

Licensing Sub-Committee

Thursday 24 November 2022

10.00 am

Online/Virtual: please contact 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 Jane Salmon
Councillor Andy Simmons

Reserves

Councillor Charlie Smith

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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Contact

Andrew Weir by email: andrew.weir@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Althea Loderick

Chief Executive

Date: 15 November 2022



Licensing Sub-Committee

Thursday 24 November 2022
10.00 am

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Order of Business

Item No.	Title	Page No.
	PART A - OPEN BUSINESS	
1.	APOLOGIES	
	To receive any apologies for absence.	
2.	CONFIRMATION OF VOTING MEMBERS	
	A representative of each political group will confirm the voting members of the committee.	
3.	NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	DISCLOSURE OF INTERESTS AND DISPENSATIONS	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	LICENSING ACT 2003: ROCA CAFÉ, 188 GRANGE ROAD, LONDON SE1 3AA	1 - 55

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

PART B - CLOSED BUSINESS

EXCLUSION OF PRESS AND PUBLIC

Item No.

Title

Page No.

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

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

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

Agenda Item 5

Item No. 5.	Classification: Open	Date: 24 November 2022	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Roca Café, 188 Grange Road, London, SE1 3AA	
Ward(s) of group(s) affected		London Bridge and West Bermondsey	
From		Strategic Director of Environment and Leisure	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Turker Akcil for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Roca Café, 188 Grange Road, London, SE1 3AA
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 2 responsible authorities and 2 other persons and is therefore referred to the sub-committee for determination.
 - b) Paragraphs 8 to 11 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 12 to 20 of this report deal with the representations submitted in respect of the application. Copies of the representations submitted are attached in Appendix B and C of this report. A map showing the location of the premises is attached to this report as Appendix E.
 - 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 procedure, 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 22 September 2022, Turker Akcil applied for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Roca Café, 188 Grange Road, London, SE1 3AA. The premises and purpose is described as follows:
- ‘Bistro Café intending to expand business by providing alcohol with the current food Menu. The premises has a capacity of 28 seats. We also like to deliver alcohol via delivery applications such as Deliveroo and Uber’.
9. The hours applied for are summarised as follows:
- The sale by retail of alcohol (on and off the premises):
 - Monday to Sunday from 12:00 to 22:30
 - Opening hours:
 - Monday to Wednesday from 07:00 to 22:30
 - Thursday and Friday from 12:00 to 22:30
 - Saturday from 07:00 to 22:30
 - Sunday to 08:30 to 22:30
10. The premises licence application form provides the applicant's operating schedule. Parts 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 is attached to this report in Appendix A.

Designated premises supervisor

11. The proposed designated premises supervisor is Turker Akcil who holds a personal licence issued by Southwark Council.

Representations from responsible authorities

12. There were 2 representations received from responsible authorities namely the metropolitan police and trading standards.
13. The representation submitted by the metropolitan police was concerned that the application had not addressed the licensing objectives within the operating schedule.
14. The representation by trading standards was submitted regarding the prevention of crime and disorder; the prevention of public nuisance, public safety and primarily the protection of children from harm licensing objectives.
15. Trading standards suggested conditions to be added to the operating schedule in order to promote the licensing objectives.
16. The applicant has addressed the representations submitted by the metropolitan police and trading standards and agreed further conditions/control measures to be added to the operating schedule to promote the licensing objectives, therefore the metropolitan police and trading standards have withdrawn their representations.
17. I attach to this report as Appendix B, the representations and withdrawal statements from the metropolitan police and trading standards.

Representations from other persons

18. 2 representations have been received from other persons concerned with the prevention of crime and disorder and the prevention of public nuisance licensing objectives.
19. The representations state that there is already a significant problems on Grange Road at weekends, with drunk and disorderly behaviour in the early hours. If a licence is granted there will be problems associated with drunks, parking and antisocial behavior with occasional fights. On Saturday and Sunday mornings the pavement is often littered with broken beer bottles and vomit
20. The representations from other persons are attached to this report as Appendix C.

