noise generated by the premises presently is excessive at times (and sometimes operating beyond permitted opening hours) and the additional hour of opening would exacerbate the problem.

30 Firstly, it should be noted that currently there is monitoring of the hours of operation and noise generation (arising from a concern raised by a neighbour) by the Planning Enforcement Team. It is understood that the situation has improved recently, however should there be ongoing problems it is likely that the premises would be issued a Planning Contravention Notice to ensure that conditions of consent are adhered to. Therefore, the operation of the premises beyond permitted hours is a separate matter and can be dealt with as such. Likewise, the noise generated by the premises and patrons is controlled by separate legislation, and should excessive noise arise, Councils Environmental Protection Team can manage this.

31 With the appropriate management of the premises and an adherence to the permitted hours of operation it is considered that the additional hour of opening would not give rise to any significant loss of amenity to neighbouring occupiers. The reasons for this

opinion are that the subject site is located within a area of mixed uses, with office space and to a lesser extent residential being predominant. The nearest residential units are located within the Metro Central Heights building which is approximately 30m (at the closest point). It is considered that this separation, and the fact that the overland rail line is located to the immediate east of the subject site, and the classified A road of Newington Causeway is located within close proximity to the east, would not give rise to noticeable harm to amenity values of neighbouring occupiers.

- 32 Furthermore, as discussed, the proposed extension of hours has been assessed by Councils Environmental Protection Team who are satisfied that the premises could operate to the additional hour proposed in accord with the submitted noise management plan (dated 19 November 2008), without giving rise to nuisance or loss of amenity to neighbouring occupiers.

Conclusion

- 33 The proposed extended operating hours would not cause any undue harm to any neighbouring occupiers, and would be in accordance with policy 3.2 'Protection of Amenity' of the Southward Plan [UDP] 2007 and PPG 24: Planning and Noise. The application should therefore be granted on this basis.

COMMUNITY IMPACT STATEMENT

- 34 In line with the Council's Community Impact Statement the impact of this application has been assessed as part of the application process with regard to local people in respect of their age, disability, faith/religion, gender, race and ethnicity and sexual orientation. Consultation with the community has been undertaken as part of the application process.

a) The impact on local people is set out above.

SUSTAINABLE DEVELOPMENT IMPLICATIONS

- 35 There are no sustainable development implications associated with this application

LEAD OFFICER	Gary Rice	Head of Development Control
REPORT AUTHOR	Fennel Mason	Planning Officer - Development Control [tel. 020 7525 5470]
CASE FILE	TP/1421-7	
Papers held at:	Regeneration Department, Council Offices, Chiltern, Portland Street SE17 2ES [tel. 020 7525 5403]	

TP(Permit)

SOUTHWARK COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

PLANNING PERMISSION

Applicant Mr Louis Naranja
Date of Issue of this decision 29/11/2004

LBS Registered Number 04-AP-1840
Case Number TP/1421-7

Planning Permission was GRANTED for the following development:

Proposed change of use to restaurant (Class A3) and office (Class B1) on ground and newly created mezzanine floor

At: 5-9 Rockingham Street SE1

In accordance with application received on 05/10/2004

and Applicant's Drawing Nos. LN2504/02, LN2504/03, LN2504/04 as amended by e-mail dated 29/11/2004

Subject to the following four conditions:

1 The development hereby permitted shall be begun before the end of five years from the date of this permission.

Reason

As required by Section 91 of the Town and Country Planning Act 1990.

2 The use hereby permitted shall not be begun until full particulars and details (2 copies) of a scheme for the ventilation of the premises to an appropriate outlet level, including details of sound attenuation for any necessary plant and the standard of dilution expected, has been submitted to and approved by the Local Planning Authority and the development shall not be carried out otherwise than in accordance with any approval given.

Reason

In order to that the Council may be satisfied that the ventilation ducting and ancillary equipment will not result in an odour, fume or noise nuisance and will not detract from the appearance of the building in the interests of amenity in accordance with Policy E.3.1: Protection of Amenity and Policy S.1.6: Hot Food Outlets of Southwark's Unitary Development Plan, and Planning Policy Guidance 24 Planning and Noise.

