

## Licensing Sub-Committee

Tuesday 18 October 2022

10.00 am

Online/Virtual: please contact [andrew.weir@southwark.gov.uk](mailto:andrew.weir@southwark.gov.uk) for a link to the meeting and the instructions for joining the online meeting

### Membership

Councillor Renata Hamvas (Chair)  
Councillor Charlie Smith  
Councillor Ian Wingfield

### Reserves

Councillor Sunny Lambe

---

### 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](http://www.southwark.gov.uk) or please contact the person below.

#### Contact

Andrew Weir by email: [andrew.weir@southwark.gov.uk](mailto:andrew.weir@southwark.gov.uk)

---

Members of the committee are summoned to attend this meeting

**Althea Loderick**

Chief Executive

Date: 10 October 2022



## Licensing Sub-Committee

Tuesday 18 October 2022  
10.00 am

Online/Virtual: please contact [andrew.weir@southwark.gov.uk](mailto:andrew.weir@southwark.gov.uk) for a link to the meeting and the instructions for joining the online meeting

### Order of Business

Item No.	Title	Page No.
	<b>PART A - OPEN BUSINESS</b>	
1.	<b>APOLOGIES</b>	
	To receive any apologies for absence.	
2.	<b>CONFIRMATION OF VOTING MEMBERS</b>	
	A representative of each political group will confirm the voting members of the committee.	
3.	<b>NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT</b>	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	<b>DISCLOSURE OF INTERESTS AND DISPENSATIONS</b>	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	<b>LICENSING ACT 2003: STUDIO 68, ARCH 68 EWER STREET, LONDON SE1 0NR</b>	1 - 57
	<b>ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.</b>	

**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: 10 October 2022

# Agenda Item 5

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 18 October 2022	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report Title</b>		Licensing Act 2003: Studio 68, Arch 68 Ewer Street, London SE1 0NR	
<b>Ward(s) of group(s) affected</b>		Borough and Bankside	
<b>From</b>		Strategic Director of Environment and Leisure	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Tamara Kramer for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Studio 68, Arch 68 Ewer Street, London SE1 0NR.
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 17 of this report deal with the representations submitted in respect of the application. Copies of the representations submitted responsible authorities are attached to this report in Appendix B. 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 09 August 2022 Tamara Kramer applied to this council for the grant of a premises licence in respect of Studio 68, Arch 68 Ewer Street, London SE1 0NR The premises are described in the application as being:

“The premises primarily operates as a dance studio, and has done for the past 11 years.

The applicant is seeking to add licensable activities by way of sale of alcohol, and hot food after 23:00hrs.

The premises does fall within the Borough and Bankside CIA, but the applicant believes this to be an exception to the policy as the licensable activities are ancillary to the main purpose of the premises/business, which is that of a dance studio. The premises will not be either food or alcohol or entertainment led.”

9. The application and is summarised as follows:
  - The sale by retail of alcohol (on sales):
    - Sunday to Thursday from 12:00 to 00:00
    - Friday and Saturday from 12:00 to 03:00

- The provision of late night refreshment (indoors):
    - Sunday to Thursday from 23:00 to 00:00
    - Friday and Saturday from 23:00 to 03:00
  - The provision of regulated entertainment in the form of live and recorded music, films (Indoors) and performances of dance:
    - Sunday to Thursday from 23:00 to 00:00
    - Friday and Saturday from 23:00 to 03:00
  - The provision of regulated entertainment in the form of plays (Indoors):
    - Friday and Saturday from 23:00 to 03:00
  - Opening hours:
    - Monday to Thursday from 12:00 to 00:30
    - Friday and Saturday from 12:00 to 03:30
    - Sunday from 12:00 to 00:00.
10. The proposed designated premises supervisor of the premises is Tamara Kramer (the licence applicant) who has a personal licence by London Borough of Brent.
11. The premises licence application form provides the applicant's operating schedule. Parts A, B, C, E, F, G, H, 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 premises plan is attached to this report in Appendix A.

### **Representations from responsible authorities**

12. Representations were submitted by the Metropolitan Police Service (Licensing Division), trading standards and, environmental protection in their roles as responsible authorities.
13. The Metropolitan Police Service has made a representation which raises concerns in relation to the Borough and Bankside cumulative impact area, and state that the operating schedule is lacking in detail in relation to the licensing objectives of the prevention of crime and disorder.
14. The representation from the council's trading standards team asks for additional conditions in order to protect children from harm.
15. The representation from the council's environmental protection team raises concerns that there are no details provided with regards to noise, expected levels of noise from the licensable activities proposed and what the predicted noise levels will be at the closest noise sensitive receptors compared to existing background levels. Furthermore there are no details on the existing insulation/makeup of the arch and whether it will be able to contain the noise from the licensable activities sought.

16. Copies of the representations are available in Appendix B.

### **Representations from other persons**

17. There are no representations from other persons.

### **Conciliation**

18. The applicant has been sent copies of all the submitted representations. The applicant's representative has written to the responsible authorities. A copy of that correspondence and the associated dispersal policy is available in Appendix C.

19. At the point that this report was published, only the representation from trading standards had been conciliated and withdrawn.

### **Premises history**

20. Historically, the premises has not been licensed previously, though the applicant had made two similar applications in the months preceding this application, but these were withdrawn upon advice from her representative.

### **Map**

21. A map showing the location of the premises is attached to this report as Appendix D. The following are a list of similarly licensed premises are in the immediate vicinity of the premises application:

#### **Travelodge, 202-206 Union Street, London SE1 0LX, licensed for:**

- The sale by retail of alcohol (on and off sales):
  - Monday to Sunday from 00:00 to 00:00
- The provision of late night refreshment (indoors):
  - Monday to Sunday from 23:00 to 05:00

#### **Tesco, 15 Great Suffolk Street, London SE1 0NS, licenced for:**

- The sale by retail of alcohol (off sales):
  - Monday to Sunday from 08:00 to 23:00

#### **Hank and Ginger, 164-180 Union Street, London SE1 0HS, licensed for:**

- The sale by retail of alcohol (on sales):
  - Monday to Sunday from 11:00 to 22:30

**MC and Sons, 160 Union Street, London SE1 0LH**, licenced for:

- The sale by retail of alcohol (on sales):
  - Monday to Wednesday from 10:00 to 23:00
  - Thursday from 10:00 to 01:00
  - Friday to Saturday from 10:00 to 00:00
  - Sunday from 12:00 to 22:30
- The sale by retail of alcohol (off sales):
  - Monday to Saturday from 10:00 to 23:00
  - Sunday from 12:00 to 22:30
- The provision of late night refreshment (indoors):
  - Monday to Sunday from 23:00 to 23:30

**Bread Street Kitchen, 47-51 Great Suffolk Street, London SE1 0BS**, licensed for:

- The sale by retail of alcohol (on sales):
  - Monday to Saturday from 11:00 to 00:00
  - Sunday from 11:00 to 23:30
- The sale by retail of alcohol (off sales):
  - Monday to Saturday from 11:00 to 00:00
  - Sunday from 11:00 to 23:30
- The provision of late night refreshment (indoors):
  - Monday to Wednesday from 23:00 to 00:30
  - Thursday to Saturday from 23:00 to 02:00
  - Sunday from 23:00 to 00:00
- The provision of regulated entertainment in the form of live and recorded music (indoors):
  - Monday to Wednesday 11:00 to 00:30
  - Thursday to Saturday 11:00 to 02:00
  - Sunday 11:00 to 00:00

**Union Jack, 225 Union Street, London SE1 0LR**, licensed for:

- The sale by retail of alcohol (on and off sales):
  - Monday to Saturday from 08:00 to 01:00
  - Sunday from 10:00 to 00:30



- The provision of late night refreshment (indoors):
  - Monday to Saturday from 23:00 to 01:00
  - Sunday from 23:00 to 00:30
- The provision of regulated entertainment in the form of live and recorded music and films (indoors):
  - Monday to Saturday from 23:00 to 01:00
  - Sunday from 23:00 to 00:00.