Conciliation

21. Following the conciliation between the applicant and the responsible authorities and the subsequent withdrawal of their representations, the conditions agreed to promote the licensing objectives were sent to the 2 other persons, asking if the extra conditions/control measures might address the concerns within their

representations. A copy of the emails with conciliated conditions sent to the other persons is attached as Appendix D.

22. At the time of writing this report the 2 representations from other persons are still outstanding.
23. At the hearing to determine this application the licensing sub-committee will be apprised as to any further conciliation that may have taken place.

Application history

24. The premises (formerly known as Embassy Café) has previously held a licence 846625 which was granted on 15 January 2015 and surrendered on 12 March 2018.
25. The previous premises licence 846625 allowed for the following licensable activities:
 - The sale by retail of alcohol (on the premises):
 - Monday to Saturday from 07:00 to 23:00
 - Sunday from 08:00 to 22:00
 - Opening hours:
 - Monday to Saturday from 07:00 to 23:30
 - Sunday to 08:00 to 22:30
26. The previous premises licence holder was Turker Akcil. I attach a copy of the previous licence to this report at Appendix E

Map

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

Bermondsey Arts Club, 102a Tower Bridge Road, SE1 4TP, licensed for

- Films – indoors
 - Monday to Sunday: 09:00 – 02:00
- Late night refreshment - indoors
 - Monday to Sunday: 23:00 – 02:00
- Live music – indoors
 - Monday to Sunday: 09:00 – 02:00
- Performance of dance – indoors
 - Monday to Sunday: 09:00 – 02:00
- Recorded music – indoors

- Monday to Sunday: 09:00 – 03:30
- Sale by retail of alcohol to be consumed off the premises
 - Monday to Sunday: 09:00 – 02:00
- Sale by retail of alcohol to be consumed on the premises
 - Monday to Sunday: 09:00 – 03:30

The Grange, 103 The Grange, Grange Road, SE1 3BW, licensed for

- Films – indoors
 - Monday to Sunday: 07:00 – 01:00
- Indoor sporting event
 - Monday to Sunday: 07:00 – 01:00
- Late night refreshment - indoors
 - Monday to Sunday: 23:00 – 01:00
- Live music – indoors
 - Monday to Sunday: 07:00 – 01:00
- Performance of dance – indoors
 - Monday to Sunday: 07:00 – 01:00
- Recorded music – indoors
 - Monday to Sunday: 07:00 – 01:00
- Sale by retail of alcohol to be consumed on and off the premises
 - Monday to Sunday: 07:00 – 01:00

Best One, 128 Grange Road, SE1 3AL, licensed for

- Sale by retail of alcohol to be consumed off premises
 - Monday to Saturday: 08:00 – 23:00, Sunday: 10:00 – 22:30

The Victoria, 68-70 Victoria Pages Walk, SE1 4HL, licensed for

- Late night refreshment - indoors
 - Sunday to Thursday: 23:00 – 01:00, Friday and Saturday: 23:00 – 01:30

- Live music – indoors
 - Monday to Thursday:10:00 – 01:00, Friday and Saturday: 10:00 – 01:30, Sunday: 12:00 – 01:00
- Performance of dance – indoors
 - Monday to Thursday:10:00 – 01:00, Friday and Saturday: 10:00 – 01:30, Sunday: 12:00 – 01:00
- Recorded music – indoors
 - Monday to Thursday: 10:00 – 01:00, Friday and Saturday: 10:00 – 01:30, Sunday: 12:00 – 01:00
- Entertainment similar to live music/recorded music – indoors
 - Monday to Thursday: 10:00 – 01:00, Friday and Saturday: 10:00 – 01:30, Sunday: 12:00 – 01:00
- Sale by retail of alcohol to be consumed on and off the premises
 - Monday to Thursday: 10:00 – 01:00, Friday and Saturday: 10:00 – 01:30, Sunday: 12:00 – 01:00

Cafe Amisha, 161 Amisha Court Grange Road, SE1 3GH, licensed for

- Recorded music – indoors
 - Monday to Sunday: 07:00 – 23:00
- Sale by retail of alcohol to be consumed off the premises
 - Monday to Sunday: 12:00 – 22:30
- Sale by retail of alcohol to be consumed on the premises
 - Monday to Sunday: 11:00 – 22:30

