

## Licensing Sub-Committee

Wednesday 7 July 2010

10.00 am

Town Hall, Peckham Road, London SE5 8UB

### Membership

Councillor Lorraine Lauder MBE (Chair)  
Councillor Catherine Bowman  
Councillor Norma Gibbes

### Reserves

Councillor Eliza Mann

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### INFORMATION FOR MEMBERS OF THE PUBLIC

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#### Contact

Sean Usher on 020 7525 7222 or email: [sean.usher@southwark.gov.uk](mailto:sean.usher@southwark.gov.uk)

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Members of the committee are summoned to attend this meeting

**Annie Shepperd**

Chief Executive

Date: 29 June 2010



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## Licensing Sub-Committee

Wednesday 7 July 2010  
10.00 am  
Town Hall, Peckham Road, London SE5 8UB

### Order of Business

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

**1. APOLOGIES**

To receive any apologies for absence.

**2. CONFIRMATION OF VOTING MEMBERS**

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

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

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

**4. DISCLOSURE OF INTERESTS AND DISPENSATIONS**

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

**5. RAFFAELLO, 202-206 UNION ST, LONDON, SE1 0LH**

1 - 41

**6. LICENSING ACT 2003 - BLUE EYED MAID, 173 BOROUGH HIGH STREET, LONDON, SE1 1HR**

42 - 109

**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.”

**7. INTERESTED PARTIES DETAILS**

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

Date: 29 June 2010

# Agenda Item 5

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 7 July 2010	<b>MEETING NAME</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003 – Raffaello Restaurant, 202 – 206 Union Street, London, SE1 0LH	
<b>Ward(s) or groups affected:</b>		Premises are within: Cathedrals	
<b>From:</b>		Strategic Director of Environment & Housing	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Silver Grapes Limited to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Raffaello, 202 – 206 Union Street, London, SE1 0LH
2. **Notes:**
  - *The application seeks to vary existing licensable activities held under current legislation in respect of the premises known as Raffaello Restaurant, 202 – 206 Union Street, London, SE1 0LH under Section 34 of the Licensing Act 2003. Existing permitted licensable activities are not the subject of representations and are not under consideration at this meeting. The variation application is subject to representations from interested parties and is therefore referred to the Sub-Committee for determination;*
  - *Paragraphs 12 to 15 of this report provide a summary of the application under consideration by the Sub-Committee. A copy of the application is attached to this report as appendix A.*
  - *Paragraphs 17 - 18 of this report deal with the representations submitted in regards to the application (copies of 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 provided a new licensing regime for the following activities:
  - The sale of and supply of alcohol
  - The provision of regulated entertainment
  - The provision of late night refreshment
4. Within Southwark, this council wholly administers the licensing responsibility.
5. The Act requires the licensing authority to carry out its functions 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.

6. 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
7. The Act provides licensing schemes for premises licences, club premises certificates, personal licences and temporary event notices.
8. In order to apply for a new premises licence or to vary an existing premises licence the applicant is required to provide all relevant information required to the licensing authority and to provide copies 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 current premises licence**

9. The current licence in respect of the premises known as Raffaello Restaurant, 202 – 206 Union Street, London, SE1 0LH was issued on the 18<sup>th</sup> of August 2008-. It allows the following licensable activities.
  - Sale and Supply of alcohol to be consumed on & off the premises:  
Sunday - Thursday from 11.00 - 23.00;  
Friday and Saturday from 11.00 - 23.30
  - Late night refreshment:  
Friday and Saturday from 23.00 - 23.30
  - Regulated entertainment (films):  
Sunday - Thursday from 09.00 - 23.00;  
Friday and Saturday from 09.00 - 23.30
  - Opening hours of the premises:  
Sunday - Thursday from 09.00 - 23.30;  
Friday and Saturday from 09.00 - 00.00
10. A copy of the existing premises licence is attached as appendix B.

### **The variation application**

11. On the 6<sup>th</sup> of May 2010, Silver Grapes Ltd applied to this council to vary the existing premises licence issued in respect of the premises known as Raffaello Restaurant, 202 – 206 Union Street, London, SE1 0LH under section 34 of the Licensing Act 2003.

### **Details of the variation application**

12. The variation application is summarized as follows:
  - To extend the hours permitted for the sale / supply of alcohol:  
Monday – Sunday from 07.00 – 00.00
  - To extend the hours permitted for late night refreshment:  
Friday and Saturday from 23.30 - 00.00 and to allow the provision of late night refreshment Sunday – Thursday from 23.00 – 00.00

- To allow the provision of regulated entertainment:  
(live music) Monday - Sunday from 11.00 - 00.00;  
(recorded music) Monday - Sunday from 07.00 - 00.00;  
(performances of dance) Monday - Sunday from 12.00 - 00.00;  
(anything similar to live & recorded music and performances of dance) Monday - Sunday from 09.00 - 00.00;  
(provision of facilities for making music) Monday - Sunday from 17.00 - 00.00;  
(provision of facilities for dancing & anything similar) Monday - Sunday from 09.00 - 00.00
- Opening hours of the premises:  
Monday – Sunday from 07.00 – 00.30
- To remove condition 340.
- To allow all licensable activities to take place from the start of permitted hours New Years Eve until the end of permitted hours New Years Day.

13. A copy of the variation application is attached as appendix A to the report.
14. The variation application form provides the applicant's operating schedule. Parts E, F, G, H, I, J, K, L, M and O set out the proposed operating hours in full.
15. Part P of the variation application provides any additional steps that might be proposed by the applicant to promote the four licensing objectives as set out in the Licensing Act 2003. In the event that the sub-committee should approve the application any proposals stated here must become licence conditions.

#### **Designated premises supervisor**

16. The designated premises supervisor under the existing premises licence is Fabio Ottenga who holds a personal licence issued by Greenwich Council.

#### **Representations from interested parties**

17. Representations have been submitted by three local residents. The representations are concerned with the prevention of public nuisance, the prevention of crime and disorder, the protection of children from harm and the protection of public safety. The representations are attached to this report as appendices C - E.

#### **Representations from responsible authorities**

18. No representations have been submitted by responsible authorities.

#### **Conciliation**

19. At the time of writing this report conciliation between the applicant and the objectors had not been attained.

#### **Borough & Bankside saturation policy**

20. Council assembly approved the introduction of a special policy for Borough and Bankside on the cumulative impact of a concentration of licensed premises (saturation policy) in March 2009.

21. The decision to introduce the saturation policy was taken with regard to the committee's concern over rising trends of late night alcohol related violence against the person and late night disorder and rowdiness associated with late night licensed premises in the area.
22. The effect of this special policy is to create a presumption that applications for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.
23. The applicant has been advised to address the committee's concerns around cumulative impact at the meeting.

### **Disability discrimination act**

24. The Southwark Disablement Association has not made comments regarding this application.

### **Operating History of the premises**

25. On the 18<sup>th</sup> of July 2008 Silver Grapes Limited applied to this council for a premises licence. Subsequent to the application a premises licence was duly issued on the 18<sup>th</sup> of August 2008.
26. On the 19<sup>th</sup> of December 2008 licensing officers conducted an inspection of the premises. At the time of the inspection the premises was found to be operating in full compliance with the premises licence issued in respect of the premises. A compliance letter was subsequently sent to the premises on the 22<sup>nd</sup> of December. A copy of the compliance letter is attached to this report as Appendix F.
27. On the 6<sup>th</sup> of May 2010, Silver Grapes Ltd applied to this council to vary the existing premises licence issued in respect of the premises known as Raffaello Restaurant, 202 – 206 Union Street, London, SE1 0LH under section 34 of the Licensing Act 2003.

### **The local area**

28. A map of the local area is attached as appendix G. The following licensed premises are also shown on the map:

<b>Premise Name</b>	<b>No</b>	<b>Street</b>	<b>Premise Type</b>	<b>Activities &amp; Times</b>
Mar i Terra	14	Gambia St	Restaurant	Late night refreshment, sale of alcohol on and off the premises – Monday to Saturday 10.00 – 00.30; Sunday 12.00 – 00.00
Local Express	Unit 2, 202-206	Union St	Off licence	Sale of alcohol off the premises – open 24hrs
Travelodge	202-206	Union St	Hotel	Late night refreshment, sale of alcohol on and off the premises – open 24 hrs
Union Theatre	204	Union St	Theatre	Plays, sale of alcohol on the premises – Monday to Saturday 09.00 – 23.00, Sunday 09.00 – 22.30
Lord Nelson	243	Union St	Public House	Sale of alcohol on & off the premises – Monday to Saturday 10.00 – 23.00; Sunday 12.00 – 22.30
Union Jack	225	Union St	Public House	Music, dancing, films, indoor sporting events, late night refreshment, sale of alcohol on and

				off the premises – Monday to Saturday 08.00 – 01.30; Sunday 10.00 – 00.30
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### **Southwark council Statement of Licensing Policy**

29. Council assembly approved the Southwark Statement of Licensing Policy on 4 November 2009. 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 reinforces 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, as well as relating to cumulative effect and saturation policies;
  - 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.
30. 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**

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

### **CONSULTATIONS**

32. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was placed in a local news and a similar notice exhibited outside of the premises.

### **COMMUNITY IMPACT STATEMENT**

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

### **SUPPLEMENTARY ADVICE FROM THE STRATEGIC DIRECTOR OF COMMUNITIES, LAW & GOVERNANCE**

34. The sub-committee is asked to determine the application for a variation of a converted premises licence.
35. The requirement is to give all parties a fair, unbiased hearing.
36. 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.

37. 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.
38. 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.
39. The principles that sub-committee members must apply are set out below.

### **Principles for making the determination**

40. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.
41. The general principle is that applications for variation must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
42. 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.
43. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to
  - Add to, omit, and/or alter the conditions of the licence or,
  - Reject the whole or part of the application for variation

### **Conditions**

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

46. 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.
47. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to late night refreshment and take away aspect of the licence 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.
48. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films, in respect of door supervisors, irresponsible drinks promotions, alcohol dispensing, free tap water and minimum measures.
49. Members are also referred to the DCMS guidance on conditions, specifically section 7, and Annexes D, E, F and G.

### **Reasons**

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

### **Hearing Procedures**

51. 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.
52. As this matter relates to the determination of an application to vary under section 34 of the Licensing Act 2003, regulation 26(1)(a) requires the sub-committee to make its determination at the conclusion of the hearing.

### **Council's multiple roles and the role of the licensing sub-committee**

53. 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.
54. 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.
55. 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.
56. 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.
57. 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**

58. 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 Secondary Regulations Statement of Licensing Policy Various papers from the premises file.	The Chaplin Centre, Thurlow Street, SE17 2DG	Kirty Read at the Chaplin Centre Telephone 0207 525 5748

**APPENDICES**

No.	Title
Appendix A	Copy of the variation application
Appendix B	Copy of the existing premises licence
Appendix C	Copy of a representation from an interested party
Appendix D	Copy of a representation from an interested party
Appendix E	Copy of a representation from an interested party
Appendix F	Copy of compliance letter sent to licensee
Appendix G	Copy of local area map
Appendix H	Interested party details (on closed agenda)

**AUDIT TRAIL**

Lead Officer	Gill Davies, Strategic Director of Environment & Housing	
Report Author	Wesley McArthur, Licensing Enforcement Officer	
Version	Final	
Dated	28 June 2010	
Key Decision?	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
Officer Title	Comments Sought	Comments included
Strategic Director of Communities, Law and Governance	Yes	Yes
Finance Director	No	No
Cabinet Member	No	No
Date final report sent to Constitutional Team	28 June 2010	

## APPENDIX A

RECEIVED  
6 MAY 2010

 Southwark  
Council

## Application to vary a premises licence under the Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

We SILVER GRAPES LIMITED  
(Insert name(s) of applicant)

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

Premises licence number	827888
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## Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description	
RAFFAELLO RESTAURANT UNIT 3 202, UNION STREET	
Post town	LONDON
Post code	SE1 0LH

Telephone number at premises (if any)	02072610209
Non-domestic rateable value of premises	£

## Part 2 – Applicant details

Daytime contact telephone number	07506405331
E-mail address (optional)	STEFANO@RAFFAELLORESTAURANT.COM