### **Southwark council statement of licensing policy**

22. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
23. 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.
24. 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.

25. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. Links are below:

Southwark policy:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

Section 182 Guidance:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705588/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018\\_.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf)

### **Cumulative impact area (CIA)**

26. Within Southwark's statement of licensing policy, the premises are identified as being within the Borough and Bankside cumulative impact area. Under the Southwark Statement of Licensing policy 2021 – the following closing times are recommended as appropriate within this area for the following categories of premises:

- Closing time for restaurants and cafes:
  - Sunday to Thursday: 00:00
  - Friday and Saturday: 01:00
- Closing time for public houses:
  - Sunday to Thursday: 23:00
  - Friday and Saturday: 00:00
- Closing time for night clubs (with sui generis planning classification):
  - Monday to Thursday: 01:00
  - Friday and Saturday: 03:00
  - Sunday: 00:00.

### **Climate change implications**

27. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
28. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.

29. Examples of such agreements may be:

- Not use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
- Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.

30. The council's climate change strategy is available at:

<https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf>

## **Community, equalities (including socio-economic) and health impacts**

### **Community impact statement**

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

### **Equalities (including socio-economic) impact statement**

32. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.

33. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people with protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.

34. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing policy 2021 – 2026 at:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>.

35. The equalities impact assessment is available at:

<https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

### **Health impact statement**

36. Health impacts cannot be considered by law when making decisions under the Licensing Act 2003.

## **Resource implications**

37. 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 bands B.

## **Consultation**

38. 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.

## **SUPPLEMENTARY ADVICE FROM OTHER OFFICERS**

### **Director of Law and Governance**

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

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

41. 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.
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:
- 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**

44. 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.
45. The four licensing objectives are:
- The prevention of crime and disorder
  - Public safety
  - The prevention of nuisance
  - 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 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.
48. 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**

49. 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**

50. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:
- The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations.
  - Members of the authority are free to ask any question of any party or other person appearing at the hearing.
  - The committee must allow the parties an equal maximum period of time in which to exercise their rights to:

- Address the authority
  - If given permission by the committee, question any other party.
  - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
- The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.
  - The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
  - In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.
51. 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**

52. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
53. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
54. As a quasi-judicial body the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.
55. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises

being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

56. Members will be aware of the council's code of conduct 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.

57. 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.
58. 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**

59. 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**

60. 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**

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

**APPENDICES**

<b>Name</b>	<b>Title</b>
Appendix A	Application for a premises licence with plans
Appendix B	Representations submitted by responsible authorities
Appendix C	Response to responsible authorities and dispersal policy
Appendix D	Map of the local area

**AUDIT TRAIL**

<b>Lead Officer</b>	Caroline Bruce, Strategic Director of Environment and Leisure	
<b>Report Author</b>	Andrew Heron, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	23 September 2022	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Director of Law and Governance	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
<b>Cabinet Member</b>	No	No
<b>Date final report sent to Constitutional Team</b>	23 September 2022	



09/08/2022

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

Ref No. 1880555

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

	Tamara Kramer
--	---------------

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - o any entertainment taking place on the hospital premises of the health care provider where the

entertainment is provided by or on behalf of the health care provider;

o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and

o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. 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.

8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

9. 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 or the presence of gaming machines.

10. Please list here steps you will take to promote all four licensing objectives together.

11. The application form must be signed.

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications

from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.

- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a

European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.

- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
  
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
  - o evidence of the applicant's own identity – such as a passport,
  
  - o evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  
  - o evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
  
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
  
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
  
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
  
- (ii) any page containing the holder's photograph;
  
- (iii) any page containing the holder's signature;

(iv) any page containing the date of expiry; and

(v) any page containing information indicating the holder has permission to enter or remain in

the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

#### Premises Details

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

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

£	24250
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

#### Premises trading name

	Studio 68
--	-----------

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

Do you have a Southwark postcode?	Yes
Address Line 1	RAILWAY ARCH 68 EWER STREET
Address Line 2	
Town	LONDON
Post code	SE1 0NR
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

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

If you are 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
--	---

Details of Individual Applicant

Personal Details

Title	Miss
If other, please specify	
Surname	Kramer
Forenames	Tamara
Date of birth	██████████
I am 18 years old or over	<input checked="" type="checkbox"/>
Nationality	██████

Current Address

Street number or Building name	██
Street Description	██████████
Town	██████

County	
Post code	████████

## Contact Details

Daytime contact telephone number	████████████████████
Email Address	██

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see guidance below)

Please enter	
--------------	--

Note 15: Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who: does not have the right to live and work in the UK; or is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity. Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways: by providing with this application, copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance. by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below). Home Office online right to work checking service.

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Do you wish to add a second individual applicant?

	No
--	----

## Operating Schedule



When do you want the premises licence to start?

	06/09/2022
--	------------

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 )

	<p>The premises primarily operates as a dance studio, and has done for the past 11 years. The applicant is seeking to add licensable activities by way of sale of alcohol, and hot food after 23:00 hours.</p> <p>The premises does fall within the Borough and Bankside CIA, but the applicant believes this to be an exception to the policy as the licensable activities are ancillary to the main purpose of the premises/ business, which is that of a dance studio. The premises will not be either food or alcohol or entertainment led.</p>
--	---

If 5,000 or more people are expected to attend the premises at any one time please use the drop down below to select the number.

	Less than 5000
--	----------------

Note 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.

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 of the Licensing Act 2003)
--	---

Provision of regulated entertainment (Please read guidance note 2)

	a) plays
	b) films
	e) live music
	f) recorded music
	g) performance of dance

--	--

Provision of late night refreshment

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

Supply of alcohol

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

In all cases please complete boxes K, L and M.

A - Plays

Will the performance of a play take place indoors or outdoors or both? (Please read guidance note 3)

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

Please give further details here (Please read guidance note 4)

	on occasion the applicant will put on a performance that involves both dancers and actors, performing in a play for the benefit of spectators. Up to 23:00 hours this is no longer licensable. Plays will take place either on Fridays or Saturdays.
--	--

Standard days and timings for Plays (Please read guidance note 7)

Day	Start	Finish
Mon		
Tues		
Wed		
Thur		
Fri	23:00	03:00
Sat	23:00	03:00
Sun		

State any seasonal variations for performing plays ( Please read guidance note 5 )

	n/a
--	-----

Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed. ( Please read guidance note 6 )

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.