Grange Road off licence, 170-176 Grange Road, SE1 3BN, licensed for

- Sale by retail of alcohol to be consumed off the premises
 - Monday to Sunday: 06:00 – 23:00

Cheung Wah, 213 Grange Road, SE1 3AA, licensed for

- Late night refreshment - indoors
 - Monday to Sunday : 23:00 – 00:00

Southwark Council statement of licensing policy

28. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
29. 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 licenses and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
30. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.
31. 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

Cumulative impact area (CIA)

32. The premises are not situated in a cumulative impact area
33. The premises are situated in a Residential Area according to the council's statement of licensing policy.
34. Under the Southwark statement of licensing policy 2021 - 2026 the following closing times are recommended as appropriate within this area for the categories of premises stated:
 - Restaurants and Cafes: 23:00 daily
 - Public Houses Wine bars or other drinking establishments: 23:00 daily
 - Hotel bars and guest houses: No restrictions for residents
 - Night Clubs (with 'sui generis' planning classification) are not considered appropriate for this area
 - Off-Licences and alcohol sales in grocers and supermarkets: 23:00 daily
 - Take-away establishments are not considered appropriate for this area
 - Cinemas and Theatres: 23:00 daily
 - Vessels: 23:00 hours daily
 - Qualifying members' club: 23:00 daily

Climate change implications

35. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
36. 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.
37. Examples of such an agreement may be:
 - Not to 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.

38. 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

39. 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

40. 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.
41. 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.
42. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing Policy 2021 – 2026:
<https://www.southwark.gov.uk/business/licences/business-premises/licensing/licensing-and-gambling-act-policy>.
43. The equalities impact assessment is available at:
<https://modern.gov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

Health impact statement

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

Resource implications

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

Consultation

46. 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

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

Principles for making the determination

49. The sub-committee is asked to determine the application for a premises licence under Section 17 of the Licensing Act 2003.
50. The principles which sub-committee members must apply are set out below.
51. 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.
52. 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.
53. 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

54. 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.
55. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
56. 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.
57. 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.
58. 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

59. 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

60. 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.
61. 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

62. 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.
63. 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.
64. 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.
65. 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.

66. 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.
67. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
68. 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.
69. 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

70. 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

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

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003 Home Office 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

Name	Title
Appendix A	Application for a premises licence
Appendix B	Representations and withdrawal statements by responsible authorities
Appendix C	Representation submitted by Other Persons
Appendix D	Copies of emails and conciliated conditions sent to Other Persons
Appendix E	Previous premises licence
Appendix F	Map of the locality

AUDIT TRAIL

Lead Officer	Caroline Bruce, Strategic Director of Environment and Leisure	
Report Author	Jayne Tear, Principal Licensing Officer	
Version	Final	
Dated	9 November 2022	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Director of Law and Governance	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		11 November 2022

22/09/2022

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

Ref No. 1899547

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

	TURKER AKCIL
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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)

£	12,750
	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

	ROCA CAFE
--	-----------

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

Do you have a Southwark postcode?	Yes
Address Line 1	188 GRANGE ROAD
Address Line 2	
Town	LONDON
Post code	SE1 3AA
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	Mr
If other, please specify	
Surname	Akcil
Forenames	Turker
Date of birth	██████████
I am 18 years old or over	<input checked="" type="checkbox"/>
Nationality	██████████

Current Address

Street number or Building name	ROCA CAFE
Street Description	188 GRANGE ROAD
Town	LONDON

County	Please select a region, state or province.
Post code	SE1 3AA

Contact Details

Daytime contact telephone number	[REDACTED]
Email Address	[REDACTED]

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

Provision of late night refreshment

--	--

Supply of alcohol

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

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

J - Supply of Alcohol

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

	Both
--	------

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

Day	Start	Finish
Mon	12:00	22:30
Tues	12:00	22:30
Wed	12:00	22:30
Thur	12:00	22:30
Fri	12:00	22:30
Sat	12:00	22:30
Sun	12:00	22:30