3 The use hereby permitted shall not be commenced before details of the arrangements for the storing of refuse have been submitted to (2 copies) and approved by the Local Planning Authority and the facilities approved have been provided and are available for use by the occupiers and users of the premises. The facilities shall thereafter be retained for refuse storage and the space used for no other purpose without the prior written consent of the Council as local planning authority.

Reason

In order that the Council may be satisfied that suitable facilities for the storage of refuse will be provided and retained in the interest of protecting the amenity of the site and the area in general from litter, odour and potential vermin/pest nuisance in accordance with Policy E.3.1: Protection of Amenity and Policy T.1.3: Design of Development and Conformity with Council's Standards and Controls of Southwark's Unitary Development Plan.

Continued overleaf...

TP(Permit)

SOUTHWARK COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

PLANNING PERMISSION

LBS Reg. No. 04-AP-1840 Case No. TP/1421-7 Date of Issue of this decision 29/11/2004

- 4 The Class A3 & Class B1 use hereby permitted for the site shall not be carried on outside of the hours 8:00 to 23:00 on any day.

Reason In order to protection the amenity of nearby residential properties in accordance with Policy E3.1 'Protection of Amenity' of the adopted Southwark Unitary Development Plan.

Reasons for granting planning permission.

This planning application was considered with regard to various policies including, but not exclusively:

- a) Policies E3.1 'Protection of Amenity' of the Southwark Unitary Development Plan 1996
- b) Policies 3.2 'Protection of Amenity' of the Southwark Plan [Revised Deposit Unitary Development Plan] March 2004.

Planning permission was granted as there are no, or insufficient, grounds to withhold consent on the basis of the policies considered and other material planning considerations.

Signed

A handwritten signature in black ink, appearing to read "Seamus Lalor".

Seamus Lalor
Interim Development and Building Control Manager

Your attention is drawn to the notes accompanying this document

Any correspondence regarding this document should quote the Case Number and LBS Registered Number and be addressed to: Head of Development and Building Control, Council Offices, Chiltern, Portland Street, London SE17 2ES. Tel. No. 020 7525 5000

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PLANNING PERMISSION

LBS Registered Number: 04-AP-1840
Case Number: TP/1421-7
Date of Issue of this decision: 29/11/2004

