

Licensing Sub-Committee

Tuesday 25 October 2016
10.00 am

Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

Membership

Councillor Adele Morris (Vice-Chair, in the Chair)
Councillor Sunil Chopra
Councillor Lorraine Lauder MBE

Reserves

Councillor Eliza Mann

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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

Babysitting/Carers allowances

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

Access

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

Contact

Andrew Weir on 020 7525 7222 or email: andrew.weir@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Eleanor Kelly

Chief Executive

Date: 17 October 2016



Licensing Sub-Committee

Tuesday 25 October 2016
10.00 am

Ground Floor Meeting Room G02C - 160 Tooley Street, London SE1 2QH

Order of Business

Item No.	Title	Page No.
	PART A - OPEN BUSINESS	
1.	APOLOGIES	
	To receive any apologies for absence.	
2.	CONFIRMATION OF VOTING MEMBERS	
	A representative of each political group will confirm the voting members of the committee.	
3.	NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	DISCLOSURE OF INTERESTS AND DISPENSATIONS	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	LICENSING ACT 2003: PIZZA PICK UP, 64 PECKHAM RYE, LONDON SE15 4JR	1 - 36
	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

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

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

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

Date: 17 October 2016

Item No. 5.	Classification: Open	Date: 25 October 2016	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Pizza Pick Up, 64 Peckham Rye, London SE15 4JR	
Ward(s) of group(s) affected		Livesey	
From		Strategic Director of Environment and Leisure	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Mr Nick Stratton for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Pizza Pick Up, 64 Peckham Rye, London SE15 4JR.
2. Notes:
 - a) This application forms a new application for a premises licence, submitted under Section 17 of the Licensing Act 2003. The application is subject to representations from responsible authorities and is therefore referred to the sub-committee for determination.
 - b) Paragraphs 8 to 11 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 12 to 20 of this report deal with the representations submitted in respect of the application. Copies of the representations submitted are attached to this report in Appendices B and C. A map showing the location of the premises is attached to this report as Appendix D.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:

- The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - 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 premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 31 August 2016 Mr Nick Stratton applied to this council for the grant of a premises licence in respect of Pizza Pick Up, 64 Peckham Rye, London SE15 4JR. The premises are described as being a ground floor pizza restaurant with approximately 30 covers.

9. The application and is summarised as follows:

The provision of live music, recorded music and late night refreshment

- Monday to Sunday from 23:00 to 00:00 (midnight)

The supply of alcohol to be consumed on the premises

- Monday to Sunday from 10:00 to 00:00

Opening hours

- Monday to Sunday from 10:00 to 00:00.

10. The proposed designated premises supervisor of the premises is Mr Nick Stratton who has been granted a personal licence by L.B. Westminster.
11. The premises licence application form provides the applicant's operating schedule. Parts E, F, I, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any

licence granted subsequent to the application. A copy of the application and additional pages amending the application are attached to this report in appendix A.

Representations from responsible authorities

12. Representations have been submitted by the Metropolitan Police Service and this council's public health directorate and trading standards team.
13. The Metropolitan Police Service's representation notes that the premises are intended to operate as a restaurant and that restaurant premises are considered less likely to impact on the licensing objectives than vertical drinking establishments. The representations also notes and welcomes the control measures offered by the applicant. Notwithstanding the above, the police recommend that all licensable activities save for late night refreshment cease at least 30 minutes prior to the premises closing, that a condition is imposed to ensure alcohol sales are ancillary to food sales, that off sales are sold in a sealed container and that a control measure offered by the applicant pertaining to lost property is removed from the application as it is not congruent with current police policy.
14. The public health directorate's representation has been submitted in respect of the prevention of crime and disorder, the prevention of public nuisance and the protection of public safety licensing objectives. The representation is concerned with the proposed hours for the sale of alcohol and states that that increased hours of alcohol sales are associated with increased alcohol consumption, alcohol related injuries and alcohol related harm. The representation refers to this council's statement of licencing policy and the representation states that the policy recommends a closing time of 23:00 daily in respect of the premises. The representation suggests that alcohol sales cease at 23:00 daily and that off sales of alcohol are sold in sealed containers.
15. The trading standards team's representation has been submitted in respect of the prevention of children from harm licensing objective. The Trading Standards service suggests various conditions that should be included in any licence issued subsequent to the application. In regards to deliveries of alcohol the Trading Standards service wants to know what checks are to be carried out to ensure the person who receives any alcohol is 18 years old or over.
16. Copies of the representations submitted by the responsible authorities are attached in Appendix B.

Representations from other persons

17. Four representations have been submitted by other persons, those other persons all being local residents. The representations are relevant to all of the licensing objectives. In summary the representations are concerned that the proposed operation of the premises will lead to:
 - Severe noise nuisance
 - Increased levels of anti-social behaviour in the locale including urination, rowdy behaviour and littering
 - Increased waste in the locale (with the added effect of attracting vermin)
 - Odour pollution – caused by cooking odours and also cigarette smoke from customers who congregate to smoke in the locale
 - Increased drunkenness in the locale

- Waste glass being left in the locale and the attendant hazard it would cause
 - Increased risk to children's well being.
18. The representations also note that the locale is primarily residential, that there has been an increase in the number of similar establishments in the area and the addition of further licensed premises will exacerbate existing problems caused by licensed premises in the area.
 19. One of the representations refers the planning status of the premises. The sub-committee should not allow matters pertaining to planning consent issues to affect their decision making process as the planning process is entirely separate to that of licensing.
 20. Copies of the representations submitted by other persons are attached in Appendix C and are labelled as parties 1 to 4.

Conciliation

21. The applicant has been sent the representations that were submitted, and has been advised to address the concerns within the representations.
22. The applicant has indicated that he wishes to engage in conciliation, however at the time of the writing of this report all the representations remain outstanding and must be considered by the licensing sub-committee.
23. At the hearing to determine the application, if required, the licensing sub-committee will be updated as to any conciliation.

