

Licensing Sub-Committee

January 11 2010

10.00 am

Town Hall, Peckham Road, London SE5 8UB

Membership

Councillor David Hubber
Councillor Wilma Nelson
Councillor Ian Wingfield

Reserves

Councillor Lorraine Lauder

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

You have the right to request to inspect copies of minutes and reports on this agenda as well as the background documents used in the preparation of these reports.

Babysitting/Carers allowances

If you are a resident of the borough and have paid someone to look after your children, an elderly dependant or a dependant with disabilities so that you could attend this meeting, you may claim an allowance from the council. Please collect a claim form at the meeting.

Access

The council is committed to making its meetings accessible. Further details on building access, translation, provision of signers etc for this meeting are on the council's web site: www.southwark.gov.uk or please contact the person below.

Contact

Sean Usher on 020 75257222 or email: sean.usher@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Annie Shepperd

Chief Executive

Date: December 22 2009



Licensing Sub-Committee

Monday January 11 2010
10.00 am
Town Hall, Peckham Road, London SE5 8UB

Order of Business

Item No.	Title	Page No.
----------	-------	----------

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 - DULWICH COLLEGE PREPARATORY SCHOOL, 38-44 ALLEYN PARK SE21 7AA 1 - 47

6. LICENSING ACT 2003 - SIERRA SPOT, 6 ARNSIDE ST, LONDON SE17 2AP 48 - 96

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.”

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

Date: December 22 2009

Item No. 5	Classification: Open	Date: January 11 2010	MEETING NAME Licensing Sub-Committee
Report title:		LICENSING ACT 2003 : Dulwich College Preparatory School, 38-44 Alleyn Park SE21 7AA	
Ward(s) or groups affected:		Premises are within: College	
From:		Strategic Director of Environment and Housing	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by the Bursar N.B Holliday for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Dulwich College Preparatory School, 38-44 Alleyn Park, London SE21 7AA.

Notes:

- *This application forms a new application for a premises licence, under Section 17 of the Licensing Act 2003. The application is subject to representations from interested parties and is therefore referred to the sub-committee for determination;*
- *Paragraphs 8 to 15 of this report provide a summary of the application for the premises licence under consideration by the sub-committee (A copy of the full application is provided at appendix A)*
- *Paragraphs 17 to 20 of this report deal with the representations received to the premises licence application. (Copies of the relevant representations and replies are attached at appendix B and C).*

BACKGROUND INFORMATION

The Licensing Act 2003

2. The Licensing Act 2003 received royal assent on 10 July 2003. The Act provides a new licensing regime for

- The sale of and supply of alcohol
- The provision of regulated entertainment
- The provision of late night refreshment

Within Southwark, this council wholly administers the licensing responsibility.

3. 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

- The prevention of crime and disorder;
- The promotion of public safety
- The prevention of nuisance; and
- The protection of children from harm.

4. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself;
 - The guidance to the Act issued under Section 182 of the Act;
 - Secondary regulations issued under the Act;
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations
5. The Act established a transitional period between 7 February 2005 and 6 August 2005 under which holders of existing justice's licenses, public entertainment licenses and night café licenses were able to apply to the local licensing authority for "grandfather rights" conversion of those existing licenses into the relevant licenses under the new system. Licenses that were so converted were converted on existing terms, conditions and restrictions. The 6 August date having passed, operators must now apply for new licenses.
6. The premises licence application 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.

KEY ISSUES FOR CONSIDERATION

The premises licence application

7. On the 21 September 2009 Nicholas B. Holliday applied to this council for a new premises licence in respect of the premises known as Dulwich College Preparatory School.
8. A copy of the application for the premises licence is attached to the report as appendix A.
9. The premises licence application form provides the applicant company's operating schedule. Parts M, O and P set out the proposed operating hours and operating controls in full, with reference to the four licensing objectives as stated in the Licensing Act 2003
10. The application is summarized as follows:
11. To provide regulated entertainment in the form of plays, films, indoor sporting events, live music, recorded music, and the performance of dance.
12. To provide the facilities for making music and dancing.
13. To provide late night refreshment from 11pm to 12 midnight on Friday and Saturday evenings.
14. To provide facilities the sale of alcohol, on the premises only, on Monday to Thursday 12:00 – 23:00 hours, Friday to Saturday 12:00 – 00:00 hours and on Sunday 12:00 – 22:00 hours.

15. The hours open to the public are as follows: - Monday to Thursday 06:00 - 23:00 hours, Friday to Saturday 06:00 -12 midnight hours, and on Sunday 10:00 - 2:00 hours.

Operating History

16. The premise known as Dulwich College Preparatory School does not currently hold a Premises Licence under the Licensing Act 2003. The premises have used a number of Temporary Event Notices this year 2009 in order to hold licensable activities. The dates of those events are as follows.

- Temporary Event Notices in the year 2009:-
- 16.03.2009 18:00 to 22:00 hours
- 21.03.2009 18:00 to 22:00 hours
- 13.06.2009 18:00 to 22:00 hours
- 07.11.2009 18:00 to 22:00 hours
- 10.12.2009 19:00 to 22:00 hours
- 13.12.2009 15:00 to 18:00 hours

Representations from Interested Parties

17. There are fifteen (15) representations from the interested parties, of which includes a petition signed by (7) people, which includes the organiser.

18. A copy of the representations from the interested parties is attached to the report as appendix B.

Representations from Responsible Authorities

19. No representations have been received from responsible authorities.

20. A copy of the responsible authority replies to the application is attached to the report as appendix C.

Conciliation

21. A conciliation meeting was arranged for the Wednesday 18 November 2009 at 18:30 hours on the college premises. On the 8 December 2009 a letter dated the 7 December 2009 was received at the licensing office in the form a conciliation statement. This document has since been sent out the interested parties for their consideration. The conciliation statement is attached to the report as appendix D.

Disability discrimination act

22. The Southwark Disablement Association have no comments regarding this application.

The local area

23. The nearest premises licensed under the Licensing Act 2003 to the Dulwich College Preparatory School are the Alleyn's Head pub, approximately 370m away.

24. A map of the area is attached the report as separate item to be brought to the committee by hand as the plans cannot be reduced as a normal addition to the report.

Southwark council statement of licensing policy

25. Council assembly approved the third revision of Southwark's statement of licensing policy on 5 November 2008. Sections of the statement that are considered to be of particular relevance to this application are

- Section 3 which sets out the purpose and scope of the policy and re-inforces the four licensing objectives
- 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
- Section 6 details other relevant council and government policies, strategies, responsibilities and guidance, including the relevant articles under the Human Rights Act 1998
- Section 7 provides general guidance on dealing with crime and disorder and deals with licensing hours
- Section 8 provides general guidance on ensuring public safety including safe capacities
- Section 9 provides general guidance on the prevention of nuisance
- Section 10 provides general guidance on the protection of children from harm.

26. 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

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

CONSULTATIONS

28. 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 September 2009 edition of the Southwark London Press and a similar notice exhibited outside of the premises.

COMMUNITY IMPACT STATEMENT

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

SUPPLEMENTARY SDVICE FROM OTHER OFFICERS

Strategic Director of Communities, Law and Governance

30. The sub-committee is asked to determine the application for a premises licence under Section 17 of the Licensing Act 2003.

31. The principles which sub-committee members must apply are set out below.

Principles for making the determination

32. The general principle is that applications for premises licence applications 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.

33. 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.
- Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.

34. 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

- to grant the licence subject to-
- The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives, and
- Any condition which must under section 19,20 or 21 be included in the licence in the licence to exclude from the scope of the licence any of the licensable activities to which the application relates;
- to refuse to specify a person in the licence as the premises supervisor;
- to reject the application.

Conditions

35. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, 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.

36. The four licensing objectives are

- The prevention of crime and disorder;
- Public safety;
- The prevention of nuisance; and
- The protection of children from harm.

37. 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.

38. 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.

39. Members are also referred to the DCMS guidance on conditions, specifically section 7, and Annexes D, E, F and G.

Reasons

40. If the sub-committee determines that it is necessary to modify the conditions, or to refuse the application for a premises licence application, it must give reasons for its decision

Hearing procedures

41. 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.

42. This matter relates to the determination of an application for a premises licence under section 17 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

43. 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.
44. 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.

45. 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.
46. 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.
47. Members will be aware of the council's code of conduct which 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.
48. 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 to case basis.
49. 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 crime and disorder in the borough.
50. 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 the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Guidance

51. 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 documents

Background Papers	Held At	Contact
Licensing Act 2003 DCMS Guidance to the Act Secondary Regulations Southwark Statement of Licensing Policy Case file	Southwark Licensing, C/O Community Safety & Enforcement, The Chaplin Centre, Thurlow Street, London, SE17 2DG	Name: Mrs Kirty Read Phone number: 020 7525 5748

Appendices

No.	Title
Appendix A	The application
Appendix B	Representations from Interested Parties
Appendix C	Representations/replies from Responsible Authorities
Appendix D	Conciliation meeting statement
Appendix E	Map of the area

Audit trail

Lead Officer	Jonathon Toy, Head of Community Safety and Enforcement	
Report Author	David Swaby, Principal Licensing Officer	
Version	Final	
Dated	December 21 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 Team	December 21 2009	

RECEIVED

Application for a premises licence to be granted
under the Licensing Act 2003

2 6 SEP 2009

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 DULWICH COLLEGE PREPARATORY SCHOOL

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
MAIN SCHOOL
42 ALLEYN PARK
DULWICH

Post town	LONDON	Post code	SE21 7AA
-----------	--------	-----------	----------

Telephone number at premises (if any)	020 8670 3217
---------------------------------------	---------------

Non-domestic rateable value of premises	£23398
---	--------

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input checked="" type="checkbox"/> | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

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

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name DULWICH COLLEGE PREPARATORY SCHOOL
Address 42 ALLEYN PARK DULWICH LONDON SE21 7AA
Registered number (where applicable) 579923
Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY LIMITED BY GUARANTEE INDEPENDENT SCHOOL WITH CHARITABLE STATUS (CHARITY COMMISSION NUMBER 312715)
Telephone number (if any) 020 8670 3217
E-mail address (optional) nbh@dcpslondon.org