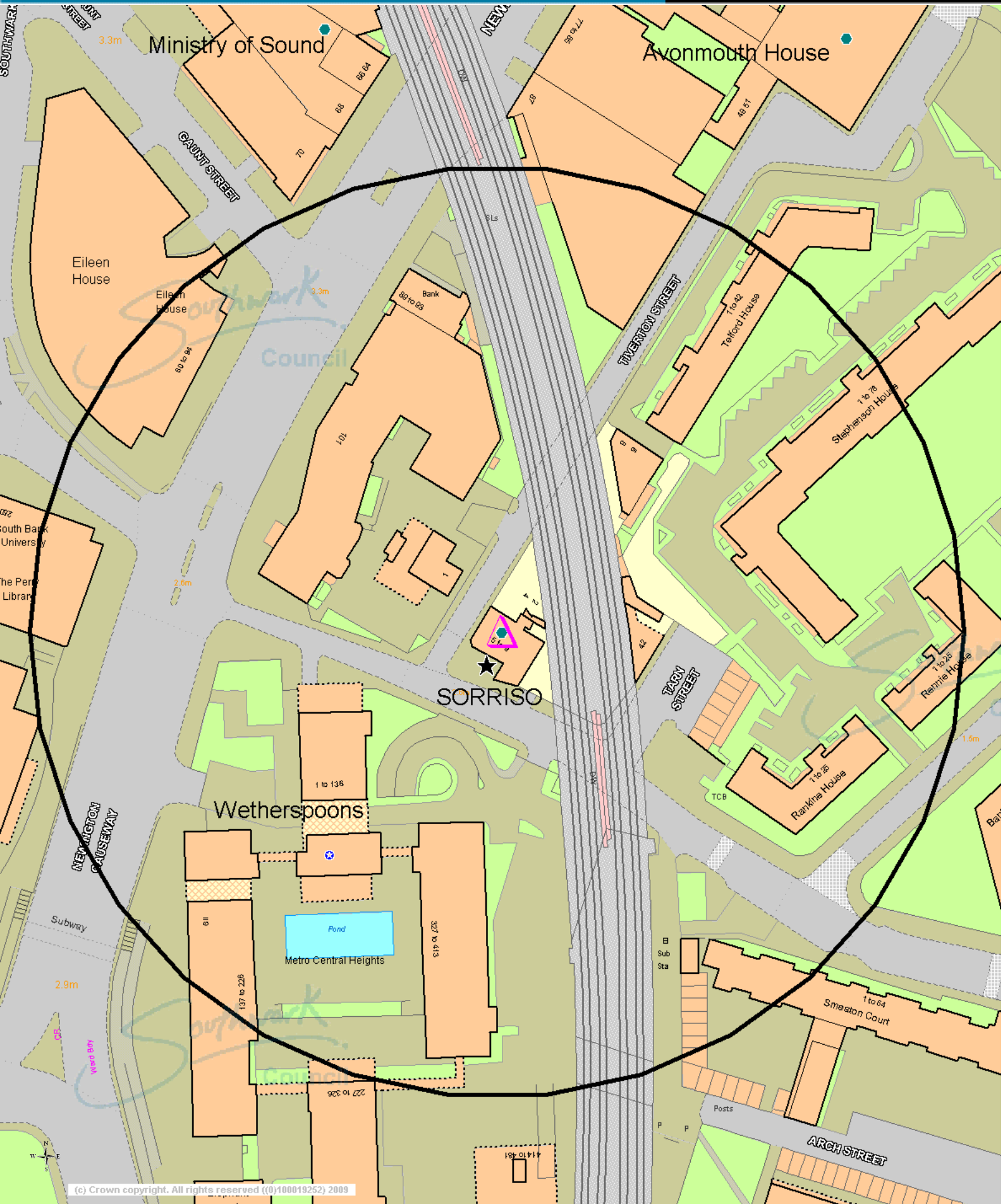


INFORMATIVE NOTES TO APPLICANT RELATING TO THE PROPOSED DEVELOPMENT

It is advised that the office shown on approved plans is only to be used as a Class B1 office space. If you wish to use the premises for a mini cab office, additional planning consent for a change of use would be required.

You are reminded that Advertisement Consent under the Control of Advertisement Regulations will be required for the display of any external signage.

Date 19/10/2009



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<p>Note: Original held in Constitutional Team; all amendments/queries to Sean Usher, Constitutional Team, Tel: 020-7525-7222.</p>	
<p>Councillors (1 Copy Each)</p>	<p>Applicants and Interested Parties</p>
<p>Councillor David Hubber Councillor Lorraine Lauder Councillor Dominic Thorncroft Councillor Althea Smith (Reserve)</p> <p>Officers</p> <p>Felix Rechtman, Legal Services, Tooley Street Sean Usher, Floor 2, Tooley Street (Hub 4) Dave Franklin, Licensing Unit, Chaplin Centre Debbie Lawless, Environmental Protection Team Dennis Sangweme, Planning</p> <p>By Email</p> <p>Ward Councillors – Chaucer</p> <p>Councillor Tim McNally Councillor Mackie Sheik Councillor Lorraine Zuleta</p>	<p>PC Ian Clements Southwark Police Walworth Police Station, 12-28 Manor Place, London SE17 3RL</p> <p>Mr Luis Naranjo Sorriso, 5 – 7 Rockingham Street, London SE1 6PD</p> <p>Mr Thomas Reddington of 40 Thompson Road, London SE22 9JR</p> <p>Laurie Mathers Will Holborow Tenzin Metok Sither Richard Curtin Tolkein Osborn Mr. S Vassen Mohammed Arafat Fred Sharrock Paul Tighe Gary Hammond</p>
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