**B- Films**

Will the exhibition of films take place indoors or outdoors or both? ( Please read guidance note 3)

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

Please give further details here ( Please read guidance note 4)

	On occasion the applicant may wish to provide the screening of films for the entertainment of the customers. This will not take place every day and or evening, but the hours provide the flexibility for the premises to offer this form of entertainment as required.
--	---

Standard days and timings for Films ( Please read guidance note 7)

Day	Start	Finish
Mon	12:00	23:00
Tues	12:00	23:00
Wed	12:00	23:00
Thur	12:00	23:00
Fri	12:00	03:00
Sat	12:00	03:00
Sun	12:00	23:00

State any seasonal variations for the exhibition of films ( Please read guidance note 5)

	n/a
--	-----

Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed. ( Please read guidance note 6 )

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.

E - Live Music

Will the performance of live music take place indoors or outdoors or both? ( Please read guidance note 3)

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

Please give further details here ( Please read guidance note 4)

	This request is to allow live singers, and musicians to perform at the premises. the majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22;30 hours, hence the late hour.
--	---

Standard days and timings for Live Music ( Please read guidance note 7)

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	03:00
Sat	23:00	03:00
Sun	23:00	00:00

State any seasonal variations for the performance of live music ( Please read guidance note 5 )

	n/a
--	-----

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 6 )

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g.

Christmas Eve.

7. 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.

F - Recorded Music

Will the playing of recorded music take place indoors or outdoors or both? ( Please read guidance note 3 )

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

Please give further details here ( Please read guidance note 4)

	This request is to allow DJ recorded music to be played at the premises. the majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22;30 hours, hence the late hour.
--	---

Standard days and timings for Recorded Music ( Please read guidance note 7 )

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	03:00
Sat	23:00	03:00
Sun	23:00	00:00

State any seasonal variations for playing recorded music ( Please read guidance note 5)

	n/a
--	-----

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 6 )

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.

G - Performances of Dance

Will the performances of dance take place indoors or outdoors or both? ( Please read guidance note 3 )

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

Please give further details here ( Please read guidance note 4 )

	The premises operates primarily as a dance studio, so dance exhibitions will take place at the premises, as well as being linked to plays, for an audience.
--	---

Standard days and timings for Performance of dance ( Please read guidance note 7 )

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	03:00
Sat	23:00	03:00
Sun	23:00	00:00

State any seasonal variations for the performance of dance ( Please read guidance note 5 )

	n/a
--	-----

Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed. ( Please read guidance note 6)

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.

I - Late Night Refreshment

Will the provision of late night refreshment take place indoors or outdoors or both? ( Please read guidance note 3 )

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

Please give further details here ( Please read guidance note 4 )

	To allow the sale of hot food to continue beyond 23:00 hours as required
--	--

Standard days & timings for Late night refreshment (Late night start time is from 23.00, see guidance notes 7)

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	03:00
Sat	23:00	03:00
Sun	23:00	00:00

State any seasonal variations for the provision of late night refreshment ( Please read guidance note 5 )

	n/a
--	-----

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 6 )

	n/a
--	-----

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 23:00) and only give details for the days of the week when you intend the premises to be used for the activity. Start time begins from 23:00

J - Supply of Alcohol

Will the supply of alcohol be for consumption ( Please read guidance note 8)

	On the premises
--	-----------------

Standard days and timings for Supply of alcohol ( Please read guidance note 7)

Day	Start	Finish
Mon	12:00	00:00
Tues	12:00	00:00
Wed	12:00	00:00
Thur	12:00	00:00
Fri	12:00	03:00
Sat	12:00	03:00
Sun	12:00	00:00

State any seasonal variations for the supply of alcohol ( Please read guidance 5)

	n/a
--	-----

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 6 )

	n/a
--	-----

Please download and then upload the consent form completed by the designated proposed premises supervisor

	
--	---

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

Premises Supervisor

State the name and details of the individual whom you wish to specify on the licence as the designated premises supervisor (Please see declaration about the entitlement to work in the check list at the end of the form)

Full name of proposed designated premises supervisor

First names	Tamara
-------------	--------



Surname	Kramer
---------	--------

DOB

Date Of Birth	[REDACTED]
---------------	------------

Address of proposed designated premises supervisor

Street number or Building name	[REDACTED]
Street Description	[REDACTED]
Town	[REDACTED]
County	
Post code	[REDACTED]

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

Personal licence number ( if known )	[REDACTED]
Issuing authority ( if known )	Brent Council

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 9)

	n/a
--	-----

9. 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 or the presence of gaming machines.

L - Hours premises are open to public

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. 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.

Hours premises are open to the public ( standard timings Please read guidance note 7 )

Day	Start	Finish
-----	-------	--------

Mon	12:00	00:30
Tues	12:00	00:30
Wed	12:00	00:30
Thur	12:00	00:30
Fri	12:00	03:30
Sat	12:00	03:30
Sun	12:00	00:00

State any seasonal variations ( Please read guidance note 5 )

	n/a
--	-----

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 6 )

	n/a
--	-----

M - Steps to promote four licencing objectives

a) General - all four licensing objectives (b,c,d,e) ( Please read guidance note 10 )

	<p>The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol.</p> <p>All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.</p> <p>Training to Include:  preventing underage sales of alcohol  preventing proxy sales of alcohol to underage persons  preventing sales of alcohol to a person who is drunk</p> <p>The premises will close 30 minutes after the licensing activities have ceased, to allow customers to finish their drinks and food and leave in a quiet and orderly manner.</p> <p>Alcohol will only be served as ancillary to activities consistent with a dance studio.</p>
--	---

b) the prevention of crime and disorder

	<p>The premises shall install and maintain a CCTV system as per the requirements of the Police Licensing Team.</p> <p>All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.</p> <p>The CCTV system shall continually record whilst the premises is open for licensable activities and will include the external area immediately outside the premises entrance.</p> <p>All recordings shall be stored for a minimum period of 31 days with date and time stamping.</p> <p>Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.</p>
--	--

	<p>A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:</p> <ul style="list-style-type: none"> <li>(a) all crimes reported to the venue</li> <li>(b) all ejections of patrons</li> <li>(c) any complaints received concerning crime and disorder</li> <li>(d) any incidents of disorder</li> <li>(e) all seizures of drugs or offensive weapons</li> <li>(f) any faults in the CCTV system, searching equipment or scanning equipment</li> <li>(g) any refusal of the sale of alcohol</li> <li>(h) any visit by a relevant authority or emergency service.</li> </ul>
--	---

c) public safety

	<p>The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.</p> <p>The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.</p> <p>All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.</p> <p>All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.</p>
--	--

d) the prevention of public nuisance

	<p>No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.</p> <p>Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly</p> <p>Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.</p> <p>All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times</p> <p>No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day</p>
--	---

e) the protection of children from harm

	<p>A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.</p> <p>A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.</p>
--	---

Guidance note 10

Please list here steps you will take to promote all four licensing objectives together.