Current postal address if different from premises address			
Post Town		Postcode	

**Part 3 - Variation**

Please tick yes

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

If not do you want the variation to take effect from

Day	Month	Year

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

REMOVE CONDITION 340  
 TO EXTEND THE HOURS FOR LNR, AND SALE OF ALCOHOL  
 TO INCLUDE MUSIC AND DANCING

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

**Part 4 Operating Schedule**

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

**Provision of regulated entertainment**

Please tick yes

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

**Provision of late night refreshment (if ticking yes, fill in box L)****Sale by retail of alcohol (if ticking yes, fill in box M)**

**In all cases complete boxes N, O and P**

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					



B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>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</u></b> (please read guidance note 5)		
Fri					
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			<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)
Thur			
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></b> (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 <u>indoors or outdoors or both</u> -- please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11 AM	00.00	Please give further details here (please read guidance note 3)  ACOUSTIC	Both	<input type="checkbox"/>
Tue	11 AM	00.00			
Wed	11 AM	00.00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	11 AM	00.00			
Fri	11 AM	00.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)  NYE END OF PERMITTED HOURS TO START OF PERMITTED HOURS NEXT DAY		
Sat	11 AM	00.00			
Sun	11 AM	00.00			

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	7 AM	00.00	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	7 AM	00.00			
Wed	7 AM	00.00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	7 AM	00.00			
Fri	7 AM	00.00	<b>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</b> (please read guidance note 5) NYE END OF PERMITTED HOURS TO START OF PERMITTED HOURS NEXT DAY		
Sat	7 AM	00.00			
Sun	7 AM	00.00			

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	12.00	00.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	12.00	00.00			
Wed	12.00	00.00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	12.00	00.00			
Fri	12.00	00.00	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)		
Sat	12.00	00.00			
Sun	12.00	00.00			

NYE END OF PERMITTED HOURS TO THE  
START OF PERMITTED HOURS NEXT  
DAY

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	09 AM	00.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09 AM	00.00	<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed	09 AM	00.00			
Thur	09 AM	00.00	<p><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)</p>		
Fri	09 AM	00.00			
Sat	09 AM	00.00	<p><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)</p>		
Sun	09 AM	00.00	<p>NYE END OF PERMITTED HOURS TO THE START OF PERMITTED HOURS NEXT DAY</p>		

1

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>			
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)			Indoors
			Outdoors			<input type="checkbox"/>
			Both			<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)			
Mon	07 AM	00.00				
Tue	07 AM	00.00	<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)			
Wed	07 AM	00.00				
Thur	07 AM	00.00	<b><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></b> (please read guidance note 5)			
Fri	07 AM	00.00				
Sat	07 AM	00.00	NYE END OF PERMITTED hours To The Start OF PERMITTED hours NEXT DAY			
Sun	07 AM	00.00				



J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
			<b>Please give a description of the facilities for dancing you will be providing</b>	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)	
Mon	09 AM	00.00		
Tue	09 AM	00.00		
Wed	09 AM	00.00		
Thur	09 AM	00.00		
Fri	09 AM	00.00		
Sat	09 AM	00.00		
			<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)	
			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
			NYE END OF PERMITTED HOURS TO START OF PERMITTED HOURS NEXT DAY	

K

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	09 AM	00.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09 AM	00.00	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed	09 AM	00.00			
Thur	09 AM	00.00	<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri	09 AM	00.00			
Sat	09 AM	00.00	<b><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></b> (please read guidance note 5)		
Sun	09 AM	00.00	NYE END OF PERMITTED HOURS TO START NEXT DAY		

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	23.00	00.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	23.00	00.00			
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23.00	00.00			
Fri	23.30	00.00	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) NYE END PERMITTED hours TO START NEXT DAY		
Sat	23.30	00.00			
Sun	23.00	00.00			

M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon	07 AM 23.00	11 AM 00.00						
Tue	07 AM 23.00	11 AM 00.00						
Wed	07 AM 23.00	11 AM 00.00						
Thur	07 AM 23.00	11 AM 00.00				<b>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</b> (please read guidance note 5)  NYE END OF PERMITTED hours TO START NEXT DAY		
Fri	07 AM 23.30	11 AM 00.00						
Sat	07 AM 23.30	11 AM 00.00						
Sun	07 AM 23.00	11 AM 00.00						

N

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

NONE

0

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)	
Day	Start	Finish		
Mon	07.00	09.00		
	23.30	00.30		
Tue	07.00	09.00		
	23.30	00.30		
Wed	07.00	09.00		
	23.30	00.30		
Thur	07.00	09.00		<b>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</b> (please read guidance note 5)
	23.30	00.30		
Fri	07.00	09.00		
	00.00	00.30		
Sat	07.00	09.00		
	00.00	00.30		
Sun	07.00	09.00		
	23.30	00.30		

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

340

Please tick yes

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



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

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

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

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

b) The prevention of crime and disorder

WE WILL INSTALL CCTV AND MADE RECORDING AVAILABLE TO THE POLICE.

c) Public safety

AS ABOVE

d) The prevention of public nuisance

WE WILL KEEP OURS DOORS CLOSED ALL TIMES TO PREVENT NOISE ESCAPE

e) The protection of children from harm

CHILDREN MUST BE ACCOMPANIED BY A RESPONSIBLE ADULT.

Please tick yes

- I have made or enclosed payment of the fee £ 315
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	FRANCO COLOMBO
Date	30/04/2010
Capacity	DIRECTOR AND OWNER OF SILVERGRAPE

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

Signature	
Date	
Capacity	

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

P. STEFANO, ~~RAFFAELLO~~ RAFFAELLO RESTAURANT  
UNIT 3  
202, UNION STREET

Post town	LONDON	Post code	SE1 0LH
Telephone number (if any)	02072610209		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			



# Licensing Act 2003 Premises Licence

RECEIVED

6 MAY 2010



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

Premises licence number

827888

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
The Wine Theatre Unit 3 202 - 206 Union Street London SE1 0LH	
Ordnance survey map reference (if applicable), 179987532545	
<b>Post town</b> London	<b>Post code</b> SE1 0LH
<b>Telephone number</b>	

<b>Where the licence is time limited the dates</b>
--

<b>Licensable activities authorised by the licence</b>
Films - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed on premises

<b>The opening hours of the premises</b>
For any non standard timings see Annex 2
Monday            09:00 - 23:30
Tuesday          09:00 - 23:30
Wednesday       09:00 - 23:30
Thursday         09:00 - 23:30
Friday            09:00 - 00:00
Saturday          09:00 - 00:00
Sunday            09:00 - 23:30

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

**The times the licence authorises the carrying out of licensable activities**

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

**Films - Indoors**

Monday	09:00 - 23:00
Tuesday	09:00 - 23:00
Wednesday	09:00 - 23:00
Thursday	09:00 - 23:00
Friday	09:00 - 23:30
Saturday	09:00 - 23:30
Sunday	09:00 - 23:00

**Late Night Refreshment - Indoors**

Friday	23:00 - 23:30
Saturday	23:00 - 23:30

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

Monday	11:00 - 23:00
Tuesday	11:00 - 23:00
Wednesday	11:00 - 23:00
Thursday	11:00 - 23:00
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 23:00

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

Monday	11:00 - 23:00
Tuesday	11:00 - 23:00
Wednesday	11:00 - 23:00
Thursday	11:00 - 23:00
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 23:00

## Part 2

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

Silver Grapes Limited  
 27 Martin Street  
 Thamesmead  
 London  
 SE28 0BZ  
 07795 183201  
 fabio71@tiscali.co.uk

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

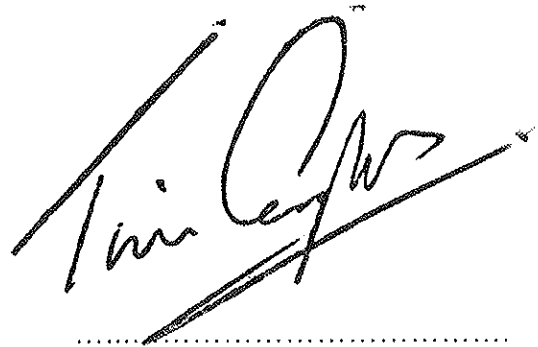
5472286

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

Fabio Ottenga  
 27 Martin Street  
 Thamesmead  
 London  
 SE28 0BZ

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

Licence No. WK/200615880  
 Authority L.B Greenwich



Licence Issue date 18/08/2008

.....  
 Environmental Health and  
 Trading Standards Manager  
 Chaplin Centre  
 Thurlow Street  
 London SE17 2DG  
 020 7525 5748  
 licensing@southwark.gov.uk

**Annex 1 - Mandatory conditions**

**100** No supply of alcohol may be made under the Premises Licence - a. At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or b. At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended

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

**102** The admission of children to films given under this licence must be restricted in accordance with the recommendations of the British Board of Film Classification or of the licensing authority itself

**103** Where a film is to be submitted for classification to the licensing authority, the cinema or venue operator must submit the film intended for exhibition to the authority at least 28 days prior to the first date upon which the film is intended to be exhibited

**104** Where a programme includes a film in the 12a, 15 or 18 category no person appearing to be under the age of 12 (and unaccompanied in that case), 15 or 18 as appropriate shall be admitted to any part of the programme; and the licence holder shall display in a conspicuous position a notice in the following terms - 'PERSONS UNDER THE AGE OF (INSERT APPROPRIATE AGE) CANNOT BE ADMITTED TO ANY PART OF THE PROGRAMME' Where films of different categories form part of the same programme, the notice shall refer to the old stage restriction. This condition does not apply to members of staff under the relevant age while on duty provided that the prior written consent of the person's parents or legal guardian has first been obtained

**105** Immediately before each exhibition at the premises of a film passed by the British Board of Film Classification there shall be on screen for at least five seconds in such a manner as to be easily read by all persons in the auditorium a reproduction of the certificate of the Board or, as regards a trailer advertising a film, of the statement approved by the Board indicating the category of the film

**106** Immediately before each exhibition at the premises of a film passed by the licensing authority notices shall be displayed both inside and outside of the premises so that persons entering can readily read them and be aware of the Category attached to any film or trailer

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

**293** All bar staff shall be trained in the laws relating to sales and consumption of alcohol to persons aged under 18 and the means of verifying a person's age.

**307** The maximum number of persons that may be accommodated in the premises shall be exceed the capacity limits recommended by the fire officer from time to time

**311** That notices shall be displayed and announcements made requesting that customers leave the premises in a quiet and orderly manner

**315** The outside area shall not be used after 23 hours.

**326** All staff involved in the sale of alcohol shall be trained in the laws relating to sales and consumption of alcohol to persons aged under 18 and the means of verifying a person's age

**340** Crime prevention notices shall be used to provide relevant crime prevention information to customers as deemed appropriate by management in consultation with the police

**341** Details of the premises opening and closing times will be clearly displayed upon the premises

**342** Stock of alcohol shall only be sourced from authorised or bonafide suppliers

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

**Annex 4 - Plans - Attached**

Licence No.	827888
Plan No.	N/A
Plan Date	July 2008

**Omojomolo, Alex**

---

**From:** [REDACTED] \*PARMA  
**Sent:** 31 May 2010 17:23  
**To:** Regen, Licensing  
**Subject:** Ref Licence number 831938

Dear Sir/Madam

I wish to object to the extension of hours requested for the

Raffaello Restaurant  
Unit 3  
202 Union Street  
London  
SE1 0LX

I wish to do so on the following grounds:

**Prevention of Crime and Disorder**

Union Street is increasingly the route for very noisy and drunk people making their way to and from clubs in this and London Bridge area in the early hours of the morning. They shout and swear in the street and I have witnessed them urinating in the car park of Rowland Hill House. It is inadvisable to provide them with any further source of alcohol in this area late at night.

**Ensuring public safety**

Those of us who live virtually opposite Raffaello restaurant, particularly those on the ground floor (many of them elderly and disabled) feel insecure in the face of drunken people in the area. Recent discussion of a saturation policy for Borough and Bankside showed an increase in violent incidents associated with the massive growth in local drinking establishments.

**The prevention of nuisance**

This has become a very noisy area late at night particularly at weekends. The licence extends both drinking and music hours and will inevitably create more noise very close to a residential block. It is also likely that the noise will escalate at closing time, ie 1a.m. and also as people congregate to smoke outside.