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year

3	1	1	0	2	0	0	9
---	---	---	---	---	---	---	---

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day Month Year

--	--	--	--	--	--	--	--

Please give a general description of the premises (please read guidance note1)
 42 ALLEYN PARK IS THE MAIN PREMISES FOR THE EDUCATIONAL ESTABLISHMENT OF DULWICH COLLEGE PREPARATORY SCHOOL (THE SCHOOL). THE SCHOOL TEACHES BOYS AND GIRLS FROM THE AGE OF TWO TO FOUR YEARS OLD AND BOYS ONLY FROM FIVE TO 13 YEARS OLD. THE MAIN PREMISES CONSISTS OF A NUMBER OF BUILDINGS SOME OF WHICH ARE LINKED TOGETHER AND OTHERS WHICH STAND INDEPENDENTLY WITHIN THE CURTAILAGE OF THE PREMISES. THE PREMISES IS SITUATED WITHIN A RESIDENTIAL ROAD BUT WHERE KINGSDALE FOUNDATION SCHOOL IS ALSO IN ALLEYN PARK (NEXT DOOR) AND DULWICH COLLEGE IS 200M AWAY IN HUNTS SLIP ROAD. OFF-SALES OF ALCOHOL WILL NOT BE PERMITTED.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" 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 checked="" 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 checked="" 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)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	08.00	23.00	<u>Please give further details here</u> (please read guidance note 3) THE PLAYS WILL BE PERFORMED BY PUPILS OF THE SCHOOL AND/OR STAFF AS WELL AS VISITING PERFORMERS	Both	<input checked="" type="checkbox"/>
Tue	08.00	23.00			
Wed	08.00	23.00	<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur	08.00	23.00			
Fri	08.00	24.00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5) IF PLAYS ARE TO BE REHEARSED OR PERFORMED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		
Sat	08.00	24.00			
Sun	10.00	22.00			

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) FILMS WILL INCLUDE FILMS, DVDs AND VIDEO TAPE. ALL RESTRICTED CERTIFICATION OF FILMS, DVDs AND VIDEO TAPE WILL BE ADHERED TO IN COMPLIANCE WITH BRITISH BOARD OF FILM CLASSIFICATION. State any seasonal variations for the exhibition of films (please read guidance note 4) 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) IF FILMS, DVDs OR VIDEO TAPES ARE TO BE SHOWN OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		
Mon	08.00	23.00			
Tue	08.00	23.00			
Wed	08.00	23.00			
Thur	08.00	23.00			
Fri	08.00	24.00			
Sat	08.00	24.00			
Sun	10.00	22.00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) INDOOR SPORTING EVENTS WILL INCLUDE PRACTISING, COMPETITIONS AND EXHIBITION MATCHES BY THE STUDENTS AND/OR STAFF AND VISITING PARTICIPANTS
Day	Start	Finish	
Mon	08.00	23.00	
Tue	08.00	23.00	
Wed	08.00	23.00	
Thur	08.00	23.00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Fri	08.00	24.00	
Sat	08.00	24.00	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5) IF INDOOR SPORTING EVENTS ARE TO BE REHEARSED OR PERFORMED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE
Sun	10.00	22.00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) LIVE MUSIC WILL BE BOTH ACCOUSTIC AND AMPLIFIED		
Mon	08.00	23.00			
Tue	08.00	23.00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed	08.00	23.00			
Thur	08.00	23.00			
			<u>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</u> (please read guidance note 5) IF LIVE MUSIC IS TO BE REHEARSED OR PERFORMED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		
Fri	08.00	24.00			
Sat	08.00	24.00			
Sun	10.00	22.00			

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) RECORDED MUSIC WILL BE VIA A MUSIC SYSTEM WITH OR WITHOUT A DJ, KARAOKE, JUKE BOX OR AUDIENCE PARTICIPATION. THE MUSIC WILL BE BOTH ACCOUSTIC AND AMPLIFIED.		
Mon	08.00	23.00			
Tue	08.00	23.00			
Wed	08.00	23.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur	08.00	23.00			
Fri	08.00	24.00	<u>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</u> (please read guidance note 5)		
Sat	08.00	24.00			
Sun	10.00	22.00			
			IF RECORDED MUSIC IS PLAYED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day				Start	Finish
Mon				08.00	23.00
Tue				08.00	23.00
			<u>Please give further details here</u> (please read guidance note 3) DANCE FACILITIES WILL BE PROVIDED FOR STUDENTS AND/OR STAFF, GUESTS AND AUTHORISED VISITORS		
Wed			08.00	23.00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)
Thur			08.00	23.00	
Fri			08.00	24.00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5) IF PERFORMANCES OF DANCE ARE TO BE REHEARSED OR PERFORMED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE
Sat			08.00	24.00	
Sun			10.00	22.00	

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

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> AMPLIFIED AND ACCOUSTIC MUSIC WILL BE PROVIDED. ALLOCATED AREAS WITHIN THE DESIGNATED AREAS WILL BE IDENTIFIED FOR THE USE OF MICROPHONES AND AMPLIFIERS.	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)	
Mon	08.00	23.00		
Tue	08.00	23.00		
Wed	08.00	23.00		
Thur	08.00	23.00		
Fri	08.00	24.00		
Sat	08.00	24.00		
Sun	10.00	22.00	<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
			<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) IF THE PROVISION OF FACILITIES FOR MAKING MUSIC IS TO BE PROVIDED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE	

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give a description of the facilities for dancing you will be providing</u> A DANCE FLOOR AREA OF SUITABLE AND APPROPRIATE CONSTRUCTION FOR DANCING WILL BE PROVIDED WITHIN DESIGNATED AREAS OF THE BUILDING.	
Mon	08.00	23.00	<u>Please give further details here</u> (please read guidance note 3)	
Tue	08.00	23.00		
Wed	08.00	23.00	<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur	08.00	23.00		
Fri	08.00	24.00	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5) IF THE PROVISION OF FACILITIES FOR DANCING ARE PROVIDED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE	
Sat	08.00	24.00		
Sun	10.00	22.00		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

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 – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) LATE NIGHT REFRESHMENT WILL BE PROVIDED WHEN SPECIFIC FUNCTIONS SUCH AS BALLS AND PARTIES ARE HELD. THESE EVENTS ARE GENERALLY RESTRICTED TO 3-6 TIMES PER YEAR.		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri	23.00	24.00	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) IF LATE NIGHT REFRESHMENTS ARE PROVIDED OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		
Sat	23.00	24.00			
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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	12.00	23.00			
Tue	12.00	23.00			
Wed	12.00	23.00			
Thur	12.00	23.00			
Fri	12.00	24.00			
Sat	12.00	24.00			
Sun	12.00	22.00			
			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) IF THE SUPPLY OF ALCOHOL IS OUTSIDE THE STANDARD DAYS AND TIMINGS FOR PARTICULAR EVENTS, AT LEAST 14 DAYS NOTICE WILL BE GIVEN TO THE LICENSING AUTHORITY AND THE POLICE		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name NICHOLAS BARRY HOLLIDAY	
Address 11 CRIFFEL AVENUE LONDON	
Postcode	SW2 4AY
Personal Licence number (if known) 01610	
Issuing licensing authority (if known) LONDON BOROUGH OF LAMBETH	

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) THERE ARE SEASONAL VARIATIONS DURING NON-TERM TIME WHEN THE SCHOOL IS OPEN FOR EXTRA-CURRICULAR ACTIVITIES BUT NOT FOR STANDARD TEACHING.
Day	Start	Finish	
Mon	06.00	23.00	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)
Tue	06.00	23.00	
Wed	06.00	23.00	
Thur	06.00	23.00	
Fri	06.00	24.00	
Sat	08.00	24.00	
Sun	10.00	22.00	

P Describe the steps you intend to take to promote the four licensing objectives:

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

The premises is the main site for the Dulwich College Preparatory School (the School). It comprises of many buildings, some linked together some independent, within the curtailage of the premises.

The whole premises is alarmed. Entry to the School is gained via locked coded doors. During the periods of 07.30 to 09.00 and 15.15 to 17.15 doors are unlocked to enable the students, staff and all authorised visitors ingress and egress. Outside these times access is via the main entrance of the School within the Links Building. An intercom, between the door entrance and the School office/reception, is in operation and guests and visitors have to announce themselves, be admitted, register with the reception and are provided with identification badges.

The whole area of the School, internal and external, is a no-smoking zone.

The areas within the School to be licensed are as follows:

The Viewing Gallery and Main Hall of the Sports Hall plus all changing areas (2 plans);

The Swimming Pool plus all changing areas;

The Hall, classrooms, workrooms, staff rooms, cloakrooms, library and storerooms within the Annex Building (2 plans);

The Hall, Gallery, kitchen and the Byrd, Gibbon, Tallis, Morley, Finzi, Elgar, Britten, Tippett, Holst, Williams, Walton, Purcell, Parry, Boyce and Delius rooms within the Music Building;

The Library and classrooms of the ground floor of the Upper School;

The Art Studio, Pottery Room, Gallery and two formrooms of the first floor of the Middle School;

The entrance, waiting rooms, staff rooms and meeting room of the ground floor of the Middle School;

The kitchen, meeting room, staff room, Dining Hall, Stage and Gym of the ground floor of the Lower School; and

General plan of the School including area.

Each area listed above has its own plan (total 12 plans).

Events are generally organised either by the School or the School's Parents' and Teachers' Association (PTA).

Currently two members of School staff/PTA have personal licences and more will be trained to ensure that sufficient personal licence holders are available to attend events as necessary.

Regular health and safety and risk management audits and training of staff/PTA members to address licensing objectives will take place. A premises licence policy has been drafted and will be distributed to all relevant staff/PTA members if and when the premises licence is granted.

When on the premises, alcohol will be stored in lockable areas, which children would have no access to, until required.

b) The prevention of crime and disorder

Ingress and egress is monitored when the doors are not open. Monitoring takes place via an entry intercom system with registration of every guest/authorised visitor with the School's staff. All other doors are closed with access only via a key entry pad code or are opened from within the premises.

People consuming alcohol on the premises will be staff, bona fide guests and/or other persons authorised to attend functions.

Regular liaison with the police and fire authority takes place for large events.

Alcohol will only be served at organised events.

All staff serving alcohol are trained in licensing legislation and the use of proof of age ID cards.

Persons who appear to be under the age of 21 will be required to provide recognised proof of age cards such as a passport, a photo driving licence or other photo ID before alcohol will be served to them. When children are present at events where alcohol is being served, familiarity with family and children by the School and PTA is wide and aids in the identification of under age children to assist in the prevention of supplying alcohol to children.

No persons will be permitted to take open containers of alcoholic drinks from the premises.

When alcohol is served sufficient numbers of stewards/organisers will be present to reduce crime and disorder.

Policies to prevent crime and disorder will be regularly reviewed.

c) Public safety

The general public will not be admitted to the premises.

The premises, internally and externally, is a no-smoking area and this strictly enforced.

The individual buildings are alarmed.