Premises history

24. No premises licence, or equivalent licence under prior legislation, has previously been granted in respect of the premises.

Temporary event notices (TENS)

25. No TENS have been submitted in respect of the premises.

Deregulation of entertainment

26. On 6 April 2015 entertainment became deregulated and as a result:
 - Live unamplified music is deregulated between 08:00 and 23:00 on any premises.
 - Live amplified music is deregulated between 08:00 and 23:00 at on-licensed premises provided the audience does not exceed 500 people. However, live music can become licensable in on-licensed premises if the licensing authority removes the effect of the deregulation following a licence review ('licence review mechanism').

Map

27. A map showing the location of the premises is attached to this report as Appendix D. The premises are identified at the centre of the map by a black diamond. The

following licensed premises are also shown on the map and have closing times as stated:

- **Full Garden, 230 Rye Lane, SE15 4NL** licensed for:
 - The provision of late night refreshment on Monday to Saturday between 23:00 and 00:00 (midnight)
- **Yilmaz Kebab, 277 Rye Lane, SE15 4UA** licensed for:
 - The provision of late night refreshment on Monday to Sunday between 23:00 and 05:00
 - Sale of alcohol to be consumed on the premises on Monday to Sunday between 11:00 and 23:00
- **Voodoo Rays, 285 Rye Lane, SE15 4UA** licensed for:
 - The provision of regulated entertainment and the sale of alcohol on Sunday to Thursday between 10:00 and 23:00 and on Friday and Saturday between 10:00 and 00:00
 - The provision of late night refreshment on Friday and Saturday between 23:00 and 00:00
- **Cheung's, 289 Rye Lane, SE15 4UA** licensed for:
 - The provision of late night refreshment on Monday to Sunday between 23:00 and 00:00.
- **Mr Bao, 293 Rye Lane, SE15 4UA** licensed for:
 - The sale of alcohol to be consumed on the premises on Monday to Sunday between 10:00 and 23:00.
- **Banh Banh, 46 Rye Lane, SE15 5BY** licensed for:
 - The sale of alcohol to be consumed on the premises on Tuesday to Saturday between 11:00 and 23:00 and on Sunday between 11:00 to 22:30.
- **The White Horse, 20 Peckham Rye, SE15 4JR** licensed for:
 - The provision of regulated entertainment and the sale of alcohol to be consumed on and off the premises on Monday to Thursday between 08:00 and 00:00, on Friday and Saturday between 08:00 and 01:00 the following day and on Sunday between 12:00 and 23:30.
 - The provision of late night refreshment on Monday to Thursday between 23:00 and 00:00, on Friday and Saturday between 23:00 and 01:00 the following day and on Sunday between 23:00 and 23:30.

- **Alpha Off Licence, 24 Peckham Rye, SE15 4JR** licensed for:
 - The sale of alcohol to be consumed off the premises on Monday to Sunday between 06:00 and 23:00.
- **Rye News, 34 Peckham Rye SE15 4JR** licensed for:
 - The sale of alcohol to be consumed off the premises on Monday to Saturday between 08:00 and 23:00 and on Sunday between 10:00 and 22:30.
- **Pedler Peckham Rye, 58 Peckham Rye, SE15 4JR** licensed for:
 - The provision of regulated entertainment and the sale of alcohol to be consumed on and off the premises on Monday to Sunday between 09:00 and 01:00.
 - The provision of late night refreshment on Monday to Sunday between 23:00 and 01:00.
- **Guerrilla, 38 Peckham Rye, SE15 4JR** licensed for:
 - The provision of regulated entertainment and the sale of alcohol to be consumed on and off the premises on Sunday to Thursday between 11:00 and 23:30 and on Friday and Saturday between 11:00 and 01:30.
 - The provision of late night refreshment on Sunday to Thursday between 23:00 and 23:30 and on Friday and Saturday between 23:00 and 01:30.
- **The Rye, 31 Peckham Rye, SE15 3NX** licensed for:
 - The provision of regulated entertainment and the sale of alcohol to be consumed on and off the premises on Monday to Thursday between 11:00 and 00:00, on Friday and Saturday between 11:00 and 01:00 the following day and on Sunday between 12:00 to 23:30.
 - The provision of late night refreshment on Monday to Thursday between 23:00 and 00:00, on Friday and Saturday between 23:00 and 01:00 the following day and on Sunday between 23:00 to 23:30.

Southwark council statement of licensing policy

28. Council assembly approved Southwark's statement of licensing policy 2016-20 on 25 November 2015. The policy came into effect on 1 January 2016.
29. Further sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
 - Section 3 - Purpose and Scope of the Policy. This reinforces the four licensing objectives and the fundamental principles upon which this Authority relies in determining licence applications.

- Section 5 – Determining Applications for Premises Licences and Club Premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local Cumulative Impact Policies. This sets out this authority’s approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of Operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The Prevention of Crime and Disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public Safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The Prevention of Nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The Protection of Children from Harm. This provides general guidance on the promotion of the fourth licensing objective.
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.
31. Within Southwark’s statement of licensing policy, the premises are identified as being within the Peckham major town centre area. The closing times recommended in the statement of licensing policy for restaurants in Peckham major town centre area are as follows:
- Sunday to Thursday till 00:00
 - Friday and Saturday till 01:00.
32. Takeaways are not subject to the Camberwell cumulative impact policy.

Resource implications

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

Consultation

34. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local

newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

Community impact statement

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

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

36. The sub-committee is asked to determine the application for a premises licence under section 17 of the Licensing Act 2003.
37. The principles which sub-committee members must apply are set out below.

Principles for making the determination

38. The general principle is that applications for premises licence applications must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.
39. 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.
40. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:
- To grant the licence subject to:
 - The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence.
 - To exclude from the scope of the licence any of the licensable activities to which the application relates.
 - To refuse to specify a person in the licence as the premises supervisor.
 - To reject the application.