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

--	--

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)

--	--

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	Turker
Surname	Akcil

DOB

Date Of Birth	██████████
---------------	------------

Address of proposed designated premises supervisor

Street number or Building name	ROCA CAFE
Street Description	188 GRANGE ROAD
Town	LONDON
County	
Post code	SE1 3AA

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

Personal licence number (if known)	██████████
Issuing authority (if known)	██████████

█
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	07:00	22.30
Tues	07:00	22.30
Wed	07:00	22.30
Thur	12:00	22.30
Fri	12:00	22.30
Sat	07:00	22.30
Sun	08:30	22.30

State any seasonal variations (Please read guidance note 5)

--	--

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)

--	--

M - Steps to promote four licencing objectives

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

	THE LICENCE WILL BE USED IN GOOD SPIRIT AT ALL TIMES.
--	---

b) the prevention of crime and disorder

	WILL TRAIN ALL STAFF ON DUTY OF CARE. IE WILL NOT SERVE ANY CUSTOMERS WHO WE THINK WHO HAD TOO MANY.
--	--

c) public safety

	PUBLIC SAFETY WILL BE OUR PRIORITY.
--	-------------------------------------

d) the prevention of public nuisance

	WE WILL ENSURE THAT THERE IS NO NUISANCE CAUSED JUST OUTSIDE THE PREMISES AND ALSO AS CUSTOMERS ARE LEAVING.
--	--

e) the protection of children from harm

	CHILDREN WILL BE OUR TOP PRIORITY TO ENSURE THEIR SAFETY.
--	---

Guidance note 10

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

Please upload a plan of the premises

	
--	---

Please upload any additional information i.e. risk assessments

--	--

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

	I am a company or limited liability partnership
--	---

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	[REDACTED]
PaymentAmountInMinorUnits	[REDACTED]
AuthCode	[REDACTED]
LicenceReference	[REDACTED]
PaymentContactEmail	[REDACTED]

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	Turker Akcil
Date (DD/MM/YYYY)	22/09/2022
Capacity	applicant

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	Turker Akcil
Date (DD/MM/YYYY)	22/09/2022
Capacity	applicant

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	TURKER AKCIL
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.



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/21/172

Date: 28/09/2022

Dear Sir/Madam

Re: Roca Café 188 Grange Road SE13AA

Police are in possession of an application from the above for a New Premises Licence for the supply of alcohol on/off sales. The operating schedule describes it as a Bistro Cafe. The Hours requested are within the guidelines set out in the Southwark Statement of Licensing for residential area however there appears to be a discrepancy between the opening hours and supply of alcohol hours requested and this should be explained.

The applicant has provided very little in the way of an operating schedule. They have provided a seating plan for the café area and a garden area.

The applicant has offered minimal control measures within the operating schedule however 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 the granting of this licence in its current format as the applicant has not fully addressed the licensing objectives and the lack of information means I cannot make any further comment at this time.

Submitted for your consideration.
Yours Sincerely

PC Mark Lynch 2246AS
Southwark Police Licensing Unit
Tel: 0207 232 6756/6639

(POLICE - WITHDRAWAL OF REPRESENTATION STATEMENT)

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>

Sent: Thursday, November 3, 2022 3:46 PM

To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>

Cc: [REDACTED] Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; SouthwarkLicensing@met.police.uk

Subject: Application for a premises licence -188 Grange Road (878415)

Good afternoon

In view of the applicants acceptance to the additional conditions and amended wording as below in red ,Police would now like to withdraw our representation for the granting of the licence for Roca Café 188 Grange Road SE16

That a CCTV system shall be installed and maintained in full working order. The CCTV system will record footage of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered by the CCTV system including the bar, smoking areas, and frontage of the premises. The premises shall not be open at any time when the CCTV is not operating correctly.

All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available for inspection to officers of the Police and the Council on request.

That at least one 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 on request of Police or council officer.