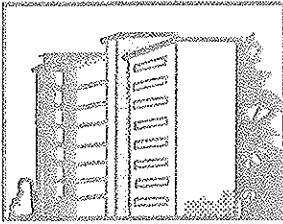
**The protection of children from harm**

Children sleep in the bedrooms at the front of Rowland Hill House and I know that they are woken by the drunken antics that take place in Union Street. It is horrible for them to hear this and detrimental to their health to be woken up. A further late night notice would be against the interests of the many families who live on Union Street.

Name:



APPENDIX 38 D  
PARTY B



London SE1

Telephone & Facsimile: 020

Email:

VAT No: 607889494

Ms Kirty Read  
Southwark Council Licensing Unit  
Environmental Health & Trading Standards  
Chaplin Centre  
Thurlow Street  
London SE17 2DG

RECEIVED  
17 MAY 2010

14<sup>th</sup> May 2010

Dear Ms Read

**RE: Application no 831938 for Variation of a Premises license Application – Raffaello Restaurant Unit 3 202 Union Street, SE1 0LX**

I am writing, to  
oppose the above application to vary the premises license to sell alcohol on and off sales and music and dancing to 01.00 am.

**Public Nuisance:**

1. These premises are directly opposite Nelson Square Gardens blocks of flats which has considerable problems already with street drinkers and excessive noise on Union Street.
2. We object to music, dancing and drinking going on until 1.00am so close to our homes. We already have problems with noise from the customers of the Lord Nelson Public House talking and smoking in the beer garden but at least this stops at 11pm. We have a lot of elderly and vulnerable people living here who need there rest?
3. We are concerned the customers will leave the club and cross the road and congregate in Nelson Square's Park and our gardens at the back of Applegarth House. I feel it will lead to problems with anti-social behavior (**People Urinating in the Street, Litter, and Fighting & Noise Nuisance**).

**Crime, Disorder and Public Safety:**

4. The thoroughfare is already very busy in the summer for nightclub users walking back to Southwark tube station or Waterloo. More alcohol, road users and young people is not a happy mix and I am sure will lead to trouble.
5. There is a shop next door which sells alcohol until 1am already and the Travel Lodge also has a license.
6. Union Street is full of parked cars during the evenings and weekends from customers of the Travel Lodge and workers of the Palestra building. We can see road accidents happening to customers when leaving the restaurant if they are drunk.
7. Dog owners from our blocks exercising there pets already have to negotiate sick, broken bottles and other rubbish left by passers-by.

I look forward to your reply

Yours sincerely

Estate Manager

RECEIVED  
01 JUN 2010

Ms Kirty Read  
Southwark Council Licensing Unit  
Environmental Health & Trading Standards  
Chaplin Centre  
Thurlow Street  
London SE17 2DG

28th<sup>n</sup> May 2010

Dear Ms Read

**RE: Application no 831938 for Variation of a Premises license Application – Raffaello Restaurant Unit 3 202 Union Street, SE1 0LX**

I am writing to oppose the above application to vary the premises license to sell alcohol on and off sales and music and dancing to 01.00 am.

**Public Nuisance:**

1. These premises are directly opposite where I live in Rowland Hill House which has considerable problems already with street drinkers and excessive noise on Union Street. Including the noise of tables and chairs being put away at closing time Dragged across the pavement. From Raffaello and the previous site of the wine bar.
2. I object to music, dancing and drinking going on until 1.00am so close to our homes. We already have problems with noise from the customers of the Lord Nelson Public House talking and smoking in the beer garden but at least this stops at 11pm. We have a lot of elderly and vulnerable people living here who need their rest?
3. I am concerned the customers will leave the club and cross the road and congregate in Nelson Square's Park and our gardens at the back of Applegarth House. I feel it will lead to problems with anti-social behavior (**People Urinating in the Street, Litter, and Fighting & Noise Nuisance**).

**Crime, Disorder and Public Safety:**

4. The thoroughfare is already very busy in the summer for nightclub users walking back to Southwark tube station or Waterloo. More alcohol, road users and young people is not a happy mix and I am sure will lead to trouble.
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6. Union Street is full of parked cars during the evenings and weekends from customers of the Travel Lodge and workers of the Palestra building. We can see road accidents happening to customers when leaving the restaurant if they are drunk.
7. Dog owners from our blocks exercising their pets already have to negotiate sick, broken bottles and other rubbish left by passers-by.

I look forward to your reply

Yours sincerely

Rowland Hill House

APPENDIX F



Fabio Ottenga  
The Wine Theatre  
Unit 3  
202 Union Street  
London  
SE1 0LX

FILE COPY

**Licensing Unit**  
Direct Line: 020 7525 5754  
Direct Fax: 020 7525 5705

22nd December 2008

Dear Mr Ottenga

**RE: THE LICENSING ACT 2003 – COMPLIANCE LETTER  
(The Wine Theatre, Unit 3, 202 Union Street, London, SE1 0LX)**

On 19th December 2008 at 18.30, Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

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

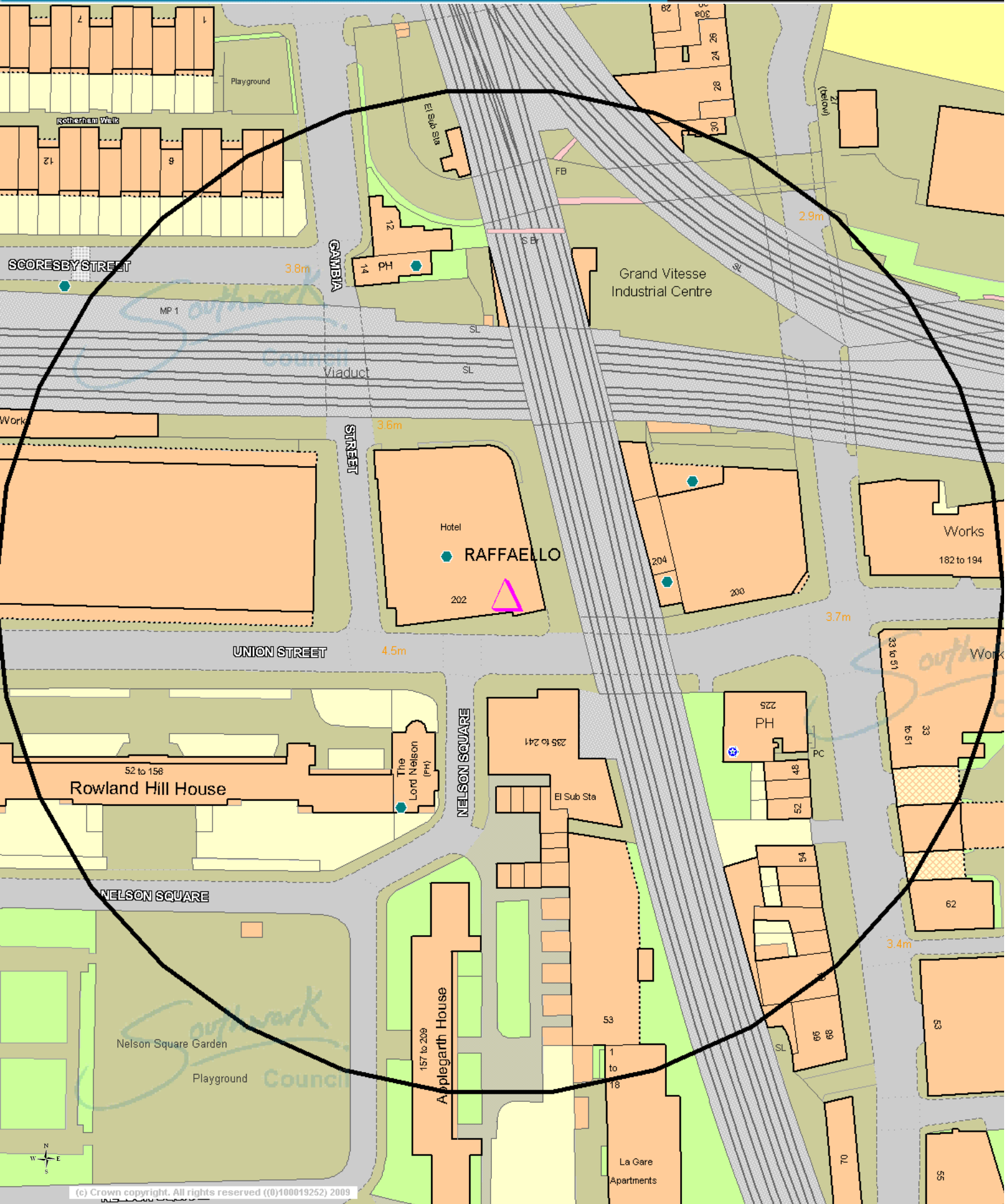
I am pleased to confirm that at the time of the visit the premises was found to be operating in full compliance with terms and conditions of the premises licence. Your premises has been placed in the 'D' risk category and will be inspected again in 2 years or following a complaint whichever is the soonest.

Should you require any assistance or advice, please contact us by email at [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk) or by telephone on 020 7525 5754 between the hours of 9.00 and 17.00, Monday to Friday. Alternatively you can write or visit us at the above address.

Yours sincerely,

A handwritten signature in black ink that reads "Kristie Ashenden".

Kristie Ashenden  
Principal Licensing Officer  
[kristie.ashenden@southwark.gov.uk](mailto:kristie.ashenden@southwark.gov.uk)



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<b>Item No.</b> 6.	<b>Classification:</b> Open	<b>Date:</b> 7 July 2010	<b>MEETING NAME</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003 – Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR	
<b>Ward(s) or groups affected:</b>		Premises are within: Chaucer	
<b>From:</b>		Strategic Director of Environment & Housing	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Punch Taverns PLC to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR.
2. **Notes:**
  - *The application seeks to vary existing licensable activities held under current legislation in respect of the premises known as Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR under Section 34 of the Licensing Act 2003. Existing permitted licensable activities are not the subject of representations and are not under consideration at this meeting. The variation application is subject to representations from interested parties and is therefore referred to the Sub-Committee for determination;*
  - *Paragraphs 12 to 15 of this report provide a summary of the application under consideration by the Sub-Committee. A copy of the application is attached to this report as appendix A.*
  - *Paragraphs 17 - 19 of this report deal with the representations submitted in regards to the application (copies of relevant representations are attached as appendices C, D, E & F).*

## BACKGROUND INFORMATION

### The Licensing Act 2003

3. The Licensing Act 2003 received royal assent on 10 July 2003. The Act provided a new licensing regime for the following activities:
  - The sale of and supply of alcohol
  - The provision of regulated entertainment
  - The provision of late night refreshment
4. Within Southwark, this council wholly administers the licensing responsibility.
5. The Act requires the licensing authority to carry out its functions 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.
6. 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
7. The Act provides licensing schemes for premises licences, club premises certificates, personal licences and temporary event notices.
8. In order to apply for a new premises licence or to vary an existing premises licence the applicant is required to provide all relevant information required to the licensing authority and to provide copies 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 current premises licence**

9. The current licence in respect of the premises known as Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR was issued 18<sup>th</sup> June 2009. It allows the following licensable activities.
- Sale and Supply of alcohol to be consumed on & off the premises:  
Monday - Thursday from 11.00 - 02.00;  
Friday and Saturday from 11.00 - 03.00  
Sunday from 12.00 – 01.00
  - Late night refreshment:  
Monday - Thursday from 23.00 - 02.00;  
Friday and Saturday from 23.00 - 03.00  
Sunday from 23.00 – 01.00
  - Regulated entertainment (live music, recorded music, performance of dance, entertainment similar to live / recorded music, facilities for making music, facilities for dancing, provisions similar to making music and dancing):  
Monday - Thursday from 11.00 - 02.00;  
Friday and Saturday from 11.00 - 03.00  
Sunday from 12.00 – 01.00
  - Opening hours of the premises:  
Monday - Thursday from 11.00 - 02.30;  
Friday and Saturday from 11.00 - 03.30  
Sunday from 12.00 – 01.30
10. A copy of the existing premises licence is attached as appendix B.