Conditions

41. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.
42. The four licensing objectives are:
 - The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
43. 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.
44. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to night café and take away aspect of the license must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on day time operators.
45. Members are also referred to the Home Office revised guidance issued under section 182 of the Licensing Act 2003 on conditions, specifically section 10.

Reasons

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

Hearing procedures

47. 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.
48. This matter relates to the determination of an application for a premises licence under section 17 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

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

49. 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.
50. 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.
51. 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.
52. 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.
53. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when

considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.

The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Other persons must live in the vicinity of the premises. This will be decided on a case to case basis.

54. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
55. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Guidance

56. Members are required to have regard to the Home Office 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.

Strategic Director of Finance and Governance

57. The head of regulatory services has confirmed that the costs of this process over and above the application fee are borne by the service.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 Home Office Guidance to the Act Secondary Regulations Southwark statement of licensing Policy Case file	Southwark Licensing, C/O Community Safety & Enforcement, 160 Tooley Street, London, SE1 2QH	Kirty Read Tel: 020 7525 5748

APPENDICES

Name	Title
Appendix A	Application for a premises licence
Appendix B	Representations submitted by responsible authorities
Appendix C	Representations submitted by other persons
Appendix D	Map of the local area

AUDIT TRAIL

Lead Officer	Deborah Collins, Strategic Director of Environment and Leisure	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Dated	7 October 2016	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	No	No
Cabinet Member	No	No
Date final report sent to Constitutional Team	7 October 2016	

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

31/08/2016

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

Ref No. 673942

Name of Applicant

Please enter the name(s) who is applying for a premises licence under section 17 of the Licensing Act 2003 and am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

	Nick Stratton
--	---------------

Premises Details

Non-domestic rateable value of premises in order to see your rateable value click here (opens in new window)

£	5100
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

Postal address of premises or, if none, ordnance survey map reference or description

Address Line 1	64 PECKHAM RYE
Address Line 2	
Town	LONDON
County	
Post code	SE15 4JR
Ordnance survey map reference	
Description of the location	
Telephone number	

Applicant Details

Please select the capacity in which you are applying to convert your existing licence

	An individual or individuals
--	------------------------------

If you applying as an individual or non-individual please select one of the following:-

	I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
--	--

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

Details of Individual Applicant

Personal Details

Title	Mr
If other, please specify	
Surname	Stratton
Forenames	Nicholas
I am 18 years old or over	Yes

Current Address

Street number or Building name	
Street Description	
Town	
County	
Post code	

Contact Details

Daytime contact telephone number	
Email Address	

Do you wish to add a second individual applicant?

	No
--	----

Operating Schedule

When do you want the premises licence to start?

	30/09/2016
--	------------

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

--	--

General description of premises (see guidance note 1)

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

	Ground floor pizza restaurant with approximately 30 covers.
--	---

Please select the range of the number of people expected to attend the premises at any one time.

	Less than 5000
If 5,000 or more people are expected to attend the premises at any one time. Please state the number expected to attend	

Operating Schedule part 2

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

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

Provision of regulated entertainment

	e) live music
	f) recorded music

Provision of late night refreshment

	i) Late night refreshment
--	---------------------------

Supply of alcohol

	j) Supply of alcohol
--	----------------------

E - Live Music

Will the performance of live music take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

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

Please give further details here (Please read guidance note 3)

	Occasional amplified or unamplified live music to be played at a volume as not to impede patrons' conversation.
--	---

Standard days and timings for Live Music (Please read guidance note 6)

Day	Start	Finish
Mon	23:00	00:00
Tues	23:00	00:00
Wed	23:00	00:00
Thur	23:00	00:00
Fri	23:00	00:00
Sat	23:00	00:00
Sun	23:00	00:00

State any seasonal variations for the performance of live music (Please read guidance note 4)

--	--

Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed. (Please read guidance note 5)

	Christmas Eve 23.00 to 01.00 (Christmas Day) New Year's Day 23.00 to 01.00 (New Year's Day) Valentine's Day 23.00 to 01.00 (Following Day)
--	--

F - Recorded Music

Will the playing of recorded music take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Recorded music to be played at a volume as not to impeded patrons' conversation
--	---

Standard days and timings for Recorded Music (Please read guidance note 6)

Day	Start	Finish
Mon	23:00	00:00
Tues	22:00	00:00
Wed	23:00	00:00

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

Thur	23:00	00:00
Fri	23:00	00:00
Sat	23:00	00:00
Sun	23:00	00:00

State any seasonal variations for playing recorded music (Please read guidance note 4)

--	--

Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed. (Please read guidance note 5)

	Christmas Eve 23.00 to 01.00 (Christmas Day) New Year's Day 23.00 to 01.00 (New Year's Day) Valentine's Day 23.00 to 01.00 (Following Day)
--	--

I - Late Night Refreshment

Will the provision of late night refreshment take place indoors or outdoors or both? (Please read guidance note 2)

	Indoors
--	---------

Please give further details here (Please read guidance note 3)

	Provision of table meals in a restaurant
--	--

Standard days & timings for Late night refreshment (Late night start time is from 23.00, see guidance notes 6)

Day	Start	Finish
Mon	23:00	00:00
Tues	23:00	00:00
Wed	23:00	00:00
Thur	23:00	00:00
Fri	23:00	00:00
Sat	23:00	00:00
Sun	23:00	00:00

State any seasonal variations for the provision of late night refreshment (Please read guidance note 4)

--	--

Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed. Please list, (Please read guidance note 5)

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

	Christmas Eve 23.00 to 01.00 (Christmas Day) New Year's Day 23.00 to 01.00 (New Year's Day) Valentine's Day 23.00 to 01.00 (Following Day)
--	--

J - Supply of Alcohol

Will the supply of alcohol be for consumption (Please read guidance note 7)