The premises complies with all fire regulations and escape lighting is provided. There are fire drills termly and records of these tests will be made available to the licensing authority or any of the responsible authorities upon request. All emergency exit doors will be easily operable without the use of a key, card, code or similar means and will be available for egress at all times while authorised personnel are on the premises. Means of escape will be regularly checked to ensure they function satisfactorily and are clearly identifiable. In the absence of adequate daylight, fire exits will be adequately illuminated. Records of these checks will be kept and will be available on request. All fire doors will be maintained effectively self-closing and shall not be held open other than by approved devices. Fire resistant doors to service shafts, ducts and cupboards will be kept locked shut. Step and stair edges will be highlighted so as to be conspicuous. All gangways, exitways and treads of steps or stairways will be maintained with non-slippery and even surfaces. Hangings and curtains will be maintained in a flame retardant condition. Upholstered seating will be fire retardant and compliant with current fire safety regulations. Hangings, curtains and temporary decorations will not obstruct exits, fire safety signs or fire-fighting equipment. Notices detailing the actions to be taken in the event of fire or other emergency will be predominantly displayed and maintained in good condition. Access will be provided for emergency vehicles and this access will be kept clear and free from obstruction at all times. All fire exits and means of escape will be in accordance with BS5499. An evacuation policy will be in place, which is to the satisfaction of the fire authority. All members of

staff and the PTA will be trained in the evacuation policy. The fire brigade will be called to any outbreak of fire, however slight. All incidences will be entered into the incidents book. When disabled people are on the premises adequate arrangements for their safe evacuation will be made and the disabled persons will be made aware of the evacuation procedure in the event of an emergency. Overcrowding will not be allowed in any part of the premises. Where tables and chairs are provided clear gangways to exits will be maintained.

At any time of day, when the buildings are open for teaching or any other event, at least one caretaker is in attendance. All caretakers are trained in first aid. There are a total of 16 first aiders plus the medical sisters, on the School staff. An adequate and appropriate supply of first aid equipment and materials will be available on the premises.

A Health & Safety Committee meets twice termly. These meetings are attended by Mr Holliday (Bursar and DPS) as the Health & Safety Officer and a representative from each section of the School, including, inter alia, the boarding house, heads of games, science, design technology, grounds and maintenance supervision and senior sister. The minutes of these meetings are drafted and filed as a comprehensive record.

There is a traffic plan for the premises. Steps are taken to monitor traffic access to ensure that pedestrians are safe and that delivery and waste vehicles enter and service the School safely.

d) The prevention of public nuisance

Traffic consultants have been instructed to draft a plan to co-ordinate traffic both during the school day and during events. Plans have been enacted to ensure that traffic congestion is minimised and regular bulletins are sent to parents regarding the management of congestion at busy times.

The buildings are self-contained and when licensable activities take place all doors and windows will be closed to minimise any potential noise nuisance to local residents and/or businesses. There is adequate ventilation within the buildings. Noise levels will be monitored and kept to within agreed levels.

With respect to rubbish nuisance there are substantial and adequate wheelie bins on the premises, which are emptied twice a week. No loose rubbish is evident at the premises and no issues have been identified for functions outside the school teaching hours. At these functions dedicated personnel are identified to ensure that rubbish is disposed of appropriately including maximising recycling.

A dispersal strategy consistent with the nature and standard of the premises has been implemented. Stewards will be on duty for larger functions to monitor and organise the ingress and egress of people, the safety of the premises and surrounding areas.

e) The protection of children from harm

Personnel who are authorised to serve alcohol at licensable events are aware of the 'Challenge 21' policy and will receive training as and when necessary.

For functions children who are not students of the School are siblings of students of the School or children of guests and/or authorised visitors. At functions children, other than students of the School, are not allowed on the premises without an adult who must be a member of staff, parent of a student of the School, a guest or authorised visitor.

A policy has been drafted with respect to the premises licence application and will be distributed among the staff and members of the PTA if and when the premises licence is granted.

When showing films, the School or PTA will adhere to the film classification designated by the film classification body as specified.

For performances especially for unaccompanied children attendants will be present in the area. A lost and found child policy will be in action and members of staff/PTA will be aware of this policy.

All provisions not specified in this section but are set out in section b) above relevant to the protection of children from harm are included in this section.

Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

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

Signature	<i>N A Whiting</i>
Date	<i>21st Sept. 2009</i>
Capacity	Bursar of the Applicant and Designated Premises Supervisor

For joint applications signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)			
Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Swaby, David

From: Regen, Licensing
Sent: 19 October 2009 12:13
To: Tear, Jayne
Cc: Swaby, David
Subject: FW: License application 830618 Dulwich College Preparatory School

FYI

From: dorothy wright [redacted]
Sent: 19 October 2009 12:07
To: Regen, Licensing
Subject: License application 830618 Dulwich College Preparatory School

As a local resident I strongly object to the application which will effectively allow the sale of alcohol and refreshments, as well as live music and other performances, all day, every day.

I accept that this may not be the ostensible purpose for the application but, once the licence has been granted, there will be no way of limiting its use. With independent schools needing increasingly to supplement their income, it is highly likely that outside lets will be used more and more outside term time.

We currently put up with increased traffic and inconsiderate parking on the road during term time. If this were to spill over into the holidays it might well become intolerable; we have two large schools next to each other in what is otherwise a residential road. The potential for negative impact on local residents if schools become 7-day-a-week entertainment centres is extremely worrying.

It is also worrying that we have received no communication from Dulwich College Preparatory School itself about the plans. That might at least have been neighbourly!

I would like to have a great deal more reassurance on the limits of this licence application before giving it my approval. As it stands, I am definitely against it.

Yours

Dorothy Wright
27 Alleyn Park
SE21 8AT

[redacted]
[redacted]

Use Windows Live Messenger for free on selected mobiles. [Learn more.](#)

19/10/2009

Read, Kirty

From: dorothy wright [dorothymanders@hotmail.com]
Sent: 19 October 2009 12:07
To: Regen, Licensing
Subject: License application 830618 Dulwich College Preparatory School

As a local resident I strongly object to the application which will effectively allow the sale of alcohol and refreshments, as well as live music and other performances, all day, every day.

I accept that this may not be the ostensible purpose for the application but, once the licence has been granted, there will be no way of limiting its use. With independent schools needing increasingly to supplement their income, it is highly likely that outside lets will be used more and more outside term time.

We currently put up with increased traffic and inconsiderate parking on the road during term time. If this were to spill over into the holidays it might well become intolerable; we have two large schools next to each other in what is otherwise a residential road. The potential for negative impact on local residents if schools become 7-day-a-week entertainment centres is extremely worrying.

It is also worrying that we have received no communication from Dulwich College Preparatory School itself about the plans. That might at least have been neighbourly!

I would like to have a great deal more reassurance on the limits of this licence application before giving it my approval. As it stands, I am definitely against it.

Yours

Dorothy Wright
27 Alleyn Park
SE21 8AT
020 8761 5047
dorothymanders@hotmail.com

Use Windows Live Messenger for free on selected mobiles. [Learn more.](#)

The Rt Hon Lord Warner of Brockley

House of Lords
London SW1A 0PWRECEIVED
16 OCT 2009

Please reply to: 39 Alleyn Park, London, SE21 8AT

The Health and Safety Licensing Unit
London Borough of Southwark
Chaplin House
Thurlow Street
London SE17 2DG

11 October 2009

Dear Sir

Premises Licence Application 830618 by Dulwich College Preparatory School

I am writing to register my objections to this licence as currently framed. I live opposite the premises concerned.

Those parts of the application to which I object are:

- * Seeking a licence for 365 days a year when the current and claimed usage of the premises outside school hours is for a much smaller number of days
- * The provisions for live music outside the buildings, particularly late at night including weekends
- * The sale of alcohol and refreshments until 11pm most nights and to midnight on Friday and Saturday

Granting a licence in the wide terms sought is highly likely to lead to public nuisance and could give rise to public safety and disorder, all of which are statutory grounds for objecting to licence applications and which justify rejection.

Having a premises licence in the widely drawn terms sought is not necessary for the purposes given to me by the DCPS Bursar. Since no residents have been consulted on the application it is reasonable to surmise that if DCPS were granted a licence in the terms sought they might well use it for a wider range of purposes that would give rise to conflict with residents.

The parents of DCPS pupils have a mixed record in showing consideration to residents of Alleyn Park. They regularly block entrances despite the presence of double yellow lines. They refuse to move when asked and are offensive when asked to do so. Vehicles have been driven without authority through my own property. DCPS management has been shown to be ineffective in securing respectful behaviour by parents. So one is entitled to feel apprehension about the broad terms of the premises licence sought.

I have proposed to the Bursar amending the application to restrict it to days within the school terms rather than as widely as 365 days a year; the elimination of all provisions for music outside the school buildings; and the removal of all provisions for the sale of alcohol and refreshments after 11pm on weekdays in term time and not at all on weekends. I have not had a response so far.

The compromise that I have proposed seems to me reasonable for what after all is a preparatory school situated in a residential area. A licence granted on this basis would enable the school to conduct all the events it claims to be the purpose of the application without undue nuisance to residents living in the vicinity of the school. Any temptation to use school premises for wider disruptive purposes would be avoided.

I hope in the circumstances Southwark will reject the application as currently framed. I would be willing to join in any discussions to resolve matters.

Yours sincerely

A handwritten signature in black ink that reads "Norman Warner". The signature is written in a cursive style with a trailing flourish at the end.

Lord Warner

48 Alleyn Park
London
SE21 8SF

Tel. ~~XXXXXXXXXX~~

RECEIVED

21 OCT 2009

18 October 2009

Licensing Unit
Southwark Council
Chaplin Centre
Thurlow Street
London
SE17 2DG

Dear Sirs

Objection to licence application no. 830618 – Dulwich College Preparatory School

On behalf of the residents of 48-58 Alleyn Park (a private road) we are writing to object to the licence above applied for by Dulwich College Preparatory School ('the Prep').

We have spoken to the Prep's bursar and understand the licence is to replace individual temporary licences that the school has used in the past. However, the new licence is for events 365 days a year, and any of them can involve alcohol, and music and dancing outdoors.

We strongly object because:

- We do not want noise from evening and weekend events in our 100% residential neighbourhood, nor inebriated people creating noise and nuisance when they leave the premises.
- We do not want even more parking problems. Those of us who live in the immediate vicinity of the school already put up with considerable nuisance and parking congestion from parents dropping off and collecting their children. Although this part of Alleyn Park is a private road, parents park outside our homes and across the entrance to our road. When challenged, they are frequently unpleasant or downright aggressive – and would be even more so if they had had a drink.

The Prep does not have the courtesy to let its neighbours know when it is holding an event and it is no surprise that it has not let us know of this licence application (other than the statutory posting of notices on the school gates).

Please allow Alleyn Park to be a peaceful, quiet neighbourhood outside school hours. We urge you to limit this licence application to term-time only with no outdoor events, and to insist that the size of the events is kept to within the limits of parking on the school's premises and not in Alleyn Park.

Yours faithfully

John & Christine McCarthy

John & Christine McCarthy
and neighbours

RECEIVED
29 OCT 2010

Objection to licence application no. 830618 – Dulwich College Preparatory School

The undersigned wish to object to the granting of this licence, as set out in the letter above from Mr & Mrs McCarthy at 48 Alleyn Park.