Please upload a plan of the premises

	tamara-kramer-plans2.1.pdf
--	----------------------------

Please upload any additional information i.e. risk assessments

	tamara-kramer-plans2.pdf
--	--------------------------

Checklist

	I have enclosed the plan of the premises. I understand that if I do not comply with the above requirements my application will be rejected. I understand that I must now advertise my application (In the local paper within 14 days of applying)
--	---

Home Office Declaration

Please tick to indicate agreement

	<input type="checkbox"/> I am not a company or limited liability partnership
--	--

Proof of Entitlement to work in the UK

Please upload your proof of entitlement to work in the UK or share code issued by the Home Office online right to work checking service. (Please see guidance below)

	[REDACTED]
--	------------

Note 15: Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who: does not have the right to live and work in the UK; or is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity. Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways: by providing with this application, copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance. by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below). Home Office online right to work checking service.

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

**Declaration**

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership]

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work.

I/We hereby declare the information provided is true and accurate.

I agree to the above statement

	Yes
PaymentDescription	██████████
PaymentAmountInMinorUnits	██████
AuthCode	██████
LicenceReference	██████████
PaymentContactEmail	████████████████████

Please provide name of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If completing on behalf of the applicant, please state in what capacity.

Full name	Stewart Gibson
Date (DD/MM/YYYY)	09/08/2022
Capacity	Licence Agent

Where the premises licence is jointly held, enter the 2nd applicant (the current premises licence holder) or 2nd

applicant's solicitor or other authorised agent (guidance note 13). If completing on behalf of the applicant state in what capacity

Full name	
Date (DD/MM/YYYY)	09/08/2022
Capacity	

Contact name (where not previously given) an address for correspondence associated with this application (please read guidance note 14)

Contact name and address for correspondence	[REDACTED]
Telephone No.	[REDACTED]
If you prefer us to correspond with you by e-mail, your email address (optional)	[REDACTED]

**GUIDANCE NOTES**

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.

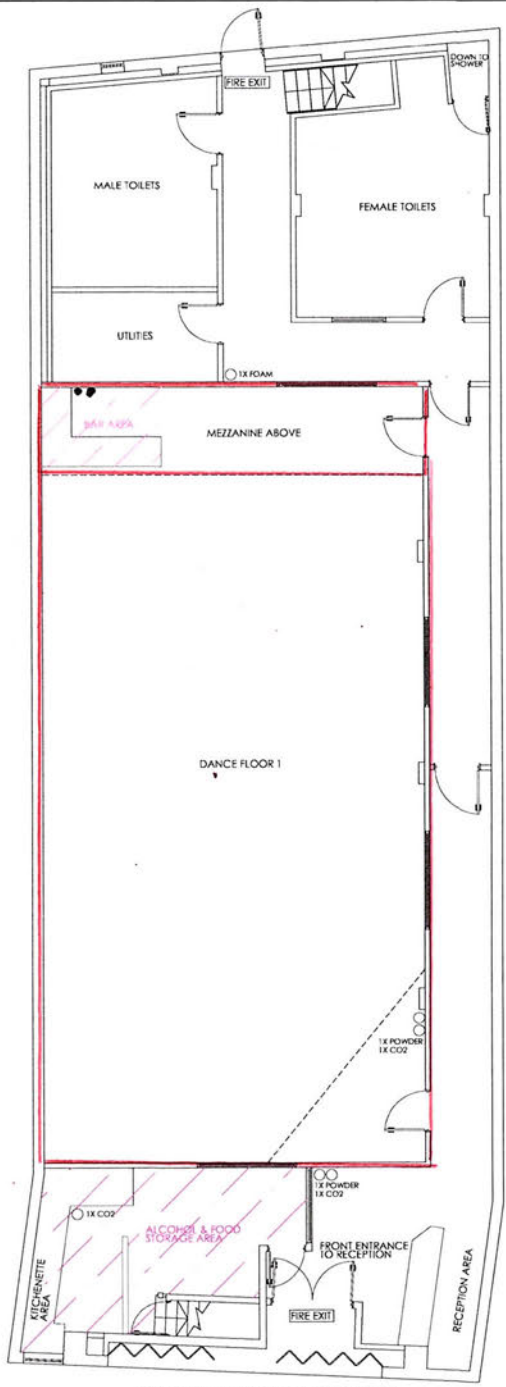
14. This is the address which we shall use to correspond with you about this application.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

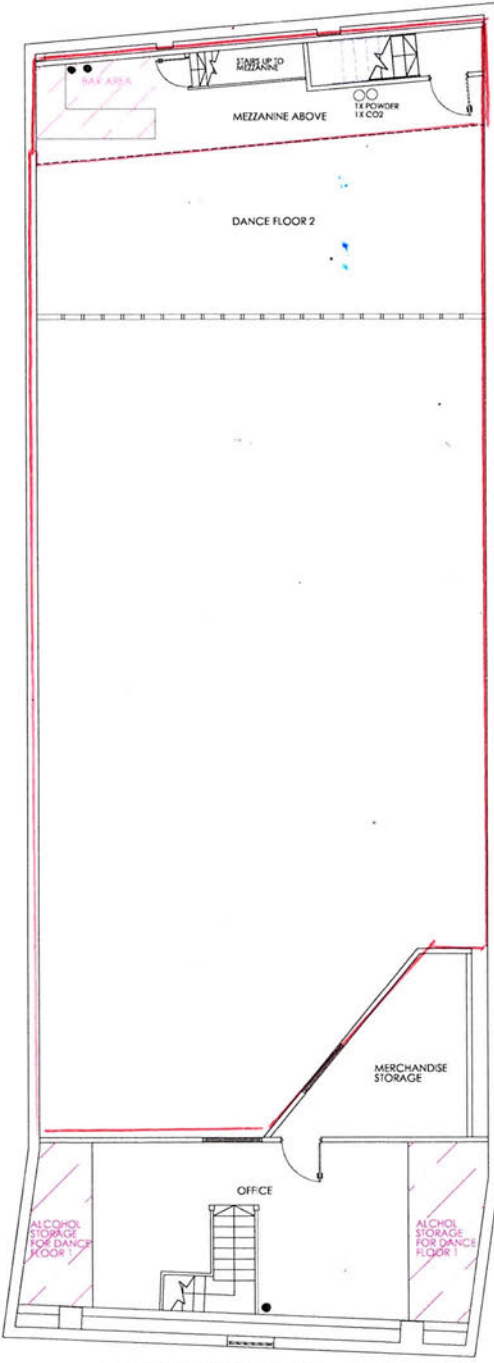
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Once you complete form you will be redirected to payments and won't be able to return back.

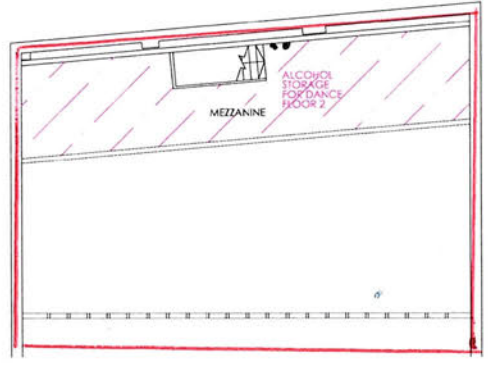
The information you provide will be used fairly and lawfully and Southwark Council will not knowingly do anything which may lead to a breach of the Data Protection Act 1998.