	Both
--	------

Standard days and timings for Supply of alcohol (Please read guidance note 6)

Day	Start	Finish
Mon	10:00	00:00
Tues	10:00	00:00
Wed	10:00	00:00
Thur	10:00	00:00
Fri	10:00	00:00
Sat	10:00	00:00
Sun	10:00	00:00

State any seasonal variations for the supply of alcohol (Please read guidance 4)

--	--

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed. Please list, (Please read guidance note 5)

	Christmas Eve 23.00 to 01.00 (Christmas Day) New Year's Day 23.00 to 01.00 (New Year's Day) Valentine's Day 23.00 to 01.00 (Following Day)
--	--

Please upload the consent form completed by the proposed premises supervisor

	PTDC0003.JPG
--	------------------------------

Premises Supervisor

Full name of proposed designated premises supervisor

First names	Nicholas
Surname	Stratton

Address of proposed designated premises supervisor

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

Street number or Building name	
Street Description	
Town	
County	
Post code	

Personal licence number of proposed designated premises supervisor, if any,

Personal licence number (if known)	
Issuing authority (if known)	Westminster Licensing Authority

K

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)

	Not applicable
--	----------------

L - Hours premises are open to public

Hours premises are open to the public (standard timings Please read guidance note 6)

Day	Start	Finish
Mon	10:00	00:00
Tues	10:00	00:00
Wed	10:00	00:00
Thur	10:00	00:00
Fri	10:00	00:00
Sat	10:00	00:00
Sun	10:00	00:00

State any seasonal variations (Please read guidance note 4)

--	--

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed. Please list, (Please read guidance note 5)

	Christmas Eve 10:00 to 01.00 (Christmas Day) New Year's Day 10:00 to 01.00 (New Year's Day) Valentine's Day 10:00 to 01.00 (Following Day)
--	--

M - Steps to promote four licencing objectives

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

	The applicant has a professional and responsible approach to the operation of the premises, as well as a full understanding of the obligations a Premises Licence Holder must uphold in relation to promoting the licensing objectives.
--	---

b) the prevention of crime and disorder

	<ul style="list-style-type: none"> • A CCTV system to be installed at the premises to be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises and general overview of inside and outside areas. • CCTV images to be retained on the system hard drive for a minimum of 31 days and be produced as a download on the request of the police or an authorised Licensing Officer. A member of staff to be available at all times, the premises are open, to provide this service. • Should the CCTV system be faulty or not working then the police and the Licensing Authority will be informed immediately. • A4 sized warning notice will be displayed at the entrance advising that CCTV is in operation. All signs must comply with the requirements of the Data Protection Act 2002. • Membership of the local Pub Watch or similar organisation operating in the area of the premises will be maintained and the licence holder or their representative must attend meetings and participate in all relevant initiatives. • A Refusal Register of refused sales of alcohol to be maintained in order to demonstrate effective operation of the Challenge 21 Policy. The register shall be clearly and legibly marked on the front cover as a Register of Refused Sales, with the address of the premises and with the name of the Premises Licence Holder. • The Refusal Register should contain the date and time of the incident, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. • The register to be kept and be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) to check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate, take corrective action in a timely manner if the register is not being completed correctly. Further, any evidence of patterns of refusals in relation to both patrons and staff that are identified will be brought to the attention of the employee(s) for rectification. • The register shall be made immediately available for inspection at the premises to council or police officers on request. • No customers will be permitted to take open containers of alcoholic or soft drinks from the premises. • All lost property, especially passports, other ID and personal documents found at the premises will be handed in to the nearest police station. • Persons authorised to sell alcohol at the premises to be clearly identified on a list signed by the Designated Premises Supervisor. This authorisation list will be clearly displayed in the staff area only
--	--

c) public safety

	<ul style="list-style-type: none"> • All staff employed at the premises will be specifically trained in the importance of the Mandatory Conditions detailed in The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014, namely: 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. Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence; The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any
--	--

irresponsible promotions in relation to the premises, being the following activities: games or other activities which require or encourage, or are designed to require or encourage, individuals to drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or drink as much alcohol as possible (whether within a time limit or otherwise); provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

The responsible person at the premises must ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy

The policy must require individuals who appear to the responsible person to be under 21 years of age to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark, or an ultraviolet feature, to demonstrate they are 18 years or older. (The premises will accept the following identification: a current passport, a current driving licence card or a Proof of Age Standards Scheme card as evidence of age.)

The responsible person must ensure that where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures: beer or cider: 1/2 pint; gin, rum, vodka or whisky: 25ml or 35ml; and still wine in a glass: 125 ml; these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

The relevant person will ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. 2. For the purpose of the condition set out in paragraph (1): (a) duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (b) "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where- (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence (i) the holder of the premises licence; (ii) the designated premises supervisor in respect of such a licence; or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994. 3. Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny. 4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax; (2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

- The Premises Licence Holder or individuals authorised by the Premises Licence Holder to check the premises before it opens to the public, to ensure there are no risks to patrons and that all safety precautions are in place.
- The Premises Licence Holder will ensure that all staff receive appropriate training concerning emergency and general safety precautions and procedures. In