### **The variation application**

11. On the 17<sup>th</sup> of May 2010, Punch Taverns PLC applied to this council to vary the existing premises licence issued in respect of the premises known as Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR under section 34 of the Licensing Act 2003.

#### **Details of the variation application**

12. The variation application is summarized as follows:

- To extend the hours permitted for the sale / supply of alcohol:  
Monday - Thursday from 02.00 - 03.00;  
Friday and Saturday from 03.00 - 04.00  
Sunday from 01.00 – 02.00
- To extend the hours permitted for late night refreshment:  
Monday - Thursday from 23.00 - 03.00;  
Friday and Saturday from 23.00 - 04.00  
Sunday from 23.00 – 02.00
- Regulated entertainment (live music, recorded music, performance of dance, entertainment similar to live / recorded music, facilities for making music, facilities for dancing, provisions similar to making music and dancing):  
Monday - Thursday from 02.00 - 03.00;  
Friday and Saturday from 03.00 - 04.00  
Sunday from 01.00 – 02.00
- Opening hours of the premises:  
Monday - Thursday from 02.00 - 03.30;  
Friday and Saturday from 03.00 - 04.30  
Sunday from 01.00 – 02.30
- To remove conditions 109, 110, 112, 113, 114, 122, 127, 143, 144, 145, 147, 151, 152, 153, 154, 155, 157, 159, 162, 163, 164, 165, 166, 167, 168, 169, 174, 175, 177, 178, 179, 182, 308 & 315.
- To amend condition 290 to state “When employed SIA registered door supervisor (sic) will use a counting device to ensure the accommodation limit is not exceeded and to control admissions and departures from the premises”.
- To amend condition 342 to state “When employed SIA registered door supervisors shall be sited at the entrance to the premises and equipped with search wands and a counting device. A thorough search policy for all patrons will be operated”.
- To allow all licensable activities to take place from the start of permitted hours New Years Eve until the end of permitted hours New (Years Day).

13. A copy of the variation application is attached as appendix A to the report.

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

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

#### **Designated premises supervisor**

16. The designated premises supervisor under the existing premises licence is Kamal Hussain who holds a personal licence issued by Southwark Council.

#### **Representations from interested parties**

17. A representation has been submitted by one local resident. The representation is concerned with the prevention of public nuisance, the prevention of crime and disorder and the protection of public safety. The representation is attached to this report as appendix C.

#### **Representations from responsible authorities**

18. A representation has been submitted by the metropolitan police. The representation is concerned that the licensing objectives had not been sufficiently addressed in regards to the proposed variation. The police suggested conditions that they recommend be applied to the licence should the variation be granted, and this has now been conciliated. The representation and associated correspondence are attached to this report as appendix D.
19. A representation was submitted by the council's Environmental Protection Team. The representation stated that the Environmental Protection Unit objected to the extension of hours for live and recorded music on each and every day, and to the removal or modification of conditions 308 and 315. The representation is attached to this report as appendix E.
20. A representation was submitted by the council's Trading Standards department. The representation is concerned that the licensing objective in regards to keeping children safe from harm had not been sufficiently addressed in the application. This has now been conciliated with the agreement of a number of conditions. The representation and correspondence are attached as appendix F.

#### **Conciliation**

21. At the time of writing this report conciliation between the applicant and the objectors had not been attained, however the applicant's agent was in the process of liaising with all relevant parties in an effort to conciliate.

#### **Borough & Bankside saturation policy**

22. Council assembly approved the introduction of a special policy for Borough and Bankside on the cumulative impact of a concentration of licensed premises (saturation policy) in March 2009.
23. The decision to introduce the saturation policy was taken with regard to the committee's concern over rising trends of late night alcohol related violence against the person and late night disorder and rowdiness associated with late night licensed premises in the area.
24. The effect of this special policy is to create a presumption that applications for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.
25. The applicant has been advised to address the committee's concerns around cumulative impact at the meeting.

#### **Disability discrimination act**

26. The Southwark Disablement Association has not made comments regarding this application.



### Operating history of the premises

27. On 25<sup>th</sup> July 2005 Punch Taverns PLC applied to convert and vary existing licences into a premises licence under the Licensing Act 2003.
28. In May 2007 Punch Taverns PLC applied to vary their licence by extending hours for regulated entertainment, late night refreshment and sale of alcohol.
29. On the 18<sup>th</sup> of June 2009 Punch Taverns PLC applied to vary the premises licence issued in respect of the premises to specify Mr. Kamal Hussain as the designated premises supervisor (DPS). Subsequent to the application an amended premises licence was issued on the 18<sup>th</sup> of June 2009 with Mr. Kamal Hussain specified as the DPS.
30. On the 24<sup>th</sup> of July 2009 licensing officers conducted an inspection of the premises. During the inspection a breach of the premises licence conditions was noted. It was observed that the premises licence summary (or certified copy) was not on display. Consequently a warning letter was sent to the licensee on the 30<sup>th</sup> of July 2009. A copy of the warning letter is attached to the report as appendix G.
31. On the 4<sup>th</sup> of September 2009 a re-inspection of the premises was conducted. At the time of the inspection the premises was found to be operating in full compliance with the premises licence issued in respect of the premises. A compliance letter was subsequently sent to the premises on the 7<sup>th</sup> of September. A copy of the compliance letter is attached to this report as Appendix H.
32. On the 9<sup>th</sup> of October 2009 Mr. Kamal Hussain served a temporary event notice to extend the hours permitted for licensable activities until 07.00 hours on the 1<sup>st</sup> of January 2010.
33. On the 10<sup>th</sup> of October 2009 Mr. Kamal Hussain served 5 temporary event notices to extend the hours permitted for licensable activities until 06.00 hours on the 1<sup>st</sup> of November, 28<sup>th</sup> of November, 5<sup>th</sup> of December, 12<sup>th</sup> of December and 19<sup>th</sup> of December 2009
34. On the 17<sup>th</sup> of May 2010, Punch Taverns PLC applied to this council to vary the existing premises licence issued in respect of the premises known as Blue Eyed Maid, 173 Borough High Street, London, SE1 1HR under section 34 of the Licensing Act 2003.

### The local area

35. A map of the local area is attached as appendix I. The following licensed premises are also shown on the map:

Premise Name	No	Street	Premise Type	Activities & Times
Nelsons Cafe	168	Borough High St	Cafe	Late night refreshment, sale of alcohol on premises – Monday to Saturday 11.00 – 00.30; Sunday 12.00 – 00.00
Hiba	134-138	Borough High St	Restaurant	Late night refreshment, sale of alcohol on premises – Sunday to Thursday 11.00 – 23.00; Friday and Saturday 11.00 – 00.00

Roxy Bar & Screen	128	Borough High St	Bar	Music, films, late night refreshment, sale of alcohol on and off the premises – Sunday to Thursday 10.00 – 01.30; Friday 10.00 – 02.00; Saturday 10.00 – 03.00
Sainsbury's Local	116 - 126	Borough High St	Supermarket	Late night refreshment, sale of alcohol off premises, 24hrs
Belushi's	161-165	Borough High St	Bar	Music, dancing, films, indoor sporting events, late night refreshment, sale of alcohol on and off the premises – Sunday to Thursday 07.00 – 03.00; Friday and Saturday 07.00 – 04.00
Hing Loong Chinese Restaurant	159	Borough High St	Restaurant	Sale of alcohol on premises – Monday – Saturday 10.00 – 23.00; Sunday 12.00 – 22.30
Borough Off Licence & Mini Market	151	Borough High St	Off licence	Sale of alcohol off the premises - Monday to Saturday 08.00 – 23.00; Sunday 10.00 – 22.30
Kings Arms	65	Newcomen St	Public house	Late night refreshment, sale of alcohol on and off the premises – Monday to Saturday 10.00 – 23.00; Sunday 12.00 – 22.30

### Southwark council Statement of Licensing Policy

36. Council assembly approved the Southwark Statement of Licensing Policy on 4 November 2009. 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 reinforces 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, as well as relating to cumulative effect and saturation policies;
  - 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.
37. 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

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

## **CONSULTATIONS**

39. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was placed in a local news and a similar notice exhibited outside of the premises.

## **COMMUNITY IMPACT STATEMENT**

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

## **SUPPLEMENTARY ADVICE FROM THE STRATEGIC DIRECTOR OF COMMUNITIES, LAW & GOVERNANCE**

41. The sub-committee is asked to determine the application for a variation of a converted premises licence.
42. The requirement is to give all parties a fair, unbiased hearing.
43. 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.
44. 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.
45. 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.
46. The principles that sub-committee members must apply are set out below.

### **Principles for making the determination**

47. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.
48. The general principle is that applications for variation must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
49. 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.

50. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to
- Add to, omit, and/or alter the conditions of the licence or,
  - Reject the whole or part of the application for variation

### **Conditions**

51. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the variation, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
52. The four licensing objectives are
- The prevention of crime and disorder;
  - Public safety;
  - The prevention of nuisance; and
  - The protection of children from harm.
53. 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.
54. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to late night refreshment and take away aspect of the licence 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.
55. The Licensing Act requires mandatory conditions in respect of supply of alcohol, the exhibition of films, in respect of door supervisors, irresponsible drinks promotions, alcohol dispensing, free tap water and minimum measures.
56. Members are also referred to the DCMS guidance on conditions, specifically section 7, and Annexes D, E, F and G.

### **Reasons**

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

### **Hearing Procedures**

58. 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.

59. As this matter relates to the determination of an application to vary under section 34 of the Licensing Act 2003, regulation 26(1)(a) requires the sub-committee to make its determination at the conclusion of the hearing.

### **Council's multiple roles and the role of the licensing sub-committee**

60. 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.
61. 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.
62. 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.
63. 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.
64. 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**

65. 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 Secondary Regulations Statement of Licensing Policy Various papers from the premises file.	The Chaplin Centre, Thurlow Street, SE17 2DG	Kirty Read at the Chaplin Centre Telephone 0207 525 5748

**APPENDICES**

No.	Title
Appendix A	Copy of the variation application
Appendix B	Copy of the existing premises licence
Appendix C	Copy of the representation from an interested party
Appendix D	Copy of police representation
Appendix E	Copy of Environmental Protection Team representation
Appendix F	Copy of the Trading Standards department
Appendix G	Copy of warning letter sent to licensee
Appendix H	Copy of compliance letter sent to licensee
Appendix I	Copy of local area map
Appendix J	Interested party details (on closed agenda)

**AUDIT TRAIL**

Lead Officer	Gill Davies, Strategic Director of Environment & Housing	
Report Author	Wesley McArthur, Licensing Enforcement Officer	
Version	Final	
Dated	28 June 2010	
Key Decision?	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
Officer Title	Comments Sought	Comments included
Strategic Director of Communities, Law and Governance	Yes	Yes
Finance Director	No	No
Cabinet Member	No	No
Date final report sent to Constitutional Team	28 June 2010	

52  
**APPENDIX A**

**RECEIVED**  
7 MAY 2010

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I/We Punch Taverns Plc  
*(Insert name(s) of applicant)*  
 being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> 830074
--

**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Blue Eyed Maid 173 Borough High Street			
<b>Post town</b>	London	<b>Post code</b>	SE1 1HR

Telephone number at premises (if any)	020 7378 8259
Non-domestic rateable value of premises	£27000

**Part 2 – Applicant details**

<b>Daytime contact telephone number</b>	01283 501 600		
<b>E-mail address (optional)</b>	n/a		
<b>Current postal address if different from premises address</b>	Jubilee House Second Avenue Burton Upon Trent Staffordshire DE14 2WF		
<b>Post Town</b>	Burton Upon Trent	<b>Postcode</b>	DE14 2WF

**Part 3 - Variation**

Please tick yes

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

If not do you want the variation to take effect from

Day		Month		Year	

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

To extend live music, recorded music, performance of dance, karaoke, provision of facilities for making music, provision of facilities for dancing, late night refreshment and sale of alcohol until 03:00h Monday to Thursday (current permission until 02:00h), until 04:00h Friday and Saturday (current permission until 03:00h) and Sunday until 02:00h (current permission until 01:00h).

To maintain an additional thirty minutes drinking up time on top of the last permitted sale of alcohol.

For all of the above from the start of permitted hours New Years Eve until the end of permitted hours New Years Day.