PROPOSED GROUND FLOOR PLAN



PROPOSED 1ST FLOOR PLAN



PROPOSED MEZZANINE FLOOR PLAN

□ LICENSABLE AREA

REVISIONS REV A 23/03/18 PLANNING ALTERNATIONS	
DRAWING: PROPOSED FLOOR PLANS	
DATE: OCT 17	PROJECT: EXISTING DANCE STUDIO WITH PROPOSED USE CHANGES
SCALE: 1/50	CLIENT: MS KRANTZ
DRAWING NO: 21_142.2	SITE ADDRESS: STUDIO 48 68 ENFIELD STREET LONDON ST1 1NR
DRAWING DESIGNED AND APPROVED BY: NAME: _____ DATE: _____	
TEL: +44 (0)203 891103 EMAIL: info@theartofbuilding.co.uk WWW: www.theartofbuilding.co.uk	
45 HIGHTWELL ROAD WINDHOLME AVENUE WINDHOLME, W12 8JG	



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/21/120

**Date:** 10/08/2022

Dear Sir/Madam

**Re: Studio 68 Railway Arch 68 Ewer Street SE1 0NR**

Police are in possession of an application from the above for a new premises licence, the operating schedule describes itself as a dance studio with the addition of events such as Live Music, Musicians, DJ recorded music linked to such dance events. The terminal hour as requested are outside the guidelines set out in the Southwark Statement of Licensing for events venues and falls within that of night club hours. The premises are located within the Bankside cumulative impact area and as such has created a rebuttable presumption that new or variations to existing licences will be refused, unless the applicant can demonstrate the new premises will not add to the cumulative impact. The type of premises this relates to are Night Clubs, pubs, bars, off licences, grocery stores, supermarkets and anything similar.

A minimal enforceable control measures have been offered by the applicant within the operating schedule, and the application. The Home office guidance issued under Sec 182 of the licensing Act 2003 'General principles' state that it is important in setting the parameters within which the premises may operate. Conditions must be precise and enforceable.

I object to this granting of this licence as the applicant has not fully addressed the licensing objectives or cumulative impact, in particular the prevention of crime and disorder licensing objective.

Submitted for your consideration.  
Yours Sincerely



**PC Mark Lynch 2246AS**  
Southwark Police Licensing Unit  
Tel: 0207 232 6756

## TRADING STANDARDS

**From:** Moore, Ray <Ray.Moore@southwark.gov.uk>

**Sent:** Thursday, August 18, 2022 9:58 AM

**To:** [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Subject:** RE: Application for a new premises license, Tamara Elena Kramer, T/A "Studio 68", Railway Arch 68, Ewer Street, London, SE1 0NR Ref: 878133

***These representations are intended to replace the previously submitted representations.***

Trading Standards as a responsible authority are in receipt of a new premises license application from Tamara Kramer in respect of a premises at Railway Arch 68, Ewer Street, London, SE1 0NR. Trading Standards as a responsible authority are making representation in respect of this application under all the licensing objectives, but primarily the protection of children from harm.

In the general description this is to be:-

“The premises primarily operates as a dance studio, and has done for the past 11 years. The applicant is seeking to add licensable activities by way of sale of alcohol, and hot food after 23:00 hours. The premises does fall within the Borough and Bankside CIA, but the applicant believes this to be an exception to the policy as the licensable activities are ancillary to the main purpose of the premises/ business, which is that of a dance studio. The premises will not be either food or alcohol or entertainment led.”

Trading Standards note that the dance business is run as Tamara Kramer Ltd (Company number 11417932) and this application is simply in the name of Tamara Kramer Trading as “Studio 68”. Trading Standards do not understand that this matters although it is a little confusing.

The opening hours are to be:-

Monday to Thursday 12:00hrs to 00:30hrs  
Friday and Saturday 12:00hrs to 03:30hrs  
Sunday 12:00hrs to 00:00hrs

The hours for alcohol sales are to be:-

Monday to Thursday 12:00hrs to 00:00hrs  
Friday and Saturday 12:00hrs to 03:00hrs  
Sunday 12:00hrs to 23:30hrs

The application is for on sales of alcohol although there are other forms of activity on the application including plays; films (“on occasion the applicant will put on a performance that involves both dancers and actors, performing in a play for the

benefit of spectators. Up to 23:00 hours this is no longer licensable. Plays will take place either on Fridays or Saturdays (2300hrs to 03:00hrs); films (“On occasion the applicant may wish to provide the screening of films for the entertainment of the customers. This will not take place every day and or evening, but the hours provide the flexibility for the premises to offer this form of entertainment as required.”) (same hours as for alcohol); live music (“This request is to allow live singers, and musicians to perform at the premises. The majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22:30 hours, hence the late hour.”) (same hours as for alcohol); recorded music (***“This request is to allow DJ recorded music to be played at the premises. the majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22:30 hours, hence the late hour.”***) (same hours as for alcohol). Performance of dance (“The premises operates primarily as a dance studio, so dance exhibitions will take place at the premises, as well as being linked to plays, for an audience.”) (same hours as for alcohol) and late night refreshments (“To allow the sale of hot food to continue beyond 23:00 hours as required”) (same hours as for alcohol).

The intended Designated Premises Supervisor is to be Tamara Kramer with a personal license from Brent

WRT the licensing objectives it states:-

**a) General:**

The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol.

All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.

Training to Include:

preventing underage sales of alcohol

preventing proxy sales of alcohol to underage persons

preventing sales of alcohol to a person who is drunk

The premises will close 30 minutes after the licensing activities have ceased, to allow

customers to finish their drinks and food and leave in a quiet and orderly manner.

Alcohol will only be served as ancillary to activities consistent with a dance studio.

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

The premises shall install and maintain a CCTV system as per the requirements of the

Police Licensing Team.

All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record whilst the premises is open for licensable activities and will include the external area immediately outside the premises entrance.

All recordings shall be stored for a minimum period of 31 days with date and time stamping.

Viewing of recordings shall be made available immediately upon the request of Police

or authorised officer throughout the entire 31-day period.

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

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent

CCTV images or data with the absolute minimum of delay when requested.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

### **c) public safety**

The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The means of escape provided for the premises shall be maintained unobstructed, free

of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.

All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.

### **d) the prevention of public nuisance**

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times

No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day

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

A Challenge 25 proof of age scheme shall be operated at the premises where the only

acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

A record shall be kept detailing all refused sales of alcohol. The record should include

the date and time of the refused sale and the name of the member of staff who refused

the sale. The record shall be available for inspection at the premises by the police or an

authorised officer of the Council at all times whilst the premises is open.

This goes some way in dealing with the licensing objectives. **However, this is in the Borough and Bankside Cumulative Impact Area and is in a very residential area within that. The hours are still far outside those that would be acceptable and there is no attempt to state how the business would prevent this from adding to the cumulative impact.**

Furthermore, whilst suggesting this is initially to allow for some drinks for customers and their guest a 3am license appears to go beyond that.

During COVID restrictions and closures this premises was the subject of numerous complaints from local residential properties about noise and whether the premises should be operating. Advice from Trading Standards about the operation of the premises when it was required to be closed was often disputed or even ignored. These same issues of public nuisance are not addressed in any way in the application in spite of the applicant being only too aware of these issues with neighbouring domestic properties.