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

	<p>particular, all staff will be trained in evacuating patrons in the event of fire, terrorist threat or similar event.</p> <ul style="list-style-type: none"> • The licence holder will ensure that all staff are trained and aware of their social and legal obligations and their responsibilities regarding the sale of alcohol. • The telephone numbers of local taxi operators will be prominently displayed at the premises for the benefit of customers. Display information to customers with regards to safe options for travelling home such as Cabwise. Information will include access to licensed taxi cabs or licensed private hire vehicles, the location of taxi ranks and public transport facilities including night bus options. Provide a free taxi phone service. • All empty bottles and glassware will be removed from tables on a regular and frequent basis. • The electrical system at the premises, including portable appliances will be inspected and tested annually by a competent person and a satisfactory safety report obtained. A competent person will be a suitably qualified electrician who is registered with the ECA or NICEIC. • All safety certificates and inspection reports must be kept on site and made available for inspection by officers of relevant statutory bodies. • The fire safety measures, extinguishers and the like, provided on the premises, must be maintained in good working order, • A fire detection system should be in place at the premises and should be fully functional at all times. The system should be tested regularly with records kept and made available for inspection. • An adequate and appropriate supply of first aid equipment and materials will be available on the premises. • The premises will adopt the Portman Group Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks and comply with the Portman Group Retailer Bulletin Alert. • An accident book will be kept, in order to record all accidents or incidents and made available for inspection by authorised officers
--	---

d) the prevention of public nuisance

	<ul style="list-style-type: none"> • A prominent, legible notice requesting patrons to leave the premises and the area quietly must be displayed at the exit. • The sound limiting device will be set to ensure that the maximum levels of volume and bass permitted by the amplification system ensure any music, speech or song from licensed entertainment is not audible at nearby residential premises or causes a public nuisance in the vicinity of the premises. • No music or speech will be played by external speakers at any time. • External lighting for the premises will be turned off after the premises are closed to the public. • The depositing of waste glass / earthenware into external waste receptacles shall not take place between 23:00 and 07:00 the following day. • Alcohol for consumption off the premises will only be supplied in sealed containers. • The applicant shall properly present and place out all waste for collection no earlier than one hour before the scheduled collection times. • Extraction systems at the premises shall be maintained in full working order at all times that the premises are in operation. The extraction systems shall be inspected at least once annually by a person qualified to do so to ensure that they are in full working order. Any record or certification of such inspections shall be kept at / be available at the premises and shall be made available to officers of the council or police on request.
--	--

e) the protection of children from harm

	<ul style="list-style-type: none"> • A 'Challenge 21' Scheme to be operated as detailed in The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014. (Public Safety objectives supra) • Prominently advertise the 'Challenge 21' scheme at the premises so that customers are aware, in particular, display proof of age signs at the point of sale. • All staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the 'Challenge 21' scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all
--	--

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

	<p>times and be made immediately available for inspection at the premises to council or police officers on request.</p> <ul style="list-style-type: none"> • The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received. • Regular refresher training will take place at intervals of not less than three months
--	---

Please upload a plan of the premises

	PTDC0001.JPG
--	--------------

Please upload any additional information i.e. risk assessments

--	--

Checklist

	<p>I have enclosed the plan of the premises. I understand that I must now advertise my application. I understand that if I do not comply with the above requirements my application
 will be rejected.</p>
--	---

Declaration

I agree to the above statement

	I agree
PaymentDescription	
AuthCode	
LicenceReference	
PaymentContactEmail	

The information you provide will be used fairly and lawfully and Southwark Council will not knowingly do anything which may lead to a breach of the Data Protection Act 1998.

утро красивые



The Licensing Unit
Floor 3
160 Tooley Street
London
SE1 2QH

Metropolitan Police Service
Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL

Tel: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/ 2870/16

Date: 28/09/2016

Re:- Pizza PickUp 64 Peckham Rye SE15 4JR

Dear Sir/Madam

Police are in possession of an application from the above for a new premises licence, the application is for the sale of alcohol on and off the premises, regulated entertainment by the way of live and recorded music and late night refreshment.

Premises open to the public Mon-Sun 10:00 to 00:00

Supply of alcohol Mon-Sun 10:00 to 00:00

Regulated Entertainment Mon-Sun 23:00 to 00:00

Late night refreshment Mon-Sun 23:00 to 00:00

This application relates to a restaurant type premises, the question must be asked as to why a restaurant would be applying for the regulated entertainment, although I acknowledge that due to de-regulation this only applies for the last hour that the premises is open to the public.

It should also be noted that the licensable activities as per the application cease at the same time that the premises are open to the public. Police recommend that all licensable activities save for late night refreshment cease at least 30 minutes prior to the premises closing to the public. This allows for the steady dispersal of patrons and gives customers sufficient time for drinking up, and prevents the rapid consumption of alcohol towards the end of the trading hours.

The applicant has offered a number of control measures in section b of the operating schedule under the heading of **the prevention of crime and disorder**.

Police welcome these conditions, in particular those relating to the provision of CCTV. There is one control measure offered that are not relevant and should not form part of the licence conditions.

All lost property, especially passports, other ID and personal documents found at the premises will be handed in to the nearest Police Station.

Police no longer accept lost property and therefore this condition is not required.

A restaurant premise is considered less likely to impact on the licensing objectives due to the particular style of operation, i.e. it not being a vertical drinking establishment, with the consumption of alcohol is ancillary to those patrons eating at the venue.

Police would like to see a condition on the licence that restricts the sale of alcohol to those dining at the restaurant as follows.

Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such person as an ancillary to their meal or as off sales sold in a sealed container

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

Yours Sincerely

Pc Ian Clements 362MD

Southwark Police Licensing Unit

Tel: 0207 232 6756

From: Sharpe, Carolyn **On Behalf Of** Public Health Licensing
Sent: Thursday, September 29, 2016 5:42 PM
To: Regen, Licensing
Cc: Public Health Licensing
Subject: RE: RE: 855485 - 64 Peckham Rye, LDO - 30/09/16

To whom it may concern:

Re: 64 Peckham Rye, London SE15 4JR

On behalf of the Acting Director of Public Health for Southwark (a responsible authority under the Licensing Act 2003) I wish to make representation in respect of the above.

The representation is made in respect of the following licensing objective(s):

- The prevention of crime and disorder
- Prevention of public nuisance
- Public safety

General Comments

The applicant requests a new licence for the sale of alcohol on and off the premises between the hours of 10:00 – 00:00 daily.