Name	Signature	Address
DR. L. D. KARALLIEDDE	<i>L. D. Karalliedde</i>	58, ALLEYN PARK LONDON SE21 8SF
Mr & Mrs R. M. Wilkove	<i>R. M. Wilkove</i>	50 Alleyn Park London SE21 8SF
Mr & Mrs G Key	<i>G. Key</i>	54 ALLEYN PK SE21 8SF
RAY NOBLE	<i>Ray Noble</i>	46 ALLEYN PK LONDON SE21 8SF
DR. N. V. DAVE & MRS TANIMA DAVE	<i>N. V. Dave</i>	52 Alleyn Park
Mr & Mrs PATEL	<i>H. Patel</i>	60 ALLEYN PARK.

33A Alleyn Park
Dulwich
London SE21 8AT

16 October 2009

The Health and Safety Licensing Unit
London Borough of Southwark
Chaplin House
Thurlow Street
London SE17 2DG

Dear Sirs

Premises Licence Application 830618 by Dulwich College Preparatory School

I have only recently been made aware of this licence application.

I first wish to register my strong objection to the fact that this was not brought to my attention in the appropriate way by letter from the Council. This is a matter which could well seriously affect me, other residents in the area and the value of my property. Please make my objection known to the appropriate individuals and/or committees in the Council.

Secondly, I wish to object to the licence as at present requested. I live immediately opposite the premises concerned and already suffer from the noise and parking problems caused by the premises, both at the normal school hours and when meetings and functions are held out of hours.

Those parts of the proposed licence to which I particularly object are as follows:

- The provision of live music and dancing outside the buildings late at night and 7 days a week:
- The sale of alcohol and refreshments until 11pm every weekday and to midnight every weekend:
- Seeking a licence for every day of the year when current usage is very much smaller.

The terms in general also seem excessive. Is it envisaged by the school that they are to have live music and/or dancing (even inside) on most nights of every week? Is it envisaged that the premises are to be hired out for such purposes? That would have a very serious effect on the whole area. If this is not envisaged, why are the very wide terms sought?

The grant of a licence in the very wide terms of the application could give rise to disorder and risks to public safety, and is likely to lead to public nuisance. There are no appropriate parking facilities for any greater use of the premises – indeed the present parking at normal school hours leads to great danger both to pupils and families, and to the public.

A licence in the very wide terms sought is not necessary or desirable for an educational establishment. I have not been consulted on, nor informed of, the application by the School and therefore have no idea why it is sought. In my view it is entirely out of proportion to the needs of the school and inappropriate for this area which (other than the two schools) is wholly residential

I have no particular antipathy to the School (indeed my son was a pupil there some years ago. I can however see no reason why such a licence is needed or should be granted. The area is residential and there can be no good reason for a preparatory school to need a licence on such very broad terms. In my view, the present system (which I believe requires permission for each event of this type) works satisfactorily.

I ask that Southwark reject the application in the very wide terms in which it is currently framed.

Yours sincerely

CJN Williams

43 Alleyn Park
London SE21 8AT

RECEIVED
21 OCT 2009

Health & Safety Licensing Unit
London Borough of Southwark
Chaplin House
Thurlow Street
London SE17 2DG.

15 October 2009

Dear Sir,

Premises Licence Application 830618 by Dulwich College Preparatory School (DCPS)

I am writing to register objections on my behalf and on behalf of my wife, to the licence application in its current form. If granted in its current form, the licence is likely to lead to public nuisance and might cause public safety and disorder issues to arise.

Overview

The context of this objection is as follows:-

We live almost opposite DCPS and whilst there is some traffic congestion associated with parents ferrying their children to and from school, our experience of DCPS is that it manages - so far - not to disrupt neighbours greatly.

We do have one concern, and this is relevant to our objections, about the way in which DCPS deals with parents who fail to comply with parking regulations - in particular cars parked on double yellow lines obstructing sight lines and therefore putting pupils at risk. This is relevant to our objections to the licence because this suggests that any restrictions which DCPS may offer to impose would not be effectively enforced (this is particularly relevant to the music and alcohol aspects of the proposed licence).

I also write as a former (generally satisfied) parent of a DCPS pupil, Our experience was that there were very few occasions on which DCPS would have needed an alcohol licence nor, so far as I am aware, any circumstances in which DCPS' justified musical reputation involved concerts outside.

Specifics

As a general point, I see no need for the DCPS, in furtherance of its activities with pupils and parents, to have a licence extended to the use of its premises outside term time. Specific applications for specific events and uses could be made in the normal way, provided adequate publicity was given to the use out of term time, although I would have hoped that those considering the application would bear in mind DCPS is in a residential area.

Dancing

Any dancing outside is likely to be accompanied by music and hence disturb neighbours (particularly in Seeley Drive who do not benefit from the bulk of the buildings which might ameliorate any noise transmission). I would have thought, too, that dancing should be restricted to a limited number of events per annum in term time. (Perhaps connected with parent/teacher association events), so there seems to be no reason why the DCPS should not

apply for individual licences. (If the licensing unit was minded to permit use, on Fridays and Saturdays it should be limited to 11.00 pm : 10.30 would be preferable as departing guests may congregate noisily in the road on their way back to their parked cars or leaving the area).

Facilities for making music, recorded music and live music

This should be limited to indoors. If the unit was minded to permit external "making music" - which as noted above was not our experience while our son was at DCPS - this should be limited to items which do not require amplification or connection to "speakers". Even then, the noise from unamplified percussion instruments can be quite disturbing. No external recorded or live music outside should be permitted.

As regards indoor sporting events, apart from suggesting that this should be limited to 2300 hours on both Fridays and Saturdays, I do not object for term time use.

As regards late night refreshment - I believe this should be limited to indoors events only in term time (and even then guests will be minded to open windows and so potentially disturb residents).

I would hope Southwark would reject the license sought in its current form, taking account of the likely risks associated with public safety, disorder (associated with alcohol consumption) and public nuisance.

Yours faithfully,



G-R Richards

MEMO: Environmental Protection Team

To Licensing Regen **Date** 12 October 2009
Copies File
From Debbie Lawless **Telephone** 020 7525 5759 **Fax** 020 7525 5728
Email debra.lawless@southwark.gov.uk

Subject **Licensing Act 2003-Dulwich College Preparatory School, 42 Alleyn
Park, London SE21 7AA Ref:401583**

I have reviewed the above licensing application and I have met with the applicant on site. The operating schedule adequately addresses the licensing objective of public nuisance.

The Environmental Protection Team has no representations to make.

Debbie Lawless
Enforcement Officer
Environmental Protection Team



RECEIVED

21 OCT 2009

London Fire and Emergency Planning
Authority runs the London Fire BrigadeDate 19 October 2009
Our Ref 91/496Dulwich College Preparatory School
42 Alleyn Park
Dulwich
London
SE21 7AA

F.A.O: N B Holliday

Dear Sir/Madam

LICENSING ACT 2003**Premises: Main School, Dulwich College Preparatory School, 42 Alleyn Park Road, London SE21 7AA**

With reference to the application dated 21st September 2009, as shown on plans, the Fire Authority, **does not propose to make any representation** to the Licensing Authority, provided that the premises are constructed and managed in accordance with the information supplied with your application.

However, if you propose to make changes to the use or layout of a building you should consult the Building Control Body. A suitable fire risk assessment will be required to comply with the Regulatory Reform (Fire Safety) Order 2005, particular attention should be given to the maximum number of persons on site at any one time.

This letter is without prejudice to the powers of the licensing authority and to any requirements or recommendations that may be made by enforcing authorities under other legislation. It is also without prejudice to any requirements or recommendations that may be made by this Authority under the Regulatory Reform (Fire Safety) Order 2005 or the Petroleum (Consolidation) Act 1928. All alterations should comply with the appropriate provisions of the current Building Regulations.

Any queries regarding this letter should be addressed to the person named below. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,

For Assistant Commissioner (Fire Safety Regulation)Fire and Community Safety Directorate
firesafetyregulationSE@london-fire.gov.ukcc.: **Licensing Authority**Reply to Kevin Keown
Direct T 020 8555 1200 x57287
Direct F 020 8536 5924

FILE COPY

Tear, Jayne

From: Paul.Compton@met.pnn.police.uk
Sent: 07 October 2009 10:14
To: Tear, Jayne
Cc: Regen, Licensing
Subject: Dulwich College Preparatory School

I am in receipt of five (5) applications from the above in respect of different parts of the school.

Police have no objections to the granting of the application.

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)

It is the policy of the MPS that:

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.

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

DULWICH COLLEGE PREPARATORY SCHOOL

Bursar: N B Holliday
 Telephone: 020 8766 5523
 Fax: 020 8761 1417
 e mail: nbh@dcpslondon.org



42 Alleyn Park
 Dulwich
 London
 SE21 7AA

24th November 2009

Dear ****

Premises Licence Application; 38-42 Alleyn Park

Thank you to those who attended the conciliation meeting on Wednesday, 18th November. Although we did not reach agreement, it was a constructive meeting and we have the framework for a potential resolution. Before turning to the key issues I thought it would be helpful to set out the types of event for which a licence is required under the Licensing Act 2003 since there appears to be some misconception that a licence is only necessary if alcohol is provided.

Licensable activities are:

- the sale by retail of alcohol;
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club;
- the provision of regulated entertainment; and
- the provision of late night refreshment.

Regulated entertainment includes:

- a performance of a play;
- an exhibition of a film;
- an indoor sporting event;
- a performance of live music;
- any playing of recorded music;
- a performance of dance.

From this you can see that a licence is now required not only if we serve a glass of wine at a parents' evening, but also if we hold a swimming gala, for a pupils' concert, for the hire of our Sports Hall to a local club for cricket nets and for a host of other benign events, all of which take place currently and have done for many years.

The two principal concerns appear to relate to late night activity (ie after 10.00pm) and activity outside term time (this should be defined as the staff term and not the pupil term, the former being slightly longer due to preparation days). At the meeting there appeared to be a general consensus that the aim was not to restrict normal school activities.