Trading Standards will be submitting information with these representations about issues during the coronavirus restrictions in due course but these will require a considerable amount of redacting first.

There are many questions about whether it would be appropriate to issue a 3am license to this business which would imply a major change of use. Trading Standards would ask that this application is refused; if not refused then with severely limited hours and the agreement of conditions from all relevant responsible authorities. If the license were to be granted then Trading Standards as a responsible authority would ask that the applicant agrees to these matters around the protection of children from harm be tidied up into the following conditions.

4AA - The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.

4AB - All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.

4AC - Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.

4AI - A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.

This authority can provide suitable training records and training materials for the business upon request at no cost. An easy to use refusals register can also be provided – again at no cost to the business. I attach electronic versions of these for the business that can be used.

Ray MOORE

Principal Trading Standards Enforcement Officer

**ENVIRONMENTAL  
PROTECTION TEAM**

**From:** Prickett, Mark <[Mark.Prickett@southwark.gov.uk](mailto:Mark.Prickett@southwark.gov.uk)>  
**Sent:** Tuesday, September 6, 2022 2:45 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** [REDACTED]  
**Subject:** EPT rep - premises licence application, Arch 68 Ewer Street

Dear Licensing,

Southwark's Environmental Protection Team (EPT) have reviewed the new premises licence for Studio 68 London, Railway Arch 68, Ewer Street, SE1 0NR.

The premises is described as a dance studio. The application seeks the following licensable activities:

- Plays (indoors) – Fridays & Saturdays - 23:00 – 03:00 the following morning. *“On occasion the applicant will put on a performance that involves both dancers and actors, performing in a play for the benefit of spectators.”*
- Films (indoors) – Sundays to Thursdays – 12:00 – 23:00, Fridays and Saturdays – 12:00 – 03:00 the following morning. *“On occasion the applicant may wish to provide the screening of films for the entertainment of the customers.”*
- Live music (indoors) - Sundays to Thursdays – 23:00 – 00:00, Fridays and Saturdays – 23:00 – 03:00 the following morning. *“This request is to allow live singers, and musicians to perform at the premises. The majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22:30 hours, hence the late hour.”*
- Recorded music (indoors) - Sundays to Thursdays – 23:00 – 00:00, Fridays and Saturdays – 23:00 – 03:00 the following morning. *“This request is to allow DJ recorded music to be played at the premises. the majority of these events will take place on Friday and/ or Saturday night. These activities could normally be linked to dance competitions that are held at the premises on Fridays and/or Saturdays. These dance competitions do not usually begin until 22:00 to 22:30 hours, hence the late hour.”*
- Performance of Dance (indoors) - Sundays to Thursdays – 23:00 – 00:00, Fridays and Saturdays – 23:00 – 03:00 the following morning. *“The premises operates primarily as a dance studio, so dance exhibitions will take place at the premises, as well as being linked to plays, for an audience.”*
- Late night refreshment (indoors) - Sundays to Thursdays – 23:00 – 00:00, Fridays and Saturdays – 23:00 – 03:00 the following morning. *“To allow the sale of hot food to continue beyond 23:00 hours as required”*
- Sale of alcohol (on the premises) - Sundays to Thursdays – 12:00 – 00:00, Fridays and Saturdays – 12:00 – 03:00 the following morning.
- Opening hours – Mondays to Thursdays - 12:00 – 00:30, Fridays and Saturdays – 12:00 – 03:30 the following morning, Sundays 12:00 – 00:00.

From reviewing Studio 68 London's website, it would appear opening hours at present are to 10pm Monday – Saturday and 9pm on Sundays.

<https://studio68london.net/contact/>

### **Planning permission**

Planning permission 18/AP/0135 consented the 'Continued use of railway arch as a dance studio and health and fitness centre (Use Class D2), together with the retention of the existing front and rear facades of the railway arch' on 11<sup>th</sup> April 2018. The decision notice is attached for reference.

Condition 2 from the 18/AP/0135 consent limits the opening hours to the following:

- The use hereby permitted for D2 Use Class purposes shall not be carried on outside of the hours 07:00 to 23:00 Mondays to Saturdays, and Sundays and Public Holidays 10:00 to 20:00.

Southwark's Statement of Licensing Policy 2021-2026 details the relationship between the Licensing & Planning regimes in section 101, where it is stated "this Authority will look to ensure proper integration with the planning regime" and "it is strongly recommended that applications for premises licences for permanent commercial premises should normally be from businesses with relevant planning consent for the property concerned."

Existing planning permission is in place that restricts opening hours to safeguard the amenities of neighbouring residential properties.

### **EPT stance**

Section M part d) of the application has been reviewed.

The first measure states "No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance", however there is no details or supplementary information advised on how this can be practically achieved.

There are no details provided with regards to noise, expected levels of noise from the licensable activities proposed and what the predicted noise levels will be at the closest noise sensitive receptors compared to existing background levels. Furthermore there are no details on the existing insulation/makeup of the arch and whether it will be able to contain the noise from the licensable activities sought.

There is no dispersal policy put forward showing how late night visitors will leave the area quietly and not cause public nuisance to the closest residents.

The amount of licensable activities sought until 03:00 on Fridays and Saturdays, with no practical measures proposed to prevent public noise nuisance causes EPT serious concerns. EPT therefore make representation against this application.



There is also existing planning permission in place for the use that restricts the terminal hour to 23:00 Monday to Saturday and 20:00 on Sundays.

Kind regards,

**Mark Prickett**  
**Principal Environmental Protection Officer**  
Environmental Protection Team

TP(Permit)

**SOUTHWARK COUNCIL**

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)



www.southwark.gov.uk

**PLANNING PERMISSION****Applicant** Miss Kramer**LBS Registered Number** 18/AP/0135**Date of Issue of this decision** 11/04/2018**Planning Permission was GRANTED for the following development:**

Continued use of railway arch as a dance studio and health and fitness centre (Use Class D2), together with the retention of the existing front and rear facades of the railway arch.

**At:** RAILWAY ARCH 68, EWER STREET, LONDON, SE1 0NR**In accordance with application received on** 17/01/2018 08:05:14 **Your Ref. No.:**

**and Applicant's Drawing Nos.** SITE LOCATION PLAN; DESIGN AND ACCESS STATEMENT; 17 - 173.1 REV A - EXISTING FLOOR PLANS; 17 - 173.2 REV A - EXISTING SECTIONS AND ELEVATION

**For the reasons outlined in the case officer's report, which is available on the planning register****Subject to the following two conditions:****Time limit for implementing this permission and the approved plans**

1 The development hereby permitted shall not be carried out otherwise than in accordance with the following approved plans:

17 - 173.1 REV A - EXISTING FLOOR PLANS; 17 - 173.2 REV A - EXISTING SECTIONS AND ELEVATION

Reason:

For the avoidance of doubt and in the interests of proper planning.

**Compliance condition(s)** - the following condition(s) impose restrictions and/or other requirements that must be complied with at all times once the permission has been implemented.