I have concerns regarding the hours of alcohol sales requested. I would request an earlier end time of alcohol sales. Research suggests that increased hours of alcohol sales are associated with increased alcohol consumption, increased alcohol-related injuries, and increased alcohol-related harm. Furthermore, Southwark recommends an end time for alcohol sales of 23:00 daily for a premises in this location in its Statement of Licensing Policy.

I would also like justification as to the request for off sales of alcohol and would suggest that these be permitted only in sealed containers and ancillary to a takeaway meal.

Recommendations

- I recommend an end time for alcohol sales of 23:00 daily as per Southwark's Statement of Licensing Policy
- I recommend off sales of alcohol are only permitted in sealed containers to be consumed away from the premises and be ancillary to a takeaway meal

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

Yours faithfully,
Carolyn Sharpe
on behalf of Dr Jin Lim, Acting Director of Public Health

From: Masini, Bill bill.masini@southwark.gov.uk
Sent: Wednesday, September 28, 2016 4:24 PM
To: Regen, Licensing
Cc: Tear, Jayne
Subject: Application for new licence - Pick up Pizza 64 Peckham Rye SE15 4JR

As a Responsible Authority under The Licensing Act, Trading Standards are in receipt of the application for a premise licence for Pick up Pizza at 64 Peckham Rye SE15 4JR and respond accordingly under the Licensing objectives of The Protection of Children from harm.

Trading Standards welcome the statements in the application to promote the four licensing objectives and for completeness and clarity would like to see the following conditions on the licence to address the potential for harm of selling alcohol to children and their well being.

- That a challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.
- That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
- That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. On a monthly basis, the Designated Premises Supervisor (DPS) shall check the register to ensure it is being properly completed. The DPS shall sign and date the register to that effect and where appropriate take corrective action in a timely manner if the register is not being completed correctly. The register shall be made immediately available for inspection at the premises to council or police officers on request.
- In all areas where there is consumption of food and drink on the premise, any children must be accompanied and supervised by a responsible adult.
- There shall be no children on the premise after 10pm.

If the business is to also deliver pizzas and alcohol, Trading Standards would like to know what checks are to be carried out to ensure the person who receives any alcohol is 18 or over.

Bill Masini - Trading Standards Officer

Southwark Council Trading Standards | Environment & Leisure

3rd Floor Hub 1, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 2629 | Fax 020 7525 5735 | Call Centre 020 7525 2000

Visit our web pages www.southwark.gov.uk/TradingStandards

Need clear practical consumer advice? Visit Consumer Direct at www.direct.gov.uk/consumer

Party 1

20 Sept 2016

Southwark Council Licensing Service
 Floor 3, Hub 2
 PO BOX 64529
 London
 SE1P 5LX

CC: Alison Brittan (Southwark Planning Department)

Dear Southward Licensing Team,

I wish to make a formal representation regarding the following new premises license application under Section 17 of the licensing act 2003 in respect of **Nicholas Stratton, Pizza Pick Up, 64 Peckham Rye, SE15 4JR.**

Licence number: 855485
 Applicants name: Nicholas Stratton
 Representations deadline: 30/09/16

There are three associated applications as listed below:

1) Licensable activities indicated by a blue paper application on premises door:

Live Music	Mon-Sun 23:00 to 00:00
Recorded Music	Mon-Sun 23:00 to 00:00
Late night refreshment	Mon-Sun 23:00 to 00:00
Supply of Alcohol	Mon-Sun 10:00 to 00:00
(Non-standing timings to all of the above to be extended to 01:00 on Christmas Eve, New Years Eve and Valentines Day.	

2) Licensable activities indicated by a 2nd blue paper application on premises door:

	Days	Start Time	Finish Time
The supply of alcohol	Mon-Sun	10:00	00:00
The provision of regulated entertainment	Mon-Sun	23:00	00:00
The provision of late night refreshment	Mon-Sun	23:00	00:00
Opening hours	Mon-Sun	10:00	00:00

3) Proposed licensable activities indicated on Southwark licensing register:

<http://app.southwark.gov.uk/Licensing/LicPremisesAppliedDetails.asp?systemkey=855485>

Late night refreshment (indoors)	Mon-Sun 23:00 to 00:00
Live music (indoors)	Mon-Sun 23:00 to 00:00
Recorded music (indoors)	Wed-Mon 23:00 to 00:00 Tues 22:00 to 00:00
Sale by retail of alcohol to be consumed off premises	Mon-Sun 10:00 to 00:00
Sale by retail of alcohol to be consumed on premises	Mon-Sun 10:00 to 00:00
Opening hours	Mon-Sun 10:00 to 00:00

My Planning / Licence application concerns:

- The retail unit has been operating and established as a hairdresser (A1), it is probable that it's been a hairdresser for over ten years; I believe this to be the established use. I have lived [REDACTED] since 2007.
- A planning application was approved in 1999 to change from A1 Retail to A3 Hot food take-away. I have not witnessed a Hot food take-away or restaurant operating at this address during the entire period that I have lived next door.
- If the 'A3 Hot food takeaway use' does still apply its therefore a hot food take-away so why would the premises have licensing that reflects a late night bar/restaurant?
- I have concerns that planning regulations have been breached, and the appropriate planning permission has not yet been approved, as building works to convert this to a restaurant/bar have already commenced with extraction and flu already constructed to the rear of the property on a single story flat roof very close to residents property including my own home. I have been unable to find a pending or approved planning application on Southwark's website. My urgent concerns have been raised today with Dennis Sangweme and Alison Brittain of Southwark's Planning division.
- **As a member of the immediate local community I find it incredibly unacceptable that this building work and this licence application has gone ahead with NO FORMAL COMMUNICATION or consultation with the local residents, which I thought was a formal process under the Town and Country Planning Act 1990.**

I live [REDACTED] and I strongly object to the licence application on the grounds of disturbance, noise and anti-social behaviour as well as the ambiguity of what this premises will be, as its also not clear if customers can purchase alcohol or late night refreshment 'without' purchasing food. So there is ambiguity as to whether he is opening a deli; a restaurant; a hot food take-away; or a bar/music venue.