Should the application be granted all other non standard timings currently authorised by the licence will not be required.

Remove conditions ~~109, 110, 112, 113, 114, 122, 127, 143, 144, 145, 147, 151, 152, 153, 154, 155, 157, 159, 162, 163, 164, 165, 166, 167, 168, 169, 174, 175, 177, 178, 179, 182, 308 & 315.~~

Amend condition 290 to state "When employed SIA registered door supervisor will use a counting device to ensure the accommodation limit is not exceeded and to control admissions and departures from the premises".

Amend condition 342 to state "When employed SIA registered door supervisors shall be sited at the entrance to the premises and equipped with search wands and a counting device. A thorough search policy for all patrons will be operated".

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



#### Part 4 Operating Schedule

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

##### Provision of regulated entertainment

Please tick yes

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

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

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

In all cases complete boxes N, O and P

## 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			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></b> (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			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

## E

Live music Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon		02:00	<b>Please give further details here</b> (please read guidance note 3) As per current licence permission.		
		11:00			
Tue		03:00			
		11:00			
Wed		03:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
		11:00			
Thur		03:00			
		11:00			
Fri		03:00	<b>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</b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New		
		11:00			
Sat		04:00			
		11:00			
Sun		04:00			
		12:00			

## F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) As per current licence permission.		
Mon		02:00			
	11:00				
Tue		03:00			
	11:00				
Wed		03:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
	11:00				
Thur		03:00			
	11:00				
Fri		03:00	<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)		
	11:00				
Sat		04:00	From the start of permitted hours New Years Eve until the end of permitted hours New		
	11:00				
Sun		04:00			
	12:00				

## 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 checked="" type="checkbox"/>		
Day	Start	Finish		Outdoors	<input type="checkbox"/>		
Mon		02:00	<b>Please give further details here</b> (please read guidance note 3) As per current licence permission.	Both	<input type="checkbox"/>		
		11:00					
Tue		03:00					
		11:00					
Wed		03:00		<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)			
		11:00					
Thur		03:00					
		11:00					
Fri		03:00			<b>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</b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New		
		11:00					
Sat		04:00					
		11:00					
Sun		04:00					
		12:00					



## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b> As per current licence permission.		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon		02:00		Outdoors	<input type="checkbox"/>
	11:00			Both	<input type="checkbox"/>
Tue		03:00	<b><u>Please give further details here</u></b> (please read guidance note 3)		
	11:00				
Wed		03:00			
	11:00				
Thur		03:00	<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
	11:00				
Fri		03:00			
	11:00		<b><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></b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New		
Sat		04:00			
	11:00				
Sun		04:00			
	12:00				

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b> As per current licence permission.	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
			Outdoors <input type="checkbox"/>	
Day	Start	Finish	Both <input type="checkbox"/>	
Mon		02:00	<b><u>Please give further details here</u></b> (please read guidance note 3)	
	11:00			
Tue		03:00		
	11:00			
Wed		03:00	<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
	11:00			
Thur		03:00		
	11:00			
Fri		03:00	<b><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></b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New	
	11:00			
Sat		04:00		
	11:00			
Sun		04:00		
	12:00			

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)	Indoors <input checked="" type="checkbox"/>		
				Outdoors <input type="checkbox"/>		
				Both <input type="checkbox"/>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give a description of the facilities for dancing you will be providing</b> As per current licence permission.			
Mon		02:00	<b>Please give further details here</b> (please read guidance note 3)			
		11:00				
Tue		03:00				
		11:00				
Wed		03:00			<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)	
		11:00				
Thur		03:00				
		11:00				
Fri		03:00	<b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New			
		11:00				
Sat		04:00				
		11:00				
Sun		04:00				
		12:00				

## K

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b> As per current licence permission.		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon		02:00		Outdoors	<input type="checkbox"/>
	11:00			Both	<input type="checkbox"/>
Tue		03:00	<b><u>Please give further details here</u></b> (please read guidance note 3)		
	11:00				
Wed		03:00	<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
	11:00				
Thur		03:00			
	11:00				
Fri		03:00			
	11:00				
Sat		04:00	<b><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></b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New		
	11:00				
Sun		04:00			
	12:00				

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon		02:00						
	11:00							
Tue		03:00						
	11:00							
Wed		03:00						
	11:00							
Thur		03:00				<b>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</b> (please read guidance note 5) From the start of permitted hours New Years Eve until the end of permitted hours New		
	11:00							
Fri		03:00						
	11:00							
Sat		04:00						
	11:00							
Sun		04:00						
	12:00							

**N**

<p>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)</p>
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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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) As per current licence permission.		
Mon	23:00	02:00			
Tue	23:00	03:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	23:00	03:00			
Thur	23:00	03:00	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) From the start of permitted hours New Years Eve until the end of permitted hours New		
Fri	23:00	03:00			
Sat	23:00	04:00			
Sun	23:00	04:00			

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon		02:30	<p><b><u>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</u></b> (please read guidance note 5)</p> <p>From the start of permitted hours New Years Eve until the end of permitted hours New</p>
	11:00		
Tue		03:30	
	11:00		
Wed		03:30	
	11:00		
Thur		03:30	
	11:00		
Fri		03:30	
	11:00		
Sat		04:30	
	11:00		
Sun		04:30	
	11:00		

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking  
Remove conditions 109, 110, 112, 113, 114, 122, 127, 143, 144, 145, 147, 151, 152, 153, 154, 155, 157, 159, 162, 163, 164, 165, 166, 167, 168, 169, 174, 175, 177, 178, 179, 182, 308 & 315.

Amend condition 290 to state "When employed SIA registered door supervisor will use a counting device to ensure the accommodation limit is not exceeded and to control admissions and departures from the premises".

Amend condition 342 to state "When employed SIA registered door supervisors shall be sited at the entrance to the premises and equipped with search wands and a counting device. A thorough search policy for all patrons will be operated".

Please tick yes

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

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

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



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

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

As per existing licence save for the conditions requested to be amended or removed and the below.

**b) The prevention of crime and disorder**

When employed SIA registered door supervisor will use a counting device to ensure the accommodation limit is not exceeded and to control admissions and departures from the premises.

When employed SIA registered door supervisors shall be sited at the entrance to the premises and equipped with search wands and a counting device. A thorough search policy for all patrons will be operated.

**c) Public safety**

**d) The prevention of public nuisance**

After midnight no more than 20 persons will be permitted to use the outside area at any one time.

A member of staff will monitor the use of the outside areas, with particular attention after 00:00h.

**e) The protection of children from harm**

--	--


Please tick yes

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

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

**Part 5 – Signatures** (please read guidance note 10)

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

Signature	
Date	14.5.10
Capacity	Solicitor to Applicant

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

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 13) Barry Richards TLT Solicitors One Redcliff Street			
<b>Post town</b>	Bristol	<b>Post code</b>	BS1 6TP
<b>Telephone number (if any)</b>	0117 917 7612		
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b> barry.richards@titsolicitors.com			

### Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.**

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 state 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.

# Licensing Act 2003

## Premises Licence

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

Premises licence number

830074

### Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Blue Eyed Maid 173 Borough High Street London SE1 1HR	
Ordnance survey map reference (if applicable), 179904532541	
<b>Post town</b> London	<b>Post code</b> SE1 1HR
<b>Telephone number</b> 020 7378 8259	

<b>Where the licence is time limited the dates</b>

<b>Licensable activities authorised by the licence</b>
Live Music - Indoors Recorded Music - Indoors Performance of Dance - Indoors Entertainment Similar to live/recorded music - Indoors Facilities for Making Music - Indoors Facilities for Dancing - Indoors Provisions Similar to making music and dancing - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises

<b>The opening hours of the premises</b>
For any non standard timings see <b>Annex 2</b>
Monday            11:00 - 02:30 Tuesday           11:00 - 02:30 Wednesday       11:00 - 02:30 Thursday          11:00 - 02:30 Friday              11:00 - 03:30 Saturday          11:00 - 03:30 Sunday             11:00 - 01:30

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

Sale by retail of alcohol to be consumed on premises

Sale by retail of alcohol to be consumed off premises

**The times the licence authorises the carrying out of licensable activities**

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

**Live Music - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Recorded Music - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Performance of Dance - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Entertainment Similar to live/recorded music - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Facilities for Making Music - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Facilities for Dancing - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Provisions Similar to making music and dancing - Indoors**

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

**Late Night Refreshment - Indoors**

Monday	23:00 - 02:00
Tuesday	23:00 - 02:00
Wednesday	23:00 - 02:00
Thursday	23:00 - 02:00
Friday	23:00 - 03:00
Saturday	23:00 - 03:00
Sunday	23:00 - 01:00

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

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

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

Monday	11:00 - 02:00
Tuesday	11:00 - 02:00
Wednesday	11:00 - 02:00
Thursday	11:00 - 02:00
Friday	11:00 - 03:00
Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

## Part 2

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

Punch Taverns  
 Jubilee House  
 Second Avenue  
 Burton Upon Trent  
 Staffordshire  
 DE14 2WF

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

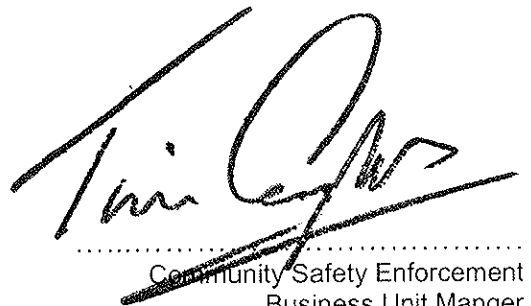
0375645

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

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

Licence No.  
 Authority

Licence Issue date 18/06/2009



.....  
 Community Safety Enforcement  
 Business Unit Manger  
 Chaplin Centre  
 Thurlow Street  
 London SE17 2DG  
 020 7525 5748

licensing@southwark.gov.uk

**Annex 1 - Mandatory conditions**

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

a. At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or

b. At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

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

**107** Any individual carrying out security activities at the premises must be licensed by the Security Industry Authority. This does not apply where the premises are being used primarily as a Qualifying Club under a Club Premises Certificate, under a Temporary Event Notice, or primarily as a cinema, restaurant or theatre.



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

**109** Alcohol shall not be sold or supplied except during permitted hours, as stated elsewhere on this licence and below: -

- a. On New Year's Eve, except on a Sunday, 1000 to 2300 hours
- b. On New Year's Eve on a Sunday, 1200 to 2230 hours
- c. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit;

- i) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- ii) The sale of alcohol to a trader or club for the purposes of the trade or club;
- iii) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- iv) The taking of alcohol from the premises by a person residing there; or
- v) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by the persons so supplied; or
- vi) The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the alcohol is supplied at the expense of their employer or the person carrying on, or in charge of, the business on the premises

**110** No statutory regulations for music and dancing shall apply so as to require any licence for the provision in the premises of public entertainment by the reproduction of wireless (including television) broadcasts or of programmes included in any programme service (within the meaning of the Broadcasting Act 1990) other than a sound or television broadcasting service, or of public entertainment by way of music and singing only which is produced solely by the reproduction of recorded sound is permitted.

**111** This licence provides for the provision of private music and dancing

entertainment that is promoted for private gain;

**112** This licence allows for the premises to be open for non standard timings at the times stated on the following days :

Bank Holidays : a further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring / Whitsun Bank Holiday and every August Bank Holiday weekend

Easter : a further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend

A further additional hour every Christmas Eve

A further additional hour every Boxing Day

To reflect existing New Year's Eve / Day hours

**113** This licence allows for the premises for the sale or supply of alcohol for non standard timings as stated below on the following days:

Bank Holidays : a further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring / Whitsun Bank Holiday and every August Bank Holiday weekend

Easter : a further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend

A further additional hour every Christmas Eve

A further additional hour every Boxing Day

To reflect existing New Year's Eve / Day hours

**114** This licence allows for the premises for the licensable activities and for non standard timings stated below on the following days:

Provision of regulated entertainment - Live Music, Recorded Music, Performances of Dance, Anything of a similar description; and

Provision of Entertainment Facilities - Making Music, Dancing and Entertainment of a Similar Description:

Bank Holidays : a further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring / Whitsun Bank Holiday and every August Bank Holiday weekend

Easter : a further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend

A further additional hour every Christmas Eve

A further additional hour every Boxing Day

To reflect existing New Year's Eve / Day hours

**122** No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies

- a. He is the child of the holder of the premises licence
- b. He resides in the premises, but is not employed there
- c. He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to and from which there is no other convenient means of access or egress
- d. The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary. In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as ancillary to their table meals.