In the light of this we propose the following amendments to the application:

Restrictions for DCPS usage (to include staff and PTA)

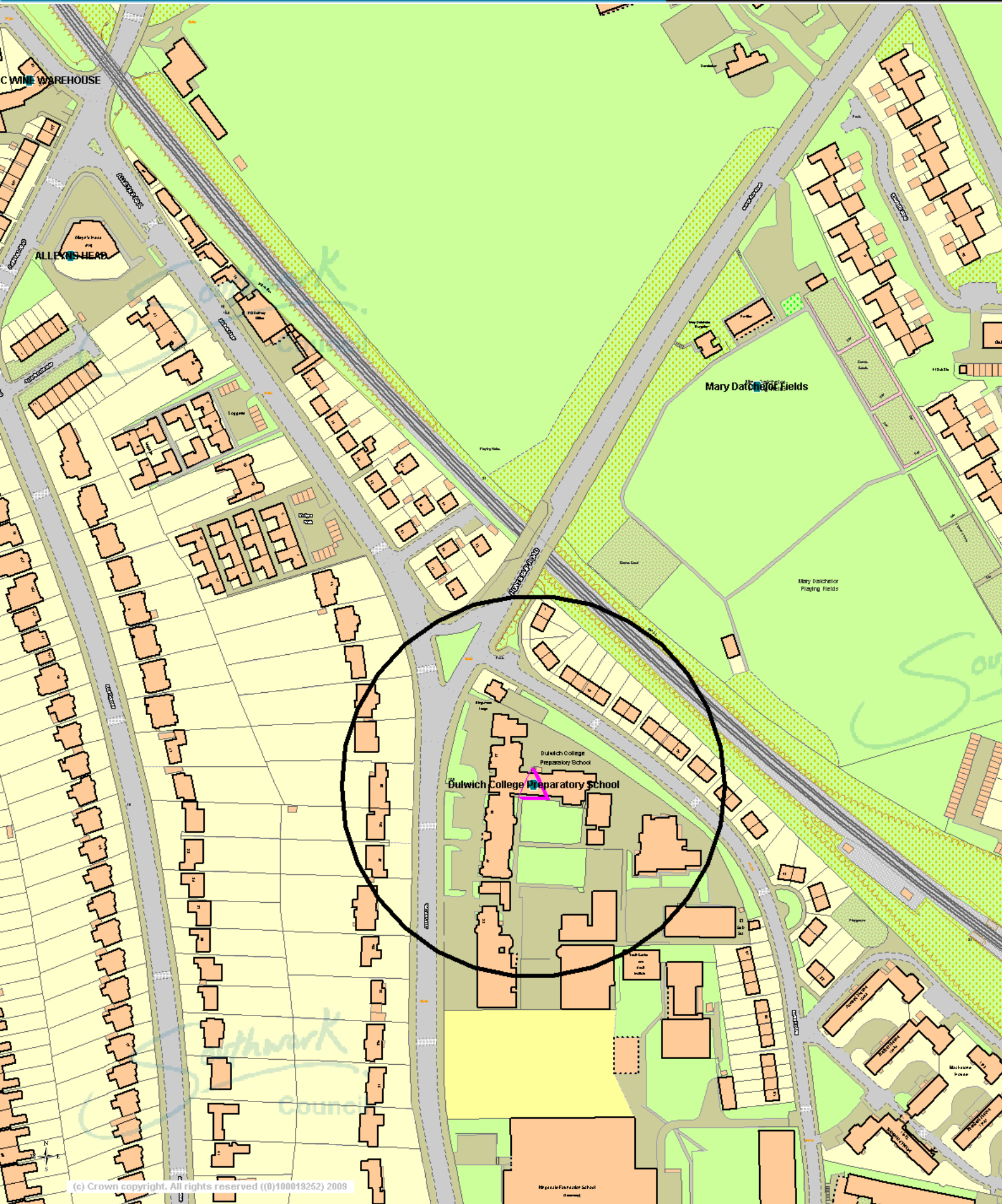
- No alcohol or late night refreshment to be served after 10.00pm except on a maximum of ten occasions per year when this will be extended to midnight (to allow for Old Boys' dinners, staff and PTA functions) – our neighbours will be notified in advance of these occasions;
- No music to be played outside after 9.00pm and no music at all after 10.00pm.

Restrictions for Third Party usage

- No alcohol to be served at any time;
- No music to be played outside;
- No use by third parties of school premises in Alleyn Park after 10.00pm.

I hope that these restrictions will alleviate the concerns set out in the letters of objection and aired at the meeting. It is worth repeating that the School's aim, and that of Southwark Council, is to reduce the administrative burden of submitting detailed individual Temporary Event Notices: there is no intention to extend the range or duration of the events and activities which currently take place at the School.

The other issue which was raised at the meeting and which was a common theme in many of the letters of objection was parking and traffic flow. We are acutely conscious that this is a sensitive issue, particularly during term time, and we are exploring again with Southwark Council what possibilities exist to improve this. I shall write again on this issue in due course.



Item No. 6	Classification: Open	Date: January 11 2010	MEETING NAME Licensing Sub-Committee
Report title:		LICENSING ACT 2003 – SIERRA SPOT 6 ARNSIDE STREET, LONDON SE17 2AP	
Ward(s) or groups affected:		Premises are within: FARADAY	
From:		Strategic Director of Environment & Housing	

RECOMMENDATION

1. That the Licensing Sub-Committee considers an application made by Stella Pieh and Ishmail Koromah for a grant of a Premises Licence under the Licensing Act 2003 in respect of the premises known as: SIERRA SPOT, 6 ARNSIDE STREET, LONDON SE17 2AP.
2. *Notes:*
 - a) *This application forms a new application for a Premises Licence, under Section 17 of the Licensing Act 2003. The application is subject to representations from a Responsible Authority and Interested Parties and is therefore referred to the Sub-Committee for determination;*
 - b) *Paragraphs 9 to 11 of this report provide a summary of the application the Premises Licence under consideration by the Sub-Committee (A copy of the full application and the amendments to it are provided as Appendix A & B)*
 - c) *Paragraphs 13 to 16 of this report deal with the representations received to the Premises Licence application. (A copy of each of the relevant representations are attached as Appendices C,D& E)*

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, the licensing responsibility is wholly administered by this Council.
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 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.

MATTERS FOR CONSIDERATION

The Application for a New Grant

8. On 11 September 2009, an application was made by Stella Pieh and Ishmail Koromah for a grant of a Premises Licence in respect of the premises known as Sierra Spot, 6 Arnside Street, LONDON SE17 2AP under section 17 of the Licensing Act 2003. A copy of the application is attached to the report as appendix A.

Reduction in hours

9. The applicant has made a request by letter for the application to be amended to reduce the hours from 03.00 to 01.00 Friday and Saturday, also to reduce the hours for each Bank holiday/Bank Holiday weekends and also Sierra Leone independent day (27 April) to 01.00. A copy of the letter to amend the application is attached as appendix B.
10. The application is therefore summarized as follows:

To permit the provision of regulated entertainment

- *(recorded music, performances of dance, provision of facilities for dancing)*
 - Monday to Thursday between 14.00 hrs to 00.00 hrs
 - Friday & Saturday between 15.00 hrs to 01.00hrs on the following morning **(amended hours)**
 - Sunday between 12.00 hrs to 22.00hrs
- **To permit the provision of late night refreshment**
 - Friday & Saturday between 23.00 hrs to 01.00hrs on the following morning (amended hours)
- **To permit the sale and or supply of alcohol**
 - Monday to Thursday between 12.00 hrs to 00.00 hrs
 - Friday & Saturday between 12.00 hrs to 01.00hrs on the following morning **(amended hours)**
 - Sunday between 12.00 hrs to 22.00hrs
- **The opening hours of the premises are**

- Monday to Thursday between 10.00 hrs to 00.30 hrs on the following morning
- Friday & Saturday between 10.00 hrs to 01.30hrs on the following morning
- Sunday between 10.00 hrs to 22.30hrs

- **Seasonal Variations**

- On each 27 April (Sierra Leone independent Day) till 01.00 on the following morning

- **Non Standard Times**

- On each Bank Holiday and Bank Holiday Weekends till 01.00 on the following morning.

11. The application form provides the applicant's operating schedule. Parts F, G, J, L, M and O and the letter amending the application (as mentioned in para 9) are set out the proposed operating hours in full.
12. Part P of the application provides any additional steps that are 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 conditions on any subsequent Premises Licence issued.

Designated Premises Supervisor

13. The proposed designated premises supervisor Licence is Ismail Koromah. **Note** (however, Mr Koromah is in the process of qualifying and obtaining a personal licence):

Consultation and re-consultation

14. Consultation was carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was placed in a local newspaper and a similar notice exhibited outside of the premises. However after the initial period of 28 days, it came to our attention that the shutters covered the notice during certain periods when the premises was closed. So the notices was displayed again both on the premises and on the shutters for a period of another 28 days.

Representations From Interested Parties

15. There are 3 representations by interested parties and a petition signed by 28 local residents. The representations are primarily concerned with noise nuisance, and anti social behaviour already being experienced and the fear of these escalating as a result of the proposed grant. The representations point out that there has been a history of noise nuisance anti social behaviour and crime and disorder arising from the operation of the premises in the past.
16. Copies of the representations lodged by interested parties are attached as appendices C to the report.

Representations From Responsible Authorities

17. There are two representation lodged by the Metropolitan Police and the Council's Environmental Protection Team (EPT). Both representations outline control measures that should be undertaken to reduce the risk of crime and disorder and noise nuisance if the licence is granted.

18. Copies of the representations are attached as appendix D & E to the report.

Conciliation

19. Conciliation was offered as part of the application process, but failed to resolve issues raised. As such the application is being submitted for determination by the Licensing Sub-Committee.

The Local Vicinity

20. A map of the local vicinity is attached. The operating terminal hour of the following premises licensed for regulated entertainment, sale and supply of alcohol and late night refreshment are shown on the map:

Off Licences

- **D B OFF LICENCE**, 16 Westmoreland Road, SE17 (Mon - Sat until 23:00 and Sun 22.30)
- **COSTCUTTER SUPERMARKET**, 25 Camberwell Road, SE5 (Mon – Sun 24hrs.)
- **UMASHIV NEWS**, 23 Westmoreland Road, SE17 (Mon- Sat 23:00; Sun till 22.30)

Public Houses with entertainment

- **RED LION**, 407 Walworth Road, SE17 (Sun – Thurs till 00:30; Fri & Sat till 01.30)
- **Banana's Bar**, The Rock, 374 Walworth Road, SE17 (Mon - Sun till 01:30)

Late Night Refreshment

- **WALWORTH KEBAB & BURGER BAR**, 360 Walworth Road, SE17 (Sun – Thurs till 02.00; Friday & Saturday till 04:00)
- **LA LUNA**, 380 Walworth Road, SE17 (Mon – Sat 00:30; Sun till 00.00)
- **Winner**, 3 Westmoreland Road, SE17 (Mon - Thurs till 00:00; Fri & Sat till 00.30; Sun till 23.30)

SOUTHWARK COUNCIL STATEMENT OF LICENSING POLICY

21. Council Assembly approved the Southwark Statement of Licensing Policy on 2 April 2008. 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 reinforces 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.
22. 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

23. A fee of £190.00 has been paid by the applicant in respect of this application being the statutory fee payable for premises within non-domestic rateable value Band B.