I would like to make the following representations:

1. The sale of alcohol **on** and **off** the premises and late night refreshments until midnight every day will increase the opportunity for crime and disorder in this community. Eg Street drinking, urinating in public, litter, increased noise and disturbances and anti-social behaviour.
2. The sale of alcohol **on** and **off** the premises and late night refreshments until midnight every day will increase the risk to Public safety. This is a very small premises with no outside space so if alcohol is allowed off the premises there is a risk of street drinking. I have concerns about litter, extra waste accumulating in the street outside and close to the premises, and increased noise including kitchen extraction (noise and cooking smells), disturbances and anti-social behaviour which all are a risk to public safety.
3. The live and regulated entertainment and the alcohol licence till midnight, as well as the kitchen extraction will be a noise nuisance to local residents including children, living immediately above, next door & directly behind the premises, in terms of noise from the venue, and from people exiting the premises late at night and moving through the local area, as well as the removal of empty bottles for refuse collection from the premises which can create high levels of noise throughout the day and night. The noise & smell from kitchen extraction will also affect our lives and I consider this a disturbance and a nuisance.
4. These premises are in a residential area, with residents including children living immediately above, next door and directly behind the premises as well as within 100 metres of a new primary school which is being built this year (Bellenden Road Primary School) so this conflicts with planning objection 'The protection of children from harm' as the risk of increased noise and anti-social behaviour alone is a risk to their physical and mental health, not to mention all the other risks mentioned above.

The applicant **Nicholas Stratton** has informed me verbally when I challenged him in the street, that he is applying for live music and regulated entertainment activities to cover him 'only' in the event of **spontaneous performance by customers of music, singing or dancing e.g. singing 'Happy Birthday'**. I understand this activity is an un-regulated activity and therefore not licensable.

He has not yet verbally confirmed any other details about what kind of entertainment activity his business will be providing. He has also stated verbally that these premises will be an Italian deli, serving hot pizza by the slice (sounds like a hot food take away) and a showroom for his Pizza Ovens for which he is an established pub/restaurant industry supplier/distributor.

He had not mentioned verbally, (prior to the paper licence application being posted on his door) when I challenged him in the street, (about what he was building) of his intention to apply for an alcohol licence, or that the premises would operate till midnight every day of the week. I find this extremely unacceptable, as this should be covered during the formal planning consultation and communication with the local residents in the immediate vicinity.

At this current time I would be grateful if my name and address were kept anonymous.

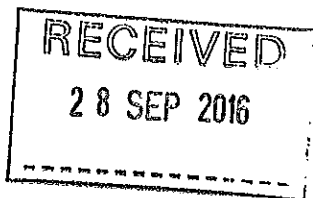
This letter has also been sent by post and email.

I look forward to hearing from you.

Yours sincerely

[REDACTED]

[REDACTED]



20th September, 2016

Objection to License Application: 855485

Dear Southwark Licensing Team:

I am writing to object to the license application (ref: 855485) from "Pizza PickUp". As a local resident who lives a few doors down, I am objecting to prevent the further increase in nuisance, noise and disorder on Peckham Rye.

Under the terms of the application, the venue is looking to sell alcohol both outdoors and indoors until 00.00. This is a concern for me as my property has been adversely affected by the increase in similar establishments selling alcohol over the last 18 months on Peckham Rye. In particular, I am worried that the new venue will exacerbate the following problems:

1. Late night (post-22.30) noise of inebriated people who congregate and smoke outside the venues they are drinking in on the street of Peckham Rye. This loud noise is both disruptive and intimidating for my family
2. Several times a week, I wake up to the smell of urine where people have urinated down the alley off Peckham Rye and outside my front door overnight. This is both unpleasant and a criminal offence, and it has increased dramatically following the opening of comparable venues
3. Marked increase in food-related rubbish which is left out on the street of Peckham Rye from shops
4. Noise pollution from loud music (both live and recorded)

I am strongly in favour of change and there are many glowing examples of successful new additions to Peckham Rye. These are the businesses which are strongly aligned to the local community and are aware and sympathetic to the local residents who live above and next door to their premises.

Yours sincerely,



PUBLIC

Party 3

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

From: [REDACTED]
Sent: Monday, September 12, 2016 11:18 AM
To: Regen, Licensing
Subject: Licence number 855485

I would like to log an objection to licence application number 855485.

My reasons are:

1. The prevention of crime and disorder

Selling alcohol both indoors and outdoors everyday of the week until midnight would mean that people inebriated on alcohol may be likely to be disorderly when leaving the premises

2. The prevention of nuisance

Live music until midnight will create unreasonable levels of noise.

There will be yet another privately contracted rubbish collection on the street.

People leaving the premises will be noisy.

Yours sincerely

[REDACTED]

Sent from my iPhone

Party 4

[REDACTED]
[REDACTED]
[REDACTED]
26th September 2016

To Whom It May Concern

RE: LICENSING APPLICATION 855485

I'm sending this letter as an objection to the licensing application by Nicholas Stratton to open Pizza Pick Up on Peckham Rye

I live [REDACTED] premises and I object to the licensing application for the following reasons.