**127** Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied:

- a. With and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal;
- b. For consumption by a person residing in the premises or his guest and paid for together with his accommodation;
- c. To a canteen or mess.

**143** The premises shall not open to the public before 9.00.a.m. On Sundays, Good Fridays and Christmas Day the premises shall not open before 2.00.p.m. for the performance of plays.

**144** The premises shall not be kept open after 11.00.p.m. for music, music and dancing, boxing, wrestling or indoor sports or after midnight for plays and film exhibitions

**145** a. The relevant licence or a copy of it shall be prominently exhibited in a position where the public can easily read it. For the purpose of this condition the licence shall be interpreted to mean the licence document containing the conditions specific to the premises, including any accommodation limits.

b. A copy of the standard licence conditions shall be readily available to the Duty Manager.

c. The premises shall not be used for any purpose for which a licence is required unless specifically licensed for that purpose.

**146** Authorised officers who carry written authorizations and proof of identity, which they will produce on request, shall be admitted immediately to all parts of the premises at all reasonable times.

**147** The Licensee shall not permit any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased. This condition does not apply to exhibitions given under the provisions of Section 2(1a) and 5 of the Hypnotism Act 1952.

**148** a. The Licensee shall not permit an entertainment that involves special risks except with consent.

b. The Licensee shall not permit any performances especially for children except with consent.

c. The licensee shall not permit explosives or highly flammable substances to be brought onto the premises except with consent.

**149** a. The Licensee shall not permit the use of special effects, except with consent.

b. The Licensee shall give to the Council at least 10 days notice in writing of any proposal to use special effects. The notice shall include, save in exceptional circumstances, exact details of the proposal including the date and time when the special effects can be demonstrated.

**150** Compressed or liquefied gases shall not be used except with consent. At least 10 days notice in writing shall be given to the Council of any proposal to bring storage cylinders into the premises

**151** a. The Licensee shall ensure that the premises continue to comply with the Council's Technical Regulations.

b. No alterations shall be made to the approved arrangements without consent.

c. The Licensee shall, except with consent, retain control over all parts of the premises.

d. Either the licensee or the Duty Manager shall be in charge of and within the premises whenever the public are present. However, the Licensee remains responsible for the observance of all licensing conditions.

**152** The Licensee may authorize in writing a Duty Manager, who shall be at least 18 years old, to deputise for him. This written authorization shall be kept on the premises and shall be readily available for examination by any Authorised Officer. The Licensee must be satisfied that anyone appointed as a Duty Manager understands the need to comply with the conditions of the licence and is competent to perform the functions of Duty Manager.

**153** The Licensee (if an individual) and any Duty Manager shall

a. Have undertaken an approved training course leading to the possession of the BIIAAB Level 2 National Certificate for Entertainment Licensees, or

b. Possess an equivalent qualification, for example for concert halls, the National Vocational Qualification in Cultural Venue Administration (Level 3) or

c. Be able to demonstrate to the satisfaction of the Council that he possess all relevant knowledge and experience

**154 a.** The Licensee / Duty Manager shall ensure that he has sufficient trained staff on duty to ensure the safe evacuation of the premises in an emergency. Such staff shall have been specifically instructed on their duties in the event of an emergency by the Licensee or by a person nominated by him. The instruction given to staff shall include training on the safe and efficient running of the premises and the safe evacuation of the premises.

b. A nominated member of staff in addition to the Duty Manager shall have responsibility for fire prevention measures and for ensuring that all escape routes including exit doors are fully available.

c. No Door Supervisor shall be employed at premises outside London except with consent. Any employment shall be in accordance with additional conditions set by the Council.

d. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role. The Licensee / Duty manager shall, once he is satisfied as to the competence of each member of staff,

record this in the Fire log book.

**155 a.**The Licensee shall cause a Fire log-book to be kept.

b.Any authorized officer shall be entitled to obtain a photocopy of any page(s) of the log-book.

**156** The Licensee / Duty manager shall maintain a register indicating the numbers of staff, including any Door Supervisors and all performers, who are present when the public are present. This register shall be produced immediately on the request of an Authorised Officer. This Condition does not apply to any premises that are being used for a closely seated audience.

**157** Dancing shall be restricted to the areas designated by the Council.

**158 a.**The Licensee / Duty Manager shall ensure that no nuisance is caused by noise

emanating from the premises or by vibration transmitted through the structure of the premises.

b.If required, legible notices shall be displayed at all exits

requesting the public to respect the needs of local residents and to leave the premises and area quietly.

**159 1.**The approved arrangements shall be maintained in good condition and in full working order. Fire fighting equipment, the fire alarm warning system and any smoke ventilators shall be maintained as follows:-

i)Fire Fighting Equipment.

a)The approved fire -fighting equipment shall be kept in the approved positions and be maintained in satisfactory working order, unobstructed and available for immediate use;

b)All fire fighting equipment shall be checked weekly. Note: The Council may consent to the variation of the frequency of checks where the premises are used infrequently and this will not endanger safety;

c)Portable fire-fighting equipment shall be inspected at least once a year in accordance with BS 5306-3 and recharged where necessary in compliance with the manufacturer's instructions. The date of inspection shall be clearly marked on the appliance or a stout tab securely attached to it and recorded in the fire log book;

d) Hose reels, drenchers and sprinklers shall be inspected in accordance with B S 5306 once a year to ensure that they are in working order. The date of the inspection shall be clearly marked on the control valves and recorded in the fire log book; and

e) For details of the certificates to be provided see condition 4045.

ii) Fire-alarm warning system

a) Any fire-alarm warning system shall be maintained in satisfactory working order;

b) The system shall be tested weekly. Note: The Council may consent to the variation of frequency of tests where the premises are used infrequently and this will not endanger safety;

c) All checks, tests and inspections shall be recorded in the fire log book; and

d) For details of the certificates to be provided see condition 4045.

iii) Smoke ventilators

a) Any smoke ventilators shall be maintained in satisfactory working order;

b) Any smoke ventilators shall be tested at least every 3 months;

c) For details of the certificates to be provided see condition 4045.

2. No alterations (including temporary alterations) shall be made except with the consent of the Council.

**160** The Licensee shall ensure that all performances or activities minimize any danger to the public.

**161** The Licensee / Duty manager shall ensure that, whenever disabled people are present, adequate arrangements are made to enable their safe evacuation in the event of an emergency and that they are made

aware of those arrangements.

**162** The Licensee / Duty Manager shall ensure that all necessary safety checks have been carried out before the admission of the public. Details of the checks shall be entered in the Fire log-book; this may be by use of a separate check list.

**163 a.** All escape routes and exits including external exits shall be maintained

unobstructed, in good order with non- slippery and even surfaces, free of trip

hazards and clearly identified in accordance with the approved arrangements.

b. All exits door shall be available and easily operable without the use of a key, card, code or similar means. Only approved fastenings shall be used.

c. Any removable security fastening shall be removed from the doors prior to opening the premises to the public. All such fastenings shall be kept in the approved positions.

d. If required, exit doors shall be secured in the fully open position when the public are present.

e. All fire-doors shall be maintained effectively self-closing and shall not be held open other than by approved devices.

f. Fire-resisting doors to ducts, service shafts and cupboards shall be kept locked shut.

g. The edges of treads of steps and stairways shall be maintained so as to be

conspicuous.

**164 a.** Hangings, curtains and temporary decorations shall be maintained fire-retarded



b. Any upholstered seating shall continue to meet the pass criteria for smouldering ignition source 0, flaming ignition source 1 and crib ignition source 5 when tested in accordance with section 5 of BS5852:1990

**165** a. Any scenery shall be maintained flame-retarded in accordance with Additional

#### Conditions S

b. Temporary decorations shall not be provided except with consent. When seeking consent for temporary decorations the Licensee shall advise the Council of the period for which it is desired to retain them

c. Curtains, hangings and temporary decorations shall be arranged so as not to obstruct exits, fire safety signs or fire-fighting equipment.

**166** The Licensee / Duty manager shall ensure that the accommodation limit(s) specified on the licence are not exceeded and shall be aware of the number of the public on the premises. This information shall be provided to any authorized officer immediately on request.

**167** Notices detailing the actions to be taken in the event of fire or other emergencies, including how the fire brigade can be summoned, shall be prominently displayed and shall be protected from damage or deterioration.

**168** The fire brigade shall be called at once to any outbreak or suspected outbreak of fire, however, slight, and the details recorded in the fire log-book.

**169** The Licensee / Duty manager shall have readily available the telephone number of the local Fire Control Centre. The Licensee / Duty Manager shall notify the local Fire Control Centre as soon as possible if he is aware that the water supply to any hydrant, hose reel, sprinkler, drencher or other fire extinguishing installation is cut-off or restricted.

**170** Refuse receptacles shall be emptied regularly.

**171** Access for emergency vehicles shall be kept clear and free from obstruction.

**172 a.**The Licensee / Duty Manager shall ensure that an adequate and appropriate supply of first aid equipment and materials is available on the premises.

b.If required, at least one suitably trained first aider shall be on duty when the public are present. If more than one suitably trained first-aider is present, each person's responsibilities shall be clearly identified.

**173 a.**Toilet accommodation shall be provided free of charge and be kept clean and in proper working order.

b.An adequate supply of hot and cold (or warm) water, toilet paper in holders or

dispensers, soap and suitable hand and face drying facilities shall be provided in toilet accommodation.

**174** Where free drinking water is provided for the public, it shall, except with the consent of the Council, only be provided in a supervised area.

**175 a.**Heating apparatus shall be maintained in a safe and functioning condition.

b.Portable heating or cooking appliances shall not be used except with consent.

**176** If required, a competent person shall be in charge of the electrical or other installation.

**177 a.**In the absence of adequate daylight the management lighting in any area accessible to the public shall be fully in operation whilst the public are present.

b.Except as permitted under d. below there shall be adequate illumination to enable people to see their way out of the premises

c.Fire safety signs shall be adequately illuminated except as permitted under d.

below.

d. of essential to the entertainment and subject to consent, the management lighting in the entertainment area may be reduced or extinguished provided

(i) the lighting be controlled from a position with a clear view of the entertainment area; and

(ii) An operator remain by the controls whilst the lighting is reduced or extinguished; and

(iii) The operator restore the management lighting at once in the event of any emergency; and

(iv) The escape route signs remain adequately illuminated.

**178 a.** The emergency lighting battery shall be fully charged before the admission of the public.

b. The emergency lighting battery shall be fully charged before the admission of the public

c. In the event of failure of the normal lighting

(i) If the emergency lighting battery has a one hour capacity the public shall leave the premises within 20 minutes unless within that time the normal lighting has been restored and the battery is being re-charged; or

(ii) If the emergency lighting battery has a 3 hour capacity the public shall leave the premises within one hour unless within that time the normal lighting has been restored and the battery is being re-charged.

d. The public shall not be re-admitted to the premises until the normal lighting has been fully restored and the battery fully recharged except

(i) Where the emergency lighting battery has a one hour capacity and if the failure of the normal lighting was fully rectified within 20 minutes of failure and the battery is being re-charged; or

(ii) Where the emergency lighting battery has a 3 hour capacity and if the failure of the normal lighting was fully rectified within one hour of failure and the battery is being re-charged.

**179 a.** Temporary electrical wiring and distribution systems shall not be provided without notification being given to the Council at least 10 days before the commencement of the work.

b. Temporary electrical wiring and distribution systems shall be inspected and certified before they are put in use. A copy of the certificate shall be sent to the Council as soon as possible.

c. Temporary electrical wiring and distribution systems shall be provided only for a period of up to 3 months. This period may be extended subject to a satisfactory electrical test and inspection report being submitted to the Council at the end of each 3 month period.

**180 a.** The premises shall be effectively ventilated.

b. Where the ventilation system is designed to maintain a positive air pressure within that part of the premises, that pressure shall be maintained whenever the public are present in that part of the premises.