COMMUNITY IMPACT STATEMENT

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

SUPPLEMENTARY SDVICE FROM OTHER OFFICERS

Strategic Director of Communities, Law and Governance

25. The Sub-Committee is asked to determine the application for a grant of a premises licence.
26. 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.
27. 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.
28. 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.
29. The principles that Sub-Committee members must apply are set out below.

PRINCIPLES FOR MAKING THE DETERMINATION

30. The general principle is that applications for Premises Licence applications 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.

31. 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.

32. 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

Conditions

33. The Sub-Committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, 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.

34. 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.

35. 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.

36. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to late night refreshment 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.

37. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films and in respect of door supervisors.

38. Members are also referred to the DCMS guidance on conditions, specifically section 7, and Annexes D, E, F and G.

Reasons

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

Hearing Procedures

40. 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.

41. As this matter relates to the determination of an application for a grant under section 17 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

42. 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.

43. 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.

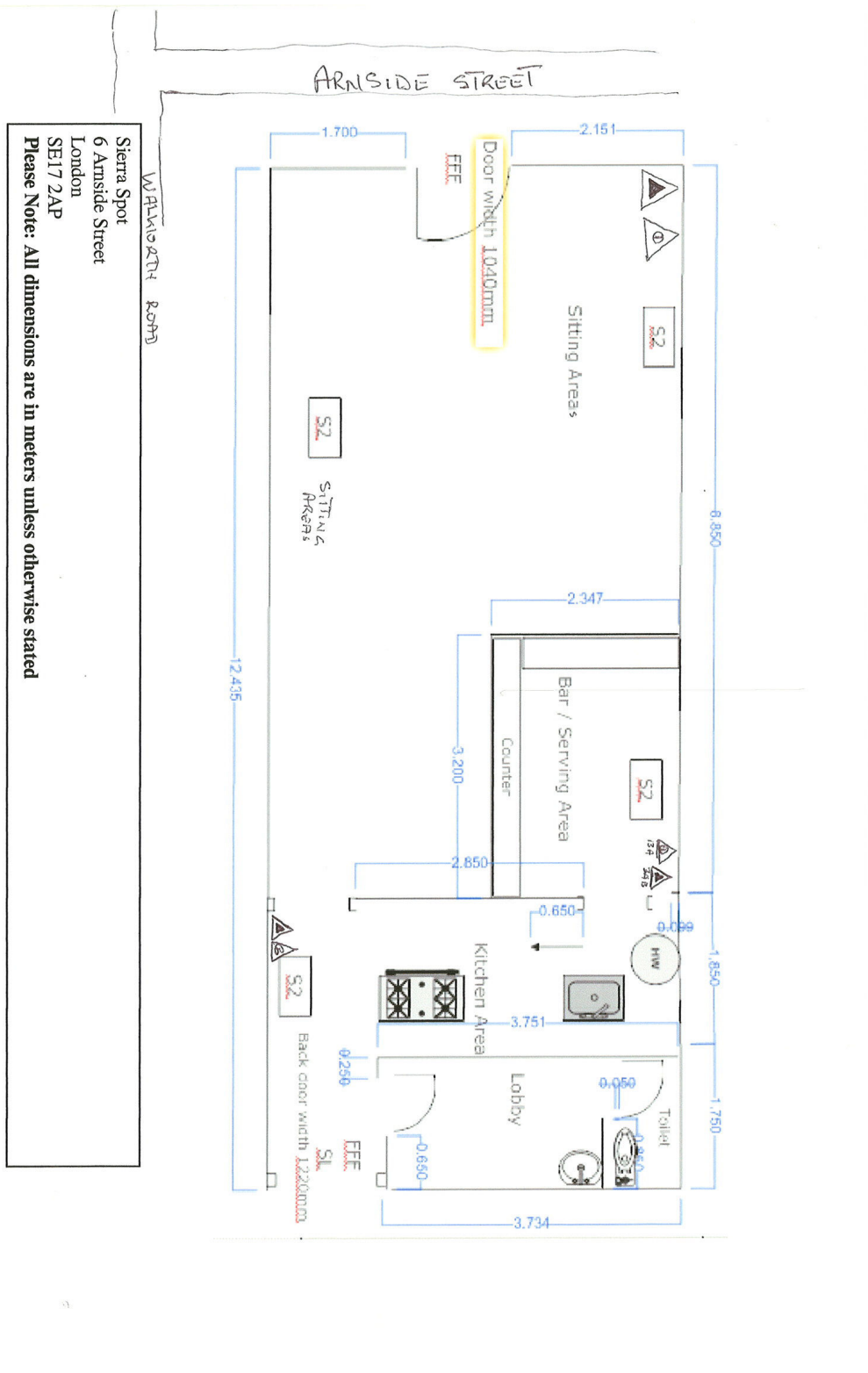
44. As a quasi-judicial body the Licensing Sub-Committee is required to consider the application on its merits. The Sub-Committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show 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.

45. 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.
46. 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

47. 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.



Sierra Spot
 6 Arnside Street
 London
 SE17 2AP
Please Note: All dimensions are in meters unless otherwise stated

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

APPENDICES

No.	Title
Appendix A	Copy of the application
Appendix B	Letter amending application
Appendix C	Copies of the representation from interested parties
Appendix D	Copies of representation from Police
Appendix E	Copies of representation from Environmental Protection
Appendix F	Map of local vicinity

AUDIT TRAIL

Lead Officer	Gill Davies, Strategic Director of Environment & Housing	
Report Author	Dorcas Mills, Principal Licensing Officer	
Version	Final	
Dated	23 December 2009	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / EXECUTIVE MEMBER		
Officer Title	Comments Sought	Comments included
Strategic Director of Communities, Law and Governance	Yes	Yes
Finance Director	No	No
Executive Member	No	No
Date final report sent to Constitutional/Community Council/Scrutiny Team	23 December 2009	



Application for a premises licence to be granted 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 Mr Ishmail Safian Karamah & Mrs STELLA PIET
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
SIERRA SPOT 6 ARNSIDE STREET			
Post town	LONDON	Post code	SE17 2AP
Telephone number at premises (if any)	0207 701 2414		
Non-domestic rateable value of premises	£ BAND B.		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)

RECEIVED
1
11 SEP 2009

- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname KOROMA			First names Shamal Stefan		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address		Flat 1 Groombridge House UPPER WATY KINGSLACE ESTATE			
Post Town	LONDON			Postcode	SE17 2PP
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input checked="" type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname PIEH			First names STELLA		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address		47 GAY HURST HOPWOOD ROAD	
Post Town	LONDON	Postcode	SE17 2BE
Daytime contact telephone number			
E-mail address (optional)	john.m...@2507@ydnw.co.uk		

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address N/A
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

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

If you wish the licence to be valid only for a limited period, when do you want it to end?

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

Please give a general description of the premises (please read guidance note1)

Ground floor Grocery / restaurant
on Arside Street.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

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 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 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 checked="" 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:

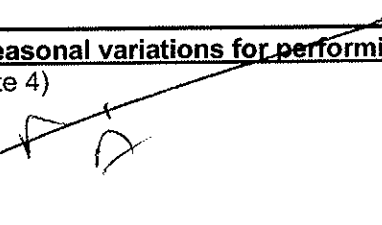
- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking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

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

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P


A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					


C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3) 	
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	14.00	00.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	14.00	00.00			
Wed	14.00	00.00	State any seasonal variations for the playing of recorded music (please read guidance note 4) SIERRA LEONE INDEPENDENT DAY 27 APRIL TILL 03.00.		
Thur	14.00	00.00			
Fri	15.00	02.00	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) BANK HOLIDAY BANK HOLIDAY WEEKENDS TILL 03.00.		
Sat	15.00	02.00			
Sun	13.00	02.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	14.00	00.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	14.00	00.00			
Wed	14.00	00.00	State any seasonal variations for the performance of dance (please read guidance note 4) SEE (F)		
Thur	14.00	00.00			
Fri	15.00	02.00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) SEE (F)		
Sat	15.00	02.00			
Sun	12.00	12.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

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>	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)	
Mon				
Tue			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Wed				
Thur			<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)	
Fri				
Sat				
Sun				

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			
Day	Start	Finish				
Mon	14.00	00.00	Please give further details here (please read guidance note 3) SEE (F)			
Tue	14.00	00.00				
Wed	14.00	00.00	State any seasonal variations for providing dancing facilities (please read guidance note 4) SEE (F)			
Thur	14.00	00.00				
Fri	15.00	02.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) SEE (F)			
Sat	15.00	02.00				
Sun	12.00	22.00				

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

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 – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri	23.00	02.30	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)		
Sat	22.00	02.30			
Sun					

SEE (F)

SEE (F)

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 checked="" type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	12.00	00.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	12.00	00.00		SEE (+)	
Wed	12.00	00.00			
Thur	12.00	00.00			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)
Fri	13.00	02.30			
Sat	12.00	02.30			
Sun	12.00	22.00			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name	Ishmael Sufian KAROMAH		
Address	FLAT 1 Graduate Hse MINDA WAY KINGSLATE ESTATE		
Postcode	SG17 2PP		
Personal Licence number (if known)	—		
Issuing licensing authority (if known)	—		

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)

NONE

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)	
Day	Start	Finish		
Mon	10.00		SEE (F)	
		00.30		
Tue	10.00			
		00.30		
Wed	10.00			
		00.30		
Thur	10.00			SEE (F)
		00.30		
Fri	10.00			
		03.00		
Sat	10.00			
		03.00		
Sun	10.00			
		12.30		

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)

P Describe the steps you intend to take to promote the four licensing objectives:

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

There is a CCTV on site that has a recorded system with a hard drive that can be retrieve for after 31 days.

b) The prevention of crime and disorder

Role
We will carry out a very good practice sources of guidance. Be a member of the local pubwatch scheme, good staff training initiatives. A very good personal licence holder and make sure the premises is not used for any kind of drugs. Security in place.

c) Public safety

Fire
There will be a notice statement demonstrating awareness and compliance with health and safety and fire prevention. There will also be a maximum occupancy limit.

d) The prevention of public nuisance

@h
We will do everything possible to minimise the possibilities of nuisance to the public by putting up notices (quiet) sound proofing insulation, volume limiters on musical (amplification) equipment and notices to respect neighbours and live quietly.

e) The protection of children from harm

Children under the age of 16 would not be allowed in the premises unless they are accompanied by an adult. A notice would be in place for admission of children. All safety measures would be in place for adult to guide the children. Adult would be certified that they are over the age limit.

Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	<i>[Handwritten Signature]</i>
Date	10/09/09
Capacity	

For joint applications signature of 2nd applicant 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	<i>[Handwritten Signature]</i>
Date	10/09/09
Capacity	

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

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

DPS

Consent of individual to being specified as premises supervisor

ISHMAIL SUFIAN KOROMAN
[full name of prospective premises supervisor]

of FLAT 1 GROENBRIDGE HOUSE, KINGSLAKE ESTATE
London

SE17 2RP
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be speci
supervisor in relation to the application for

SIERRA SPOT

by

relating to a premises licence

for SIERRA SPOT

6 ARNSIDE STREET

LONDON SE17 2AP

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made

by [name of applicant]

concerning the supply of alcohol at SIERRA SPOT

6 ARNSIDE STREET

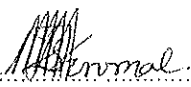
LONDON SE17 2AP

[name and address of premises to which application relates].

I also confirm that I am applying for, intend to apply for or currently hold a personal
licence, details of which I set out below.

Personal licence number [redacted]
[insert personal licence number, if any]

Personal licence issuing authority
[insert name and address and telephone number of personal licence issuing authority, if
any]

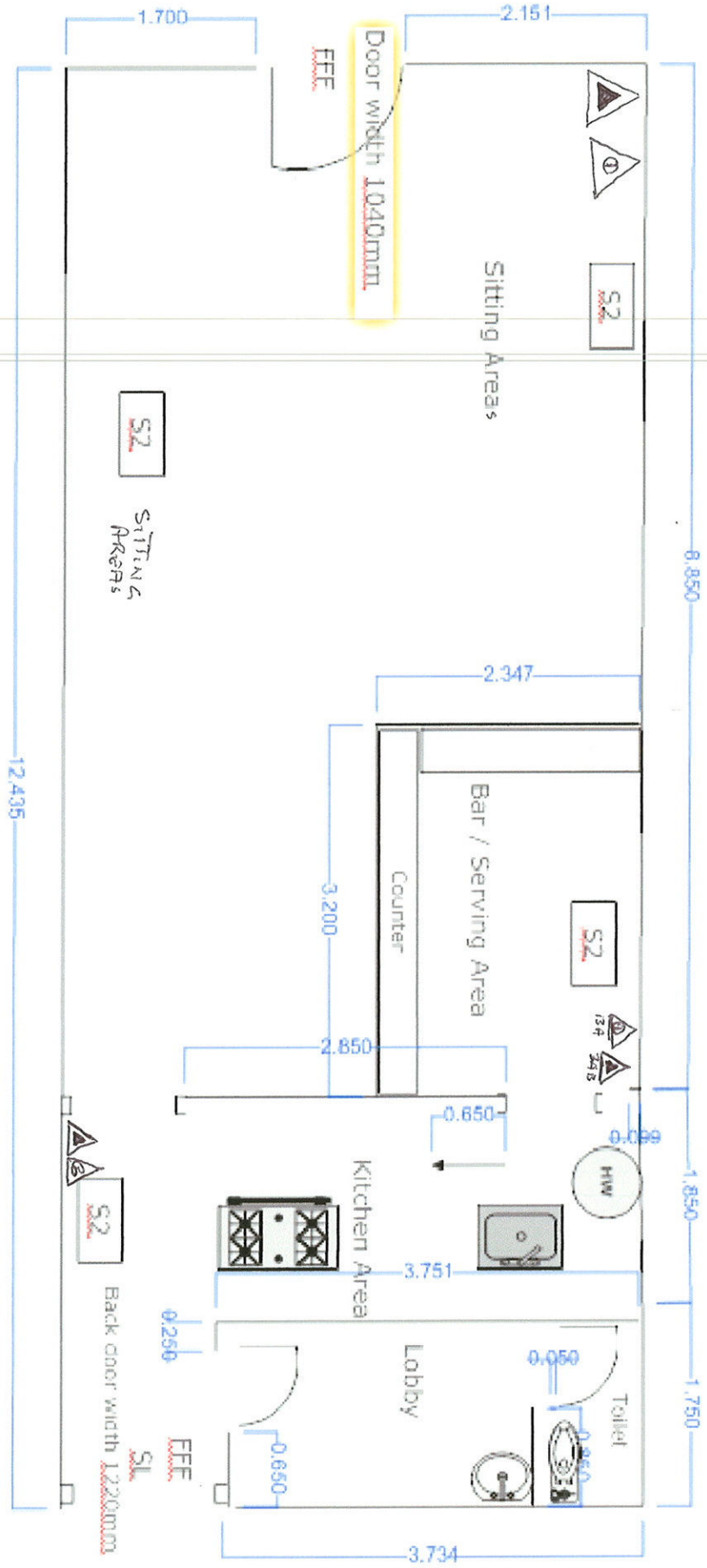
 signed x

ISHMAIL S. KOROMAN name (please print) ✓

10-9-09 dated

ARNSIDE STREET

WILKINSON ROAD



Sierra Spot
 6 Arnside Street
 London
 SE17 2AP

Please Note: All dimensions are in meters unless otherwise stated

6 ARNSIDE STREET
LONDON SE17 2AP
10TH NOVEMBER, 2009

DEAR SIR/MADAM,

TO WHOM IT MAY CONCERN

REF. SIERRA SPOT OF THE ABOVE ADDRESS

WE STELLA RICH / ISHMAIL S. KOROMA ARE WRITING
THIS LETTER TO YOU TO AMEND OUR APPLICATION FOR PREMISES
LICENCE TO BE REDUCE FROM 03:00 AM ON FRIDAY AND
SATURDAY TO 01:00 AM, AND AN EXTRA HALF AN HOUR TO CLOSE.

WE ALSO WANT TO DO THE SAME FOR WEEKEND AND
WEEKEND BANK HOLIDAYS AS WELL TO 01:00 AM, AND AN EXTRA
HALF AN HOUR TO CLOSED.

WE WILL BE VERY ~~GRATEFUL~~ THANKFUL, IF YOU COULD
PLEASE AMEND THE APPLICATIONS

YOURS SINCERELY
ISHMAIL S. KOROMA
STELLA RICH

MRS . E . M . VERMA
 1D HORSLEY STREET
 LONDON SE17 2AY

Licensing Unit/Service
 c/o Southwark Environment & Housing
 Chaplin Centre
 Thurlow Street
 London SE17 2DQ

2nd Oct 2009

RECEIVED

2 OCT 2009

Dear Sir/Madam

Sierra Spot, 6 Arnside Street London SE17

Regarding the Application for license for sale of alcohol
 + regulated entertainment by the owners of above
 premises.

I would like this application rejected and not
 granted for the following reasons:-

- 1) This is a residential area, mainly families + older
 residents we do not need a 'night club' we need shops
 we can all use
- 2) The noise that will be created at night is not
 acceptable. This premise was/is a small area it was
 a shop. This last 6 months, the patrons because it
 gets hot + crowded inside it outside laughs + yells
 well past 2 am in the morning
- 3) The patrons then make way to there cars between
 2 + 3 am, then yells + shouts, cars moving
 hoots going, goodbyes being yelled I have
 not slept properly Friday + Saturday for months
- 4) The crowd in the 'shop' gives another problem -
 the toilet facilities must have been basic if not
 primitive so Arnside Street + Horsley St is
 an open toilet. I strongly object to someone
 'peeing' up my car wheels every Friday +
 Saturday, and I know they, the men, are from Sierra
 Spot because we went down and watched them go in
 to that premises

Yours Sincerely Rathan Verma

C M VERMA
 1D HORSLEY STREET
 WAHWORTH
SE17 2AY

9th Oct 2009

Tel No

02077013859

To Licensing Unit
 Southwark Environmental
 Health & Trading Standards
 Chaplin Centre
Turlow Street SE17 2DQ

Dear Sir/Madam

Sierra Spot 6 Amside Street

09 OCT 2009

RECEIVED

Attached is a petition signed by eighteen tenants of the Keniston Housing Estate in Amside Street who are directly affected by the use of 6 Amside Street (Sierra Spot) strongly objecting to the granting of a liquor license and entertainment license to the owners of Sierra Spot 6 Amside Street.

Trust you will take in all the views of people who are directly affected.

I Catherine M Verma of 1d Horsley Street am prepared to represent all these people if necessary at any meeting that is called

Thankyou

Catherine Verma

TO: SOUTHWARK ENVIRONMENTAL HEALTH & TRADING STANDARDS

Date: 5 October 2009

Dear Sir/Madam,


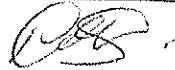

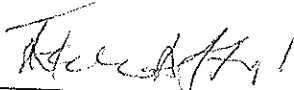

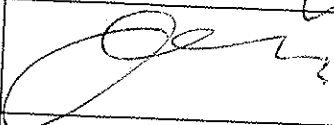

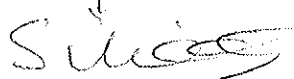
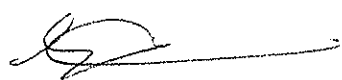
The residents of Arnside Street and the Keniston Housing Estate SE17 are very concerned that an application for a premises license is being sought after by Sierra Spot at 6 Arnside Street.

Granting the license to sell alcohol and allow entertainment into the night will severely affect the quality of life and living environment for the residents in and in the vicinity of Arnside Street.

We, the residents of Arnside Street and Keniston Housing Estate have therefore signed this petition to strongly object to the license being granted on the following grounds:

1. Noise pollution which would extend late into the night on weekdays and weekends
2. The use of residential areas as a public convenience
3. Unruly /intimidating behaviour caused by excessive alcohol consumption which spills onto the quite residential street
4. Generation of litter
5. Lack of parking facilities for family and friends who visit in the evenings or at weekends

Name	Address	Signature
SUNITA SELVARAJAN	ARNSIDE HOUSE	S. Selvarajan
SACILA SELVARAJAN	ARNSIDE HOUSE	S. Selvarajan
G. Chow	Queens House	G. Chow
R. Byer	QUEENS HOUSE	R. Byer
G. BELL	CLARENCE HOUSE	G. Bell
Pamela Neve	CLARENCE HOUSE	Pamela Neve
J. Carris	9 Clarence Hse	J. Carris
S. Kammer	4 Wellington House	S. Kammer
M. Camb	1. Wellington Hse	M. Camb

Name	Address	Signature
G. E. NGOMB,	WELLINGTON HOUSE	
Taksim Frat 11	14 Clarence House.	
Mrs Sybil Field	1 Clarence House	
N Teeki-Afful	2 Clarence Hke	
SAN HO	3 Clarence House	
I. WEST	3 ARNSIDE HOUSE	
P. PALMER	4 ARNSIDE HOUSE	
S. WILLIAMS	6. QUEEN' HSE	
S. J. Sward	6 Queen' House	

TO: SOUTHWARK ENVIRONMENTAL HEALTH & TRADING STANDARDS

Date: 5 October 2009

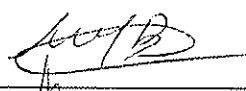
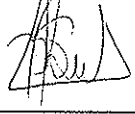
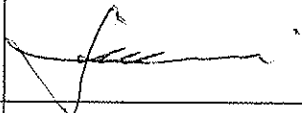

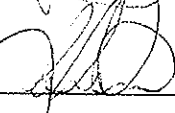
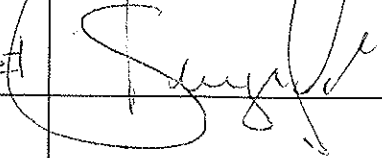
Dear Sir/Madam,

The residents of Arnside Street and the Keniston Housing Estate SE17 are very concerned that an application for a premises license is being sought after by Sierra Spot at 6 Arnside Street.