That all staff shall be trained in their responsibilities under the Licensing Act 2003 and in regards to the terms and conditions of this licence. Such training should include the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. Records pertaining to such training shall be kept / be accessible at the premises at all times, shall be updated every 6 months and shall be made immediately available for inspection at the premises to council and / or police officers on request.

That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers at all exits from the premises, requesting to the effect that customers leave the premises and area in a quiet and orderly manner. Such signs shall be maintained free from obstruction when the premises are in use in accordance with this licence.

That a dispersal policy will be implemented and maintained to assist with patrons leaving the premises in an orderly and safe manner and all relevant staff will be trained in the contents of this policy and made aware of any changes. A record of this training will be kept including the date and the trainees name and made available for inspection when requested. A copy of the dispersal policy shall be made available to the licensing officer and the police on request.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the 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 including date, time and name of staff member; h) any visit by a relevant authority or emergency service.

That all staff are trained in their responsibilities under the Licensing Act 2003 and the signs of drunkenness and training records to be kept and updated every six months and shall be made immediately available to officers of the police and the council upon request.

That customers shall use no outside area after 20.00 other than those who temporarily leave the premises to smoke a cigarette at the front of the premises with no more than five people permitted to smoke at one any time.

That the supply of alcohol on the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal

That all licensable activities shall cease 30 mins before the terminal hour

There shall be no vertical drinking in the premises

That staff shall monitor the internal and external areas of the premises and ensure the orderly conduct of patrons at the premises

All off Sales of alcohol shall be sold in sealed containers

All off sales shall only be made to persons purchasing substantial takeaway meal and shall be for consumption away from the premises.

That alcohol shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal, and by consumption by such persons as an ancillary to their meal

The accommodation limit shall be set at 28 patrons as per the seating plan

The licensee shall ensure that no noise shall emanate from the premises by its patrons which causes nuisance to their neighbours rise to a nuisance;
Proposed Conditions

Kind Regards
Mark Lynch Pc2246AS
Southwark Police Licensing

From: Roca Cafe [REDACTED]
Sent: 03 November 2022 10:03
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Cc: Jayne.Tear@SOUTHWARK.GOV.UK; MD Mailbox - Southwark Licensing <SouthwarkLicensing@met.police.uk>; Ray.Moore@southwark.gov.uk
Subject: Re: Application for a premises licence -188 Grange Road (878415)

Dear Mark Lynch,

I accept all the above conditions.

Kind regards

Turker Akcil

Get [Outlook for Android](#)

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Thursday, October 20, 2022 8:46 AM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk> [REDACTED]
Cc: Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: RE: Application for a new premises license, Turker Akcil T/A "Roca Cafe", 188 Grange Road, London SE1 3AA Ref: 878415

Trading Standards as a responsible authority are in receipt of a new premises license application from Turker Akcil in respect of a premises at 188 Grange Road, London, SE1 3AA. 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:-

“Bistro Cafe intending to expand business by providing alcohol with the current food menu. The premises has a capacity of 28 seats. We also like to deliver alcohol via delivery applications such as deliveroo and uber.”

The hours for alcohol sales are to be:-

Monday to Sunday 12:00hrs to 22:30hrs

...these are not the same as the opening hours as the premises opens earlier in the day. The application is for on and off sales as well as online sales via platforms such as Deliveroo or Unbereats.

It is noted that the application states the following in relation to the protection of children from harm....

CHILDREN WILL BE OUR TOP PRIORITY TO ENSURE THEIR SAFETY.

It is also noted that it states under General All four licensing objectives...

THE LICENCE WILL BE USED IN GOOD SPIRIT AT ALL TIMES.

This is not sufficient and Trading Standards asks that the following conditions be put forward to cover all these matters.

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.

350 - No beers, lagers or ciders in single cans, bottles or multi packs with an ABV of more than 6.5% will be displayed, sold or offered for sale from the premises unless written permission has been given by Metropolitan Police Licensing, Southwark Council Trading Standards or Southwark Council Licensing. A copy of that permission must be retained with the premises licence and be immediately available for inspection by any Responsible Authority.

It is not specified how age will be verified for online sales.