- It is proposed that the restaurant/bar will remain open until 12am on a daily basis. The area is primarily residential with professionals and families living in the near vicinity. Having noise seven days a week would be unacceptable. This will cause excessive noise pollution during and after the bar has closed. The consumption of alcohol can also cause anti-social behaviour.
- Live music would cause noise pollution.
- The anti-social behaviour already experienced by residents are drunken, loud behaviour, litter and urinating. This would most likely get worse. It is also intimidating for residents.
- The area already has two pubs and three restaurants that sell alcohol (but are open to reasonable hours). There is not the need for a further drinking/eating establishment.
- The pavements have become overfull with refuse (large industrial sized bins) from the restaurants. The rubbish is already also stored behind the establishments attracting foxes, rats and mice. The area is primarily residential, the abundance of restaurants opening is causing an increased amount of rubbish on the streets
- Noise pollution is also caused by the moving of bins and throwing of glass into the bins at late hours.
- Drunken and loud people gather at the bus stop and the taxi ranks. This disturbs the neighbourhood and is upsetting. Glass and other rubbish is found at the bus stop in the mornings. This is especially dangerous for children.
- The proposal states entertainment on the premises, this would also cause noise pollution.
- The amount of road traffic has increased. Cars are parked on both sides of the road, on single and double yellow lines.
- Many of the properties have roof gardens, a pizza restaurant would have to have flues which are both noisy and smelly.
- People would be accumulate on the pavement to smoke. This is unpleasant, the smell travels and cigarette butts are left.
- Deliveries to the restaurant would also cause traffic and noise.

To summarise objection fits all four of Southwark Councils criteria;

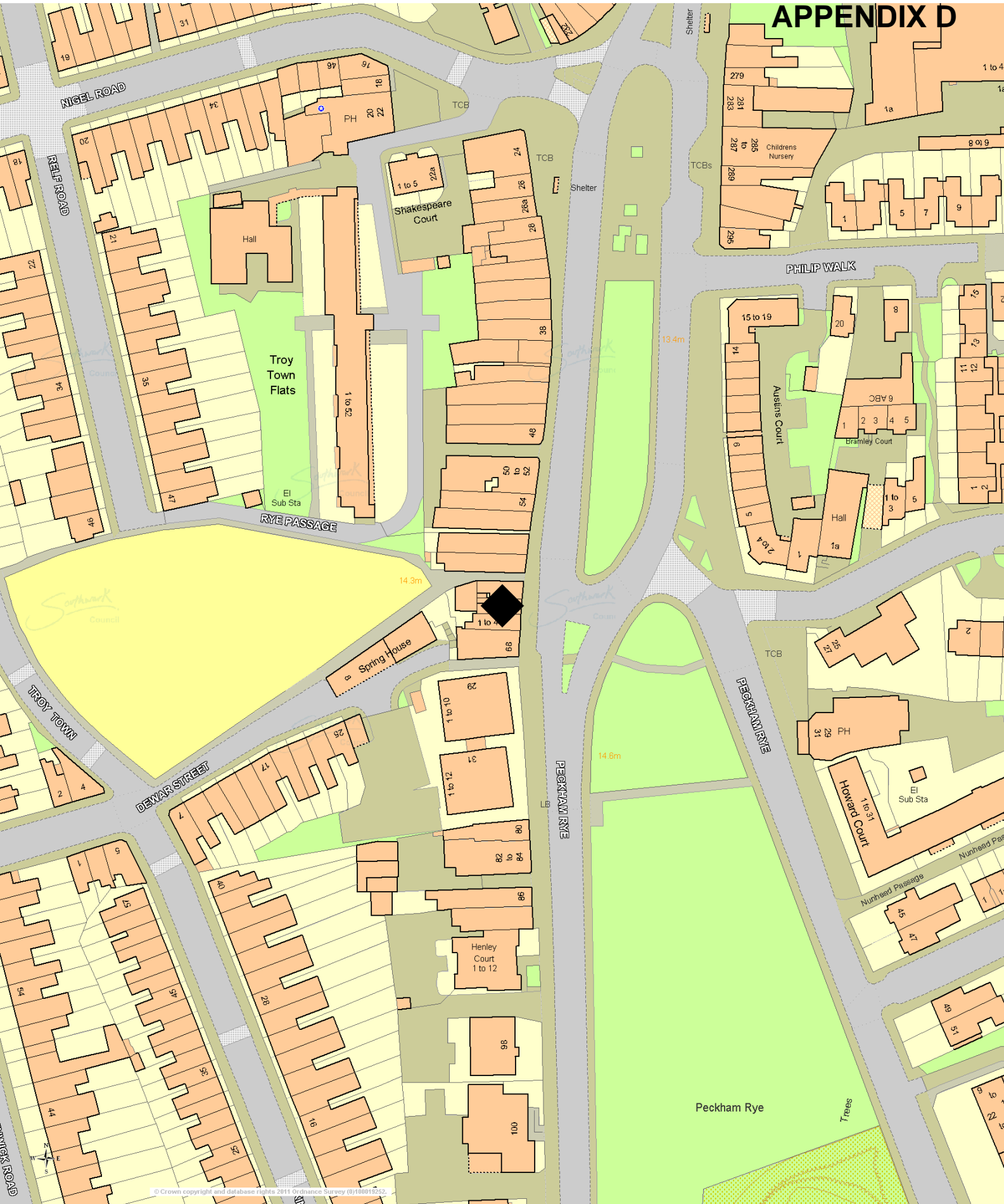
1. The prevention of crime and disorder
2. Public safety
3. The prevention of nuisance
4. The protection of children from harm

Regards

[REDACTED]

Date 7/10/2016

APPENDIX D



© Crown copyright and database rights 2011 Ordnance Survey (0100019252)

Scale 1/1190

LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2016-17

NOTE: Original held by Constitutional Team; all amendments/queries to Andrew Weir - Tel: 020 7525 7222

Name	No of copies	Name	No of copies
Members		Officers	
Councillor Adele Morris	1	Debra Allday, Legal team	1
Councillor Sunil Chopra	1	Wesley MacArthur, Licensing team	1
Councillor Lorraine Lauder, MBE	1	Bill Masini, Trading standards team	1
		Carolyn Sharpe, Public health	1
Reserve			
Councillor Eliza Mann	By Email	Andrew Weir (spares)	7
		Total printed copies: 14	
		Dated: 17 October 2016	