2 The use hereby permitted for D2 Use Class purposes shall not be carried on outside of the hours 07:00 to 23:00 Mondays to Saturdays, and Sundays and Public Holidays 10:00 to 20:00.

Reason:

To safeguard the amenities of neighbouring residential properties in accordance with The National Planning Policy Framework 2012, Strategic Policy 13 High environmental standards of The Core Strategy 2011 and Saved Policy 3.2 Protection of Amenity of The Southwark Plan 2007.

**Continued overleaf...**

TP(Permit)

**SOUTHWARK COUNCIL**

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

[www.southwark.gov.uk](http://www.southwark.gov.uk)**PLANNING PERMISSION****LBS Reg. No.** 18/AP/0135**Date of Issue of this decision** 11/04/2018**Statement of positive and proactive action in dealing with the application**

The Council has published its development plan and core strategy on its website together with advice about how applications are considered and the information that needs to be submitted to ensure timely consideration of an application. Applicants are advised that planning law requires applications to be determined in accordance with the development plan unless material considerations indicate otherwise.

The Council provides a pre-application advice service that is available to all applicants in order to assist applicants in formulating proposals that are in accordance with the development plan and core strategy and submissions that are in accordance with the application requirements.

The application was assessed and a recommendation formed within the 8 week deadline.

Signed *Simon Bevan*

Director of Planning

**Your attention is drawn to the notes accompanying this document**

Any enquiries regarding this document should quote the LBS Registered Number and be sent to the Director of Planning, Southwark Council, Chief executive's department, Planning division, Development management, PO Box 64529, London SE1 5LX, or by email to [planning.applications@southwark.gov.uk](mailto:planning.applications@southwark.gov.uk)

UPRN: 200003493488

TP/RLY/12/BK1

**PLANNING PERMISSION**

LBS Registered Number: 18/AP/0135

Date of issue of this decision: 11/04/2018



www.southwark.gov.uk

**IMPORTANT NOTES RELATING TO THE COUNCIL'S DECISION**

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

floor/ceiling shared with another property, a new building on a boundary with neighbouring property or excavation near a neighbouring building. An explanatory booklet aimed mainly at householders and small businesses can be obtained from the Department for Communities and Local Government [DCLG] Free Literature tel: 0870 1226 236 [quoting product code 02BR00862].

**IMPORTANT:** This is a PLANNING PERMISSION only and does not operate so as to grant any lease, tenancy or right of occupation of or entry to the land to which it refers.

--

## APPENDIX C

**From:** [REDACTED]  
**Sent:** Tuesday, September 20, 2022 5:24 PM  
**To:** mark.A.Lynch@met.police.uk; Prickett, Mark <Mark.Prickett@southwark.gov.uk>; Moore, Ray <Ray.Moore@southwark.gov.uk>  
**Cc:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>; McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>  
**Subject:** Studio 68 Ewer Street SE1 0NR

Good afternoon all.

I have now had the opportunity to go through all of your representations, and in some cases suggested conditions with the applicant, and in response the applicant would say this.

The premises operates as a dance studio, and has done for over 11 years. The premises will continue to operate as a dance studio, with all licensable activity requested to be ancillary to the main business of that of a dance studio.

You may not be aware of what takes place at the studio, so the following link may assist you in this. The premises were used for many years to train the dancers on the X Factor for example, and many other TV shows. Dancers such as Brian Friedman have used these premises on numerous occasions.

<https://www.youtube.com/channel/UCHtiUkpkTjLreH68yGi8tEq>

The idea is to use a mobile bar in the studio for those watching the dancers, but all in the studio are dancers, not the general public. There is the main dance studio downstairs, and a smaller one upstairs, although both are very rarely used at the same time.

Under no stretch of the imagination are these premises trying to become a night club, neither will it become a venue for DJ's to hire out and run events at these premises. All music played will be ancillary to the main activity of a dance studio.

When there is no dance activity, as per the business of that of a dance studio, the premises will not be open, and so no licensable activities can take place.

I can also confirm that the relevant planning application has been made to vary a condition of the existing planning consent in respect of the hours of trade, and obviously no licensable activity would take place outside of the permitted planning hours should this application be granted. The extended hours would only be utilised if and when the planning consent was varied, to permit the hours applied for under the Licensing Act 2003.

Given the above description, and in consultation with yourselves, I would like to confirm the following offered, and agreed conditions to be added to the premises licence should it be granted.

Some of these conditions have already been offered in the original operating schedule but the wording has been modified to fit with the required wording of Southwark Licensing Policy.

1. That licensable activities shall only take place as ancillary to activities consistent with a dance studio.
2. CCTV shall be installed and have the ability to capture a clear identifiable facial image of all patrons entering the venue. Images will be stored for a minimum of 31 days and will be made available to Police or other relevant authority upon request.
3. That all CCTV footage shall be kept for a period of thirty one (31) days, maintained to a good working order and shall, upon request, be made immediately available to Officers of the Police and the Council
4. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device
5. That the premises shall operate in line with the dispersal policy. A copy of this policy shall be kept at the premises and made available upon request by Police or Council Officers
6. That clearly legible signage will be prominently displayed where it can easily be seen and read by customers at all exits from the premises and at the bar area advising to the effect that customers are not permitted to take any drinks from the premises outside of the premises at any time. Such signage shall be kept free from obstructions.
7. There shall be no new entry to the premises for customers after 00:00 (save for re-entry for existing customers who have temporarily left the premises, e.g. to smoke).
8. Customers permitted to temporarily leave and then re-enter the premises to smoke must be restricted to a designated smoking area. No more than 10 of customers will be permitted to remain in the designated smoking area at any one time.
9. A comprehensive Dispersal Policy shall be produced and implemented at the premises, with all staff trained on the most recent iteration of the policy. The dispersal policy will be kept at the premises with the premises licence. A record of staff training on the Dispersal Policy shall be kept at the premises and a copy of the policy and training records be made available to the council or police on request.
10. No externally promoted DJ led events shall take place at the venue
11. The venue shall not operate as a night club

12. An incident log shall be kept at the premises ,and made available on request to Police or authorised council officers
13. Notices shall be prominently displayed at all exits requesting customers to respect the needs of local residents and businesses and leave the area quietly
14. The maximum number of people permitted on the premises at any one time, (the accommodation limit), will be 200 excluding staff.
15. The only patrons to use these premises shall be dancers who are either training, and may wish a drink after their sessions, or other dancers who are watching others train. These premises are not open to the general public to “walk in”.

We believe that by implementing the above conditions, and the fact that these premises operate as a dance studio, and will continue to do so, along with the attached dispersal policy, that this application is an exception to the current Southwark Licensing Policy, and so should be granted.

We are hopeful that given the above, you will feel able to withdraw your representation to the application.

If you have any further questions or queries about the application or any of the above, please contact me on the details provided, or by phone on 07976844694. I am hopeful we can avoid a hearing in this instance.

I look forward to your response.

Kind regards

Stewart Gibson  
Licence Agent





## DISPERSAL POLICY

### **1. Purpose of the policy**

**1.1** Tamara Kramer recognises the need for a comprehensive and considered dispersal policy in order to avoid potential disorder and disturbance at the end of the evening. The following policy outlines the steps that the Dance Studio put together to minimise the potential risk and ensure a safe, orderly and quiet egress by the dancers.