Granting the license to sell alcohol and allow entertainment into the night will severely affect the quality of life and living environment for the residents in and in the vicinity of Arnside Street.

We, the residents of Arnside Street and Keniston Housing Estate have therefore signed this petition to strongly object to the license being granted on the following grounds:

1. Noise pollution which would extend late into the night on weekdays and weekends
2. The use of residential areas as a public convenience
3. Unruly /intimidating behaviour caused by excessive alcohol consumption which spills onto the quite residential street
4. Generation of litter
5. Lack of parking facilities for family and friends who visit in the evenings or at weekends

Name	Address	Signature
M. MURVOGLU	8 Wellington house Arnside street	M. Murgu
M. BASTIELLA	12, ARNSIDE STREET	
M. SILVA	12 Arnside street	
G. D. FRANCESCO	12 ARNSIDE STREET	
Adriana Maphos	14 Arnside street	
FELIPE DAMICUS	14 ARNSIDE ST	
SERGIO AFONSO	20 ARNSIDE Street	

* THESE PEOPLE ARE IN ~~FLATS~~ FLATS IMMEDIATELY ABOVE THE PREMISES IN QUESTION. *

Kirby

From: John Bedding [REDACTED]
Sent: 10 October 2009 08:32
To: Regen, Licensing
Subject: Sierra Spot, 6 Arnside Street, London SE17

For the attention of Ms. Dorcas Mills,
 Principal Licensing Officer, London Borough of Southwark

We, the residents of the block at 12 - 26 Arnside Street, London SE17 2AP, wish to object to the application made by Sierra Spot of 6 Arnside Street for a licence to sell liquor and in effect run a night-club on these premises, with late-night extensions at weekends.

This is a residential area and such activities are in no way appropriate here. We have no objection to a liquor licence being granted but accompanying music, especially at night is not in order in our view. Our feeling is exacerbated by the fact that the sounds of such music reverberate throughout the building which has cavity walls.

We do not wish to stand in the way of anyone's making an honest living and providing a social centre for people who appear to be far from home. However over the past few months there has been no consideration shown to us residents. Loud and vibrant music has been playing throughout many evenings even as late as 5 a.m. Behind this block, between it and the rear of retail premises in Westmorland Road, there is a yard, and customers of Sierra Spot have been out there in substantial numbers making a great deal of noise throughout the night. Furthermore, on the street side we are woken frequently (when indeed we are able to sleep!) by much laughing and shouting and the slamming of car doors.

Some of us have spoken to the proprietors of Sierra Spot and have met with aggression and a total unwillingness to show us any respect.

Several of us have to rise early to go to work and we have children and pregnant women among our number.

We would respectfully suggest that if the requested licence is granted it be conditional upon the business operating no later than 11 p.m. at any time and the yard at the back not be used for any socialising.

We thank you or your consideration of this matter, which, it has to be said, is causing us a great deal of worry. Senhor Rafael Cahen is our spokesman and representative. His address and contact details are included in the list below.

We, the principal occupants of the flats shown, are:

Flat 12 - Luciane Jorge - [REDACTED]

Flat 14 - Adriana Maria Alves - [REDACTED]
 Sandra Encarnacao Ramos - [REDACTED]

Flat 16 - Weslen Adriana Masi - [REDACTED]

Flat 18 - Rafael Cahen [REDACTED]

Flat 20 - Erasmo Gasparini [REDACTED]

Flat 22 - John Bedding and James Thomson [REDACTED]

Flat 24 - Sergio Afonso - [REDACTED]

Flat 26 - Marcia Cau - [REDACTED]

Copies of this e-mail are being sent to Councillors Lorraine Lauder, Paul Bates and Mohammed Abdul

12/10/2009

Re: Sierra Spot
 Mr Kevin Ryan
 2, Arnside House
 Arnside Street
 London
 SE17 2EX

W/83551
 3.10.09

RECEIVED
 07 OCT 2009

To whom it MAY CONCERN

I would like to strongly oppose the application for a licence premises at No:6 Arnside House (Sierra Spot) the reason being this is a residential street.

When people are outside Sierra Spot, they are drinking leaving bottles, rubbish etc in the road, urinating in our blocks & in the streets. Also the cars are illegally parked on the pavements

Lee:
 13/10/09

also Cars blasting out
loud Music, which is
unfair to people cold & year
in the flats ~~always~~ awake
till the early hours of the
Morning.

Yours Sincerely
K. Ryan

Wellington House
 RECEIVED
 Arnside Street
 Walworth
 20 OCT 2009
 SE17 2ET

Re. Proposed extension of music licence in respect of
 Sierra Spot 6 Arnside Street, I would like to
 oppose this proposal.

We have already had problems with these premises in
 the past, having to call out the Environmental Enforcement
 team on several occasions.

I don't know how many toilets there are on the premises
 but their customers have been using both Arnside Street
 and Wellington House as a urinal. The noise of loud voices
 and banging of car door, they have no consideration that
 this is a ~~at~~ street where people live.

We already have trouble finding a place to park on
 returning home there will be even less and more rubbish
 in the two bins out side Wellington House.

Yours

M. Cambrian.

6.10.09.

Your reference: .



Our reference: MD/21/1819/09

Date: 23rd October 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 – 6155 Fax6282

Dear Sir/Madam

Sierra Spot 6 Arnside Street SE17 2AP

With reference to the application for a Premises Licence.

Having considered the applicants recent letter detailing the new proposed hours for closure Police have the following amended representations to make.

The applicant has offered a number of control measures as part of the operating schedule and Police welcome that response, however Police would require additional measures. Some of the following conditions may have been already offered by the applicant as part of the operating schedule but the wording of each condition is vital to negate any ambiguity.

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

1. A security search of the premises is conducted prior to opening to the public and a record kept of who conducted the search.
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

Working for a safer Southwark

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.

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.

Ian Clements PC362 MD
Licensing Officer (Southwark North)

Phone: 0207 232 6155

Mobile:

□ Fax: 0207 232 6282

□ E-mail: ian.clements@met.police.uk

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

MEMO: Environmental Protection Team

To Regen Licensing **Date** 06 October 2009

Copies File

From Debbie Lawless **Telephone** 020 7525 5759 **Fax** 020 7525 5728

Email debra.lawless@southwark.gov.uk

Subject **Licensing Act 2003-Sierra Spot, 6 Arnside Street, London SE17 2AD**
Ref: 395681

The applicant's proposals if granted will allow for the premises to operate with recorded music based entertainment on Monday-Sunday until Midnight, Monday-Thursday, 02.00 hours Friday & Saturday and 22.00 Hours Sunday.

Environmental Protection Team are concerned that regulated entertainment is likely to give rise to nuisance and / or that patrons on the premises may give rise to undue disturbance because:

- The premises does not appear to be adequately sound contained for this purpose due to:
Single pair of entrance door.
- There is inadequate extract ventilation / air cooling to prevent door/windows being opened in summer months
- The sound system is not equipped with sound limitation devise
- use of the external area by patrons the until the terminal hours proposed is likely to give rise to public nuisance
- use of the external area for the proposed regulated entertainment until the terminal hours requested is likely to give rise to statutory / public nuisance .
- Dispersal of customers during the hours Midnight until terminal may give rise to public nuisance
- importing of additional sound making equipment onto the premises would compromise the established sound limitation.
- Removal and loading of equipment from the premises between terminal hour until 0800 day following, may give rise to nuisance.
- The use of smoking area by more than 6 patrons and /or by smokers taking drinks outside may give rise public nuisance.

The applicants have not specified adequate measures to prevent public nuisance in their operating schedule. These deficiencies could be addressed either by changes to the operating schedule or by conditions applied to the license should it be granted.

The Environmental Protection Team make representations until these matters have been adequately addressed and confirmed in writing.

Debbie Lawless
Enforcement Officer
Environmental Protection Team

Date 6/1/2009

6 Arnside Street



(c) Crown copyright. All rights reserved. (0010019252) 2008

<p>Distribution List</p> <p>Open</p> <p>Licensing Sub-Committee</p>	<p>MUNICIPAL YEAR 2009-10</p> <p>Date of Meeting: 1101.2010</p> <p>Time: 10.00am</p>
<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>Councillor David Hubber Councillor Wilma Nelson Councillor Ian Wingfield</p> <p>Councillor Lorraine Lauder (Reserve)</p> <p>Officers</p> <p>Felix Rechtman, Legal Services, Tooley Street Sean Usher, Floor 2, Tooley Street (Hub 4) (2 copies) Debra Lawless, Environmental protection team Dave Swaby, Licensing Unit Dorcas Mills, Licensing Unit</p> <p>Ward Councillors (Notified by Email)</p> <p>College and Faraday</p>	<p>Applicants and Interested Parties</p> <p>Sierra Spot, 6 Arnside St, London SE17 2AP</p> <p>Mrs C M Verma, 1D Horsley Street, London SE17 2AU Mr Rafael Cahen, 12 Arnside Street, London SE17 2AP M Canbran, 1 Wellington House, Arnside Street London SE17 2EY Mr Kevin Ryan, Flat 2 Arnside House, Arnside Street , London SE17 PC Ian Clements, Licensing Office, Walworth Police Station, 12/28 Manor Place Walworth London, SE17 3RL</p> <p>Dulwich College Preparatory School, 38-44 Alleyn Park SE21 7AA</p> <p>Dorothy Wright 27 Alleyn Park London SE21 8AT</p> <p>Alison Farrow 45 Alleyn Park London SE21 8AT C Williams 33a Alleyn Park, Dulwich London SE21 8AT Dr D. Wong Ahkye 33 Alleyn Park London SE21 8AT</p> <p>Lord N Warner 39 Alleyn Park London SE218AT</p> <p>John & Christine McCarthy, 48 Alleyn Park, London SE21 8SF (send 6 copies for petitioners)</p> <p>G.R Richards 43 Alleyn Park, London SE21 8AT</p> <p>Lesley Bingham 37a Alleyn Park, London SE21 8AT.</p> <p>Bhupendra Patel, 41 Alleyn Park, London SE21 8AT</p>
<p>Total Copies to be printed: 38</p> <p><u>PLEASE BRING YOUR PAPERS TO THE MEETING.</u></p>	<p>Total copies to be circulated: 32</p> <p>All spares to be delivered to Sean Usher, Room 2.06 Southwark Town Hall</p> <p>Day of Despatch: 22.12.2009</p>