**181 a.** Ventilation ducting and other shafts shall be kept clean.

b. Any air filters shall be periodically cleaned or replaced so as to maintain a satisfactory air supply.

c. All interior surfaces of extract ventilation ducting serving kitchens and serveries shall be thoroughly cleaned as frequently as necessary to prevent the accumulation of grease and fat and at least once per year.

d. Grease filters in extract ventilation hoods in kitchens and serveries shall be cleaned weekly or at other intervals as required.

182 a) The following certificates shall be submitted to the Council at least once a year unless stated otherwise below. Note: Where a certificate covers a period of more than one year it will be sufficient to submit a photocopy of the certificate each year that the certificate remains valid.

i) Battery - The emergency lighting battery (including any self contained units) and associated control equipment. The inspection of the battery and control equipment shall be in accordance with BS 5266-1. The certificate shall be signed by a Corporate Member of the Institution of Electrical Engineers or a member of the Electrical Contractors Association or by a contractor enrolled with the National Inspection Council for Electrical Installation Contracting or, with consent, another competent person.

ii) Electrical installation - The entire electrical installation (including the emergency lighting installation but excluding any battery). The inspection shall be in accordance with Guidance Note 3 to BS 7671. In large or complex premises the electrical installation shall be visually inspected once a year and at least 20% of the installation tested in accordance with a programme approved by the Council such that the whole installation is tested every 5 years. The certificate shall be signed by a Corporate Member of the Institution of Electrical Engineers or a member of the Electrical Contractors Association or by a contractor enrolled with the National Inspection Council for Electrical Installation Contracting or, with consent, another competent person.

iii) Boilers and calorifiers - Any steam boiler, any electrode boiler working on a closed water system or any calorifier incorporating a steam receiver. A boiler insurance company shall issue the certificate of thorough examination and test;

iv) Fire alarm warning system - Confirmation from a fire alarm company or, with consent, another competent person that the fire alarm warning

system continues to satisfy the requirements of BS 5839;

v) Fire fighting equipment - All portable fire-fighting equipment together with any hose reels or sprinklers in accordance with BS 5306;

vi) Mechanical installations - Any passenger lifts or escalators. All lifting equipment and permanently suspended equipment (These certificates should be copies of the records of examination provided under the Lifting Operations and Lifting Equipment Regulations 1998. Any permanently suspended loads, such as permanently installed stage lighting luminaires or loudspeakers or flown cinema screens, shall be treated as forming part of the lifting equipment installation and be examined by the competent person making the examination). The safety curtain, its operating gear and controls, the smoke ventilators and drencher. Any other mechanical installation (for example, stage, orchestra or organ lifts, revolving or moving platforms) if required.

vii) Lasers - Any permanently installed lasers, other than Class 1 and Class 2 lasers;

viii) Special effects - Permanently installed smoke machines, fog generators and strobe lighting;

ix) Ceilings - Ceilings and ornamental plaster; and

x) Gas installation - Any gas installation and gas appliances, if required. A member of the Council for registered Gas installers (CORGI) shall complete the certificate.

**203** The Licensee shall not permit conduct on the premises that is likely to cause disorder or a breach of the peace or drug misuse. In particular the licensee shall ensure that none of the following shall take place

a) indecent behaviour, including sexual intercourse, except as permitted by the Theatres Act 1968;

b) the offer of any sexual or other indecent service for reward;

c) acts of violence against person or property and / or the attempt or threat of such acts; and

d) unlawful possession and / or supply of drugs controlled by the Misuse of Drugs Act 1971.

**290** That one Security Industry Authority licensed door supervisor shall be employed with a counting device to ensure that the accommodation limit is not exceeded and to control admissions to and departures from the premises when entertainment is provided

**307** That the total number of persons that may be accommodated within the licensed area at any one time shall not exceed (one hundred and thirty) 130, the maximum that can be accommodated on the ground floor shall not exceed (one hundred) 100, and the maximum number that can be accommodated on the first floor should not exceed (thirty) 30.

**308** That there shall be no new admission of the public to the premises after 01:00 on Friday and Saturday and after 00:00 Monday to Thursday

**309** That all musicians and DJs must play electrically amplified music/audio/PA through a sound cut out device. The cut-out device shall be maintained at levels set to the satisfaction of the Council's Noise Team

**311** That notices shall be displayed and announcements made requesting that customers leave the premises in a quiet and orderly manner

**313** That there shall be no movement of musical or amplification equipment, to or from the premises, between 0000 and 0800 hours and the vehicle carrying such equipment shall be parked as far away from residential premises as reasonably practicable

**315** No consumption of alcohol or licensable activities shall take place outside after 00:00

**340** All exterior windows and doors, except exterior doors that have to be locked open for public safety, will remain closed during the operation of the entertainments licence.

**341** That at the end of each evening a Door Supervisor shall stand at the exit door while customers leave to ensure that they depart in a quiet and orderly manner

**342** SIA Door Supervisors shall be sited at the entrance to the premises

and equipped with search wands and a counting device and a thorough search policy for all patrons will be operated

**343** That the licence holder shall require any promoter hiring the premises to complete the Metropolitan Police Venue Hire Agreement form and supply it to Police a minimum of 28 days prior to the date of hire.

This must include events which are "private" events

**344** That staff employed in the supply of intoxicating liquor have completed a training scheme on relevant Licensing legislation

**345** CCTV camera situated to ensure that all persons entering the premises could be captured by the system. This is to include signage indicating that CCTV will capture images of all persons entering the premises

**346** Compliance with MPS "Safe & Sound" policy



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

**Annex 4 - Plans - Attached**

Licence No.	830074
Plan No.	896513
Plan Date	29 May 2005

APPENDIX<sup>96X</sup> C

Omojomolo, Alex

From: [REDACTED] PARTY A  
 Sent: 25 May 2010 19:20  
 To: Regen, Licensing  
 Subject: Objection to licence application number 832024

832024

Trading name and address: BLUE EYED MAID  
 173 Borough High Street  
 SE1 1HR

Ward: Chaucer

Application for trading hours:

Monday 11:00 to 02:30  
 Tuesday 11:00 to 03:30  
 Wednesday 11:00 to 03:30  
 Thursday 11:00 to 03:30  
 Friday 11:00 to 03:30  
 Saturday 11:00 to 04:30  
 Sunday 12:00 to 04:30

Live music; dancing; retail sale of alcohol

I wish to raise an objection on the following grounds.

As a resident, there is already disruption and excessive noise from rowdy patrons of this establishment into the early hours of the morning.

Residents in this area are already beset with the nuisance of broken bottles and vomit. The lane-ways smell like public toilets due to the number of men

urinating against the walls if they can't be bothered going into the pub/club. This will only get worse if the licence hours are extended.

Bicycles and pedestrians already have to ride and step around broken bottles and glasses, especially on Saturday and Sunday mornings. This will only get worse, the more intoxicated patrons become if licence hours are extended.

The later it is at night when clubs close, the drunker patrons become, and the more the noise from drinkers disturbs the peace in Borough High Street. People who are drunk are not in control of what they are doing and do not realise how noisy they are being. At present, patrons regularly spill out into the middle of the street, shouting and singing at the tops of their voices, causing a public nuisance when people are trying to sleep. Southwark noise pollution officers have been called to break up the disturbance.

I am prepared to attend in person to make my objections.



# APPENDIX D

Your reference:



Our reference: MD/21/2025/10

Date: 25th May 2010

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

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

Tel: 020 -7232 - 6210 Fax6282

Dear Sir/Madam

## Blue Eyed Maid 173 Borough High Street SE1 1HR

Police are in receipt of an application from the above for a variation to the existing premises licence and have the following representation to make:

The applicant has applied for an increase to the permitted hours the premises are allowed to operate, and for the removal of a number of the existing licence conditions, but has failed to adequately address of the four main licensing objectives.

Police have no representation to make in respect of the removal of the following existing premises licence conditions:  
109,110,112,113,114,122,127,143,144,145,147,151,152,153,154,155,157,159,162,163,164,  
,165,166,168,169,174,175,177,179,182.

However the remaining conditions should remain in force and I have specific comments to make in respect of the following:

308: This condition is imposed on the premises licence in order to prevent persons leaving premises with an earlier terminal hour and attempting to gain entry to a premises with a later terminal hour. Most issues concerning Crime & Disorder including Noise Nuisance are when customers arrive at a premises and when they leave. Therefore Police would wish to see the last time of entry remain, although we are prepared to concede that could be moved to 02.00am

315: The premises are located on a busy thoroughfare and within very close proximity of many dwellings and have a number of outside tables on the north

elevation of the building. The tables are used by customers and in essence extend the total area of the premises by permitting licensable activities to continue outside the premises. It would be very difficult to keep this outside area sterile at times when there is a requirement for SIA Door Staff as the area abuts a public right of way. The premises in the past have fenced off the entire alley way and as this is a public right of way I advised the management of the premises that this was unacceptable. However Police are aware that the premises wish to extend the terminal hour and are prepared to concede that the use of the outside areas can be extended up to 00.00hrs.

Police have no objection to the granting of additional hours; however Police are not prepared to accept the amended wording for conditions 290 & 342 and wish this to be replaced with the following:

- That SIA registered Door Supervisor, one of whom shall be a female, shall be employed at all times after 22.00hrs and the terminal hour that the premises are in use under this licence and provided with Hand held metal detection units in order to ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants and Mechanical counting devices to ensure that the maximum accommodation limit of the premises is not exceeded.

Police would also require the following conditions to be placed on the varied premises licence:

- All SIA Staff are required to record their details, including SIA Badge number, in a booking on/off register
- A security search of the premises is conducted prior to opening to the public and a record kept of who conducted the search.
- 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'
- 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
- 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
- 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.

- 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
- That you shall require any regular and external promoters hiring the premises to complete the 'Venue Hire Agreement' provided by Southwark Council and, once completed, you shall ensure that a copy of the agreement is provided to the Police and Licensing Unit a minimum of fourteen days prior to the date of hire.
- That a Personal Licence holder is on the premises and on duty at all times that intoxicating liquor is supplied.
- That the Premises Licence holder and/or Designated Premises Supervisor join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.

Police would welcome the opportunity of a conciliation meeting should one be arranged.

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

Paul Compton PC294MD

Licensing Officer (Southwark North)

☎ Phone: 0207 232 6210

☎ Mobile: 07990901483

☎ Fax: 0207 232 6282

✉ E-mail: [paul.compton@met.police.uk](mailto:paul.compton@met.police.uk)

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

100  
APPENDIX D PAGE 4

**Ashenden, Kristie**

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**Subject:** FW: Licensing Act 2003: Blue Eyed Maid 173 Borough High Street London SE1  
**Importance:** High

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**From:** Compton Paul - MD  
**Sent:** 28 June 2010 09:12  
**To:** 'McArthur, Wesley'  
**Cc:** 'Barry Richards'  
**Subject:** Licensing Act 2003: Blue Eyed Maid 173 Borough High Street London SE1  
**Importance:** High

Dear Sir

Please see attached e mail which outlines a conciliated resolution as agreed with the applicant.

Provided the following is reflected in the final amended Premises Licence I am now in a position to withdraw my representation.

Regards

Paul Compton PC294MD  
Licensing Officer Southwark Borough  
☎ Phone: 0207 232 6210  
☎ Mobile: 07595011458  
☎ Fax: 0207 232 6282  
✉ E-mail: [paul.compton@met.police.uk](mailto:paul.compton@met.police.uk)  
✉ Mail: Licensing Office, Walworth Police Station,  
12/28 Manor Place Walworth London  
SE17 3BB  
(not protectively marked)

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**From:** Barry Richards [mailto:[barry.richards@TLTsolicitors.com](mailto:barry.richards@TLTsolicitors.com)]  
**Sent:** 25 June 2010 12:50  
**To:** Compton Paul - MD  
**Cc:** [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk)  
**Subject:** Licensing Act 2003: Blue Eyed Maid 173 Borough High Street London SE1

Paul,

I understand that you have met with the operator of the above premises and compromise has been agreed concerning the representation. I understand that you have withdrawn your request for a Personal Licence holder to be at the premises at all times.