**1.2** Tamara Kramer recognises the importance of clearing the immediate vicinity of the licensed premises at the end of the event making sure that all our dancers leave without causing disturbance or any other disorder.

### **2. Responsibilities**

**2.1** Key Staff will ensure that this policy is adhered inside the premises and in the vicinity of the premises.

**2.2** Key Staff will be on duty to supervise the dispersal at the end of the night.

**2.3** Key Staff will constantly monitor the implementation of this dispersal policy, a log will be kept to identify any weaknesses and recommendations in regards to future training or implementation requirements.

**2.4** Any person identified as not conforming to the dispersal policy's or not following instructions will not be allowed entry to the venue in future and this will be entered in the incident log.

### **3. Policy**

- 3.1** Dancers are forbidden from taking alcohol or glassware off the premises. This will be indicated by both clear signage near relevant exits and staff announcements.
- 3.2** Dancers will be asked to leave the venue in a quiet and responsible fashion. This will be indicated by both clear signage near relevant exits.
- 3.3** Dancers will be encouraged to wait inside for taxi and offered water while waiting.
- 3.4** During the whole time of dispersal of dancers from the vicinity key staff will patrol the immediate areas of the premises. This will be done to ensure that a swift and efficient dispersal of the area to ensure that local residents are not disturbed.
- 3.5** Signs will be displayed at the exit to remind dancers to use the bathroom facilities before they leave the venue.
- 3.6** Details of public transport and taxi services will be available to dancers, either with signage or by the availability of leaflets, business cards, maps etc.
- 3.7** Notices will be displayed within the immediate area asking dancers to respect the neighbours and to disperse from the area.
- 3.8** Local residents are aware of a contact number and email address to contact with any issues this will be displayed inside at the front of the premises.
- 3.9** If staff are required to contact the authorities, all incidents will be logged in accordance with the venue's policies and the terms of its licence.
- 3.10** Any dancer not adhering to the instructions of the key staff member will be refused entry to the venue in future.
- 3.11** All Staff will receive training with regards to this policy which will be fully documented.

**Tamara Kramer**

**Signed**

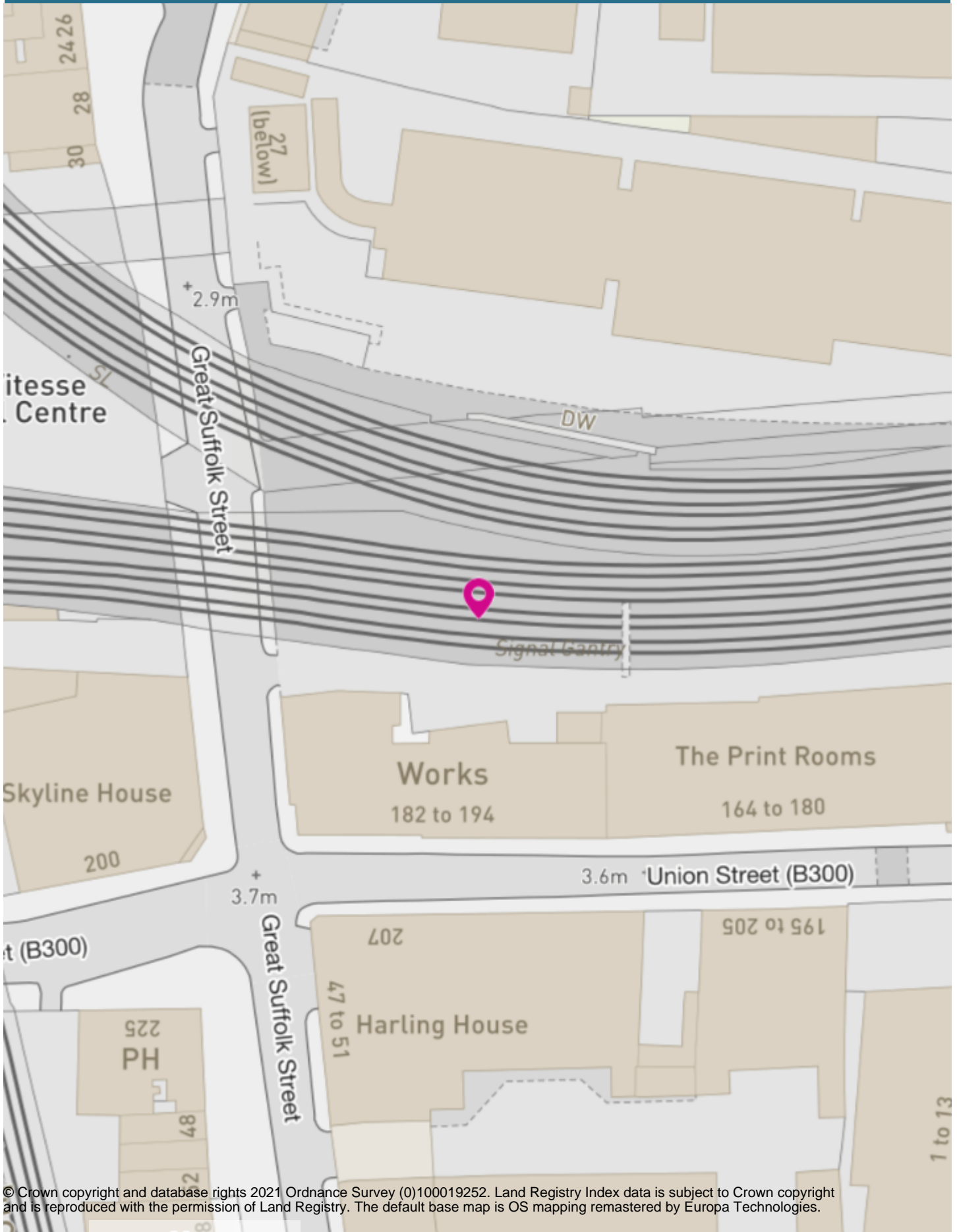
**DESIGNATED PREMISES SUPERVISOR .....**

**Print name.....**

**PREMISES LICENCE HOLDER**

**Print name .....**

**Dated .....**



© Crown copyright and database rights 2021 Ordnance Survey (0)100019252. Land Registry Index data is subject to Crown copyright and is reproduced with the permission of Land Registry. The default base map is OS mapping remastered by Europa Technologies.



This page is intentionally blank.

**LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2022-23**

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

Name	No of copies	Name	No of copies
<b>Members</b>		<b>Officers (by email only)</b>	
Councillor Renata Hamvas	1	Debra Allday, legal team	
Councillor Charlie Smith	1	Toying Calfos, legal team	
Councillor Ian Wingfield	1	Charlotte Precious, legal team	
		Steve Warby, legal team	
<b>Reserve</b>		Wesley McArthur, licensing team	
Councillor Sunny Lambe	1	Ray Moore, trading standards team	
		Mark Prickett, environmental protection team	
		P.C. Ian Clements, Metropolitan Police Service	
		P.C. Mark Lynch, Metropolitan Police Service	
		Andrew Weir, constitutional team	
		<b>Total printed copies: 4</b>	
		<b>Dated:</b> 10 October 2022	