Could you please confirm that on the basis of the below points you will be prepared to withdraw your representation?

28/06/2010

APPENDIX D PAGES

- Last entry time of 02:00h.
- The outside area will be permitted to be used until 01:00h
- A female door supervisor being employed.
- The signage you have requested will be displayed.
- The search policy that you have requested will be implemented.
- The drugs policy you have requested will be implemented (but they will need to be provided with a copy of this in order for them to be able to comply with it).
- The site already has a 31 day CCTV system in place so are agreeable to this condition.
- The third party promoter condition will be complied with.
- The premises will be a member of the pub watch scheme (they are already a part of the pub watch).

If these are the agreements that you believe have been made and you are agreeable to the withdrawal of your representation please let me know and I can formally advise the council of our clients agreement (I have copied them in on this email for information).

If you have any questions please do not hesitate to contact me.

I look forward to hearing from you soon.

Kind regards

**Barry Richards**  
Legal Assistant  
for TLT LLP

Direct Dial: 0117 917 7612  
Fax: 0117 917 7566  
[www.TLTsolicitors.com](http://www.TLTsolicitors.com)

TLT's London office has relocated to 20 Gresham Street from 24<sup>th</sup> May 2010. [Click here for details.](#)

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## APPENDIX E

**MEMO: Environmental Protection Team**


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**To** Regen.licensing;      **Date** 8<sup>th</sup> June 2010

**Copies**

**From** Alan P. Blissett      **Telephone** 020 7525 5766      **Fax** 020 7525 5728

**Email** Alan.Blissett@southwark.gov.uk

---

**Subject** Blue Eyed Maid 173 Borough High St . SE1 Ref 453196

The applicant seeks to vary the premises license to permit an additional hour for each of the operational activities on each day; this would permit terminal hour until 03.30 on Monday to Thursday nights 04.30 on Friday and Saturday nights and 02.30 on Sunday.

It is also proposed that a number of conditions be removed; of concern to Environmental Protection would removal of condition 308 which restricts new admission to no later than 01.00 and condition 315 which restrict use of the outside area until 00.00. The applicant offers additional prevention of public nuisance measures relating use of the external area after 00.00.

There is residential accommodation opposite the premises in Maple Court and Bridgate House Borough High Street and potential for both music sounds and people nuisance to cause disturbance. For that reason I do not believe that live and/or recorded music could be extended beyond the present terminal hours without it giving rise to complaint. Even if patrons could be contained behind closed doors every passage of departure including that for smoking has potential for breaching sound containment.

With regard to condition 308, this should be retained to the time conditioned of 0100 since it links with issue of breaching sound containment each and every time doors are opened.

With regard to condition 315 . The land to the side of the premises is I understand highway – Chapel Court, there is a regular incremental gathering of patrons in the area which both becomes blocked and very noisy as the evening progresses particularly in the summer, the existing condition provides a necessary measure to reduce the potential for public nuisance, removal or change to a later hour is likely to generate complaints which would be difficult to regulate. Indeed a further condition would be beneficial - not to permit any live or recorded music to be played on or broadcast to the external are; following complaint last year external speakers had to be removed from the location.

In conclusion therefore I would object to the extension of hours for live and recorded music on each and every day, and to the removal or modification of conditions 308 and 315.

**Alan Blissett - Principal Environmental Protection Officer**

# APPENDIX F.

**McArthur, Wesley**

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**Subject:** FW: Re Blue Eyed Maid PH 173 Borough High Street

**From:** Jeffrey, Andy (Env+Lei) [mailto:Andy.Jeffrey@SOUTHWARK.GOV.UK]

**Sent:** 24 May 2010 11:17

**To:** Barry Richards

**Cc:** Read, Kirty

**Subject:** Re Blue Eyed Maid PH 173 Borough High Street

Dear Sirs,

Your ref; 30REG3/BRO1/077345/005412

I refer to the Application to vary a premise licence made under the Licensing Act 2003 you recently sent to this Service in respect of the Blue Eyed Maid Public House, 173 Borough High Street, London, SE1 1HR

As you are aware, Trading Standards are able to make representations to the Licensing Authority in respect of this application particularly with respect to the Licensing objective, the Protection of Children from Harm.

Southwark's Licensing Policy states that it expects the operating schedule submitted by each applicant to fully address the steps that the applicant intends to take in order to ensure the protection of children from harm.

In our view, the proposed conditions submitted does not sufficiently outline the particular steps the applicant intends to take to ensure this licensing objective is met and we are of the opinion that, the applicant has not demonstrated compliance with this objective.

There are a number of measures which can be put into place which can help to address this licensing objective including asking for proof of age cards, staff training and signage in respect of restrictions on the sale of alcohol.

I invite the applicant to submit additional information which will outline the steps they intend to take in this area and when this is received we will reconsider our representations to the Licensing Authority.

I would be happy to receive any additional information by email and it is not necessary to re-submit any forms.

I have attached for your information recommended conditions that we find acceptable.

Please do not hesitate to contact me if you wish to discuss this matter further.

<<RecommendedConditions to be Attached to Licence.doc>>

Yours sincerely

*Andy Jeffrey  
Principal Enforcement Officer  
Trading Standards Service*

020 7525 2958

## Ashenden, Kristie

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**From:** Read, Kirty  
**Sent:** 28 June 2010 10:27  
**To:** Ashenden, Kristie  
**Subject:** FW: Licensing Act 2003: Blue Eyed Maid, 173 Borough High Street, London, SE1

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**From:** Jeffrey, Andy (Env+Lei)  
**Sent:** 02 June 2010 08:39  
**To:** 'Barry Richards'  
**Cc:** Read, Kirty  
**Subject:** RE: Licensing Act 2003: Blue Eyed Maid, 173 Borough High Street, London, SE1

Barry,

Thank you for the information below.

We will now not be making any Trading Standards representations regarding this application.

Many thanks

Andy

*Andy Jeffrey  
Principal Enforcement Officer  
Trading Standards Service*

*020 7525 2958  
andy.jeffrey@southwark.gov.uk*

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**From:** Barry Richards [mailto:barry.richards@TLTsolicitors.com]  
**Sent:** 01 June 2010 20:27  
**To:** Jeffrey, Andy (Env+Lei)  
**Subject:** Licensing Act 2003: Blue Eyed Maid, 173 Borough High Street, London, SE1

Andy,

I write further to you email of 24 May concerning your concerns over child protection measures at the above premises.

Our client has confirmed they are prepared to undertake the following measures;

- A challenge 21 policy will be employed whereby those individuals who appear to be under the age of 21 and are attempting to purchase alcohol will be asked for identification. The only type of identification that will be accepted is a photo driving licence, passport or PASS accredited identification.
- Staff will be trained in the challenge 21 policy and records will be kept.
- Signs will be erected informing that alcohol will not be sold to under 18's and advising of the challenge 21 policy.

28/06/2010

I hope this is sufficient to satisfy any concerns that you may have.

If you have any questions please do not hesitate to contact me.

Kind regards

**Barry Richards**

Legal Assistant  
for TLT LLP

Direct Dial: 0117 917 7612

Fax: 0117 917 7566

[www.TLTsolicitors.com](http://www.TLTsolicitors.com)

TLT's London office has relocated to 20 Gresham Street from 24<sup>th</sup> May 2010. [Click here for details.](#)

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FILE COPY

Punch Taverns  
Jubilee House  
Second Avenue  
Burton Upon Trent  
Staffordshire  
DE14 2WF

**Licensing Unit**  
Direct Line: 020 7525 5754  
Direct Fax: 020 7525 5705

30th July 2009

Dear Sir/Madam

**RE: THE LICENSING ACT 2003 – WARNING LETTER  
(BLUE EYED MAID, 173 Borough High Street, London, SE1 1HR)**

On 24th July 2009 at 23.10 Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

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

During the inspection the officers witnessed the following:

- The Premises Licence Summary (or certified copy) was not on display and the Premises Licence (or certified copy) was not kept at the premises. This is in breach of Sections 57(2) & (3) of the Licensing Act 2003. If you need a replacement, please send a cheque to Southwark Council for £10.50.

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

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

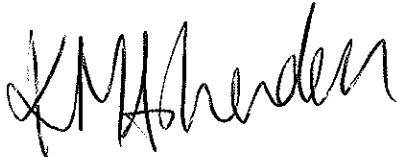
If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

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

**Licensing Unit** - Environment & Housing, Chaplin Centre, Thurlow Street, London SE17 2DG  
**Switchboard** - 020 7525 5000 **Website** - [www.southwark.gov.uk](http://www.southwark.gov.uk)  
**Strategic Director Environment & Housing** - Gill Davies  
**Register to vote.** Complete the forms delivered to your home. Information: 020 7525 7373

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk) or by telephone on 020 7525 5754 between the hours of 9.00 and 17.00, Monday to Friday. Alternatively you can write or visit us at the above address.

Yours sincerely,



Kristie Ashenden  
Principal Licensing Officer  
[kristie.ashenden@southwark.gov.uk](mailto:kristie.ashenden@southwark.gov.uk)

## APPENDIX H

Punch Taverns  
Jubilee House  
Second Avenue  
Burton Upon Trent  
Staffordshire  
DE14 2WF

FILE COPY

**Licensing Unit**  
Direct Line: 020 7525 5754  
Direct Fax: 020 7525 5705

7th September 2009

Dear Sir/Madam

**RE: THE LICENSING ACT 2003 – RE-VISIT COMPLIANCE  
(BLUE EYED MAID, 173 Borough High Street, London, SE1 1HR)**

Following the warning letter that was sent to you on the 30th July 2009, Licensing Enforcement Officers re-inspected your premises on 4th September 2009 to check on compliance.

I am pleased to confirm that at the time of our visit the premises was found to be operating in full compliance with terms and conditions of the premises licence.

As a result of the above, the premises has been placed in the 'C' risk category and will be inspected again in 1 year or following a complaint whichever is the soonest.

Should you require any assistance or advice, please contact us by email at [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk) or by telephone on 020 7525 5754 between the hours of 9.00 and 17.00, Monday to Friday. Alternatively you can write or visit us at the above address.

Yours sincerely,



Kristie Ashenden  
Principal Licensing Officer  
[kristie.ashenden@southwark.gov.uk](mailto:kristie.ashenden@southwark.gov.uk)

Date 28/6/2010



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<p><b>Distribution List</b></p> <p><b>Open</b></p> <p><b>Licensing Sub-Committee</b></p>	<p><b>MUNICIPAL YEAR 2010-11</b></p> <p><b>Date of Meeting: Wednesday 7 July 2010</b></p> <p><b>Time: 10.00am</b></p>
<p><b>Note:</b> Original held in Constitutional Team; all amendments/queries to Sean Usher, Constitutional Team, Tel: 020-7525-7222.</p>	
<p><b>Councillors (1 Copy Each)</b></p>	<p><b>Applicants and Interested Parties</b></p>
<p>Councillor Lorraine Lauder (Chair) Councillor Catherine Bowman Councillor Norma Gibbes</p> <p>Councillor Eliza Mann (Reserve)</p> <p><b>Officers</b></p> <p>Felix Rechtman, Legal Services, Tooley Street Sean Usher, Tooley Street (Hub 4 ) 2<sup>nd</sup> Floor (2 copies) Kate Heap, Legal Services, Tooley Street</p> <p><b>Officers – (Notified by Email)</b></p> <p>Kristie Ashenden, Licensing Team, Chaplin Centre Alan Blissett, Environmental Protection Team Wesley McArthur, Licensing Team, Chaplin Centre</p> <p><b>Ward Councillors (Notified by Email)</b></p> <p>Cathedrals and Chaucer</p> <p>Press Officer (By Email)</p>	<p><b>Item 5 – Raffaello</b></p> <p>Applicant and interested parties details on file.</p> <p><b>Application 6 – Blue Eyed Maid</b></p> <p>Applicant and interested parties details on file.</p>
<p><b>Total Copies to be printed: 22</b></p> <p><b><u>PLEASE BRING YOUR PAPERS TO THE MEETING.</u></b></p>	<p><b>Total copies to be circulated: 17</b></p> <p><b>All spares to be delivered to Sean Usher, C/o Town Hall Post Room</b></p> <p><b>Day of Despatch: 29 June 2010</b></p>