If the license were to be granted then Trading Standards as a responsible authority would ask that the applicant suggest some form of conditions to ensure that alcohol is not delivered to minors and what online age verification scheme is to be used.

Trading Standards would welcome a dialogue on these matters to discuss what conditions could be put in place to ensure that the licensing objective “the protection of children from harm” is met. An initial suggestion might be as follows:-

That all online sales of alcohol are subject to a real time age verification check via an external third party.

- That drivers (whether employed directly, as self-employed or via third parties) have to undertake training on age restricted policies to ensure that the following checks are conducted at the point of delivery when the person appears to be under the age of 25...???

- All online age verification checks should only be made by a company which is a member of the following organisation <https://avpassociation.com/>

It maybe that these matters are dealt with in any contract with deliveroo etc. If so Trading Standards would welcome details of how they intend to deal with these matters.

Draft guidance published by the Government on these matters for primary authority relationships with businesses suggest the following:-

“Online Age Assessment for Remote Sales

Online transactions present a challenge that the customer is not directly visible to the company to assess their age. Broadly, online transactions should verify age by securing that:

- The customer is a real person
- The customer is able to demonstrate that they are over the relevant age restriction
- That this is anchored in a process that can be relied upon
- That the process is tested, independently certified and monitored

Primary authorities should seek evidence from partner businesses or their systems suppliers that the approach to age verification meets the above criteria and any other relevant criteria to the specific circumstances of the transactions.

Primary authorities should consider whether systems are resilient to presentation attack (this is more commonly known as 'spoofing'). There should be means in place to test for both liveness presentation attack (is it a real living person) and documentary presentation attack (is it a genuine ID document).

Systems should be clear, through their age check practice statement, of the methodologies utilized to provide age assurance and the authoritativeness category of originating identity documentation. Primary authorities may want to consider the application of relevant standards (such as the Governments Good Practice Guide (GPG45) on identity proofing, the PASS 2:2020 – Proof of Age Standards Scheme – Requirements for e-ID Validation Technology or BS 8626:2020 – Design and operation of online user identification systems – Code of practice.

Typically, authoritativeness categories of identity documents should secure that they are from:

- A governmental or public authority
- The Proof of Age Standards Scheme (PASS) or international equivalent
- An authorized or regulated industry (such as finance or utility)

It is worth noting that identity is a construct of an asserted status noted and recorded by the individual citizen and their home state. A person's identity attributes can evolve over time, although their date of birth remains a constant (name, address, gender, financial footprint and other identify attributes can change through the lifetime of an individual). Processes based on gaining age assurance associated with identity are, therefore, prone to error. Primary authorities should consider whether or not the validity of an age assurance check based on identity verification should diminish over time, perhaps associated with the risk assessment of the age restricted item concerned. Generally, primary authorities should not accept age assurance that are perpetual indefinitely.

There are numerous methods of age assurance, which are growing and developing in accuracy and efficacy all of the time. At present the following are some of the methods that businesses may be seeking to implement:

- e-IDVT (ID verification technology) – scanning a passport/Driving Licence/PASS Card – with or without NFC capabilities (near field communication).
- Apps and Attribute Identity and Verification Services
- Age Estimation and Artificial Intelligence Systems
- Database look up – links to primary data sources (like credit reference agencies). Government records, records from sources regulated by government agencies (such as FCA, OFCOM, etc), PASS Card Issuers
- Age Exchanges – distributed ledgers

Primary authorities should consider how businesses and age assurance systems deal with contra indicators, that is information or behaviours that cast doubt on the age assurance gained.”

AS CAN BE SEEN FROM THE ABOVE THERE ARE AS YET NO AGREED PROTOCOLS FOR MOVING FORWARD ON THESE MATTERS AND THE TECHNOLOGY IS RAPIDLY EVOLVING.

Trading Standards as a responsible authority would welcome a dialogue with the company to try and agree a way forward that is appropriate for your business.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

Post: 3rd Floor Hub 2, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 0816 | Fax 020 7525 5735 | Call Centre 020 7525 2000

www.southwark.gov.uk/TradingStandards

Need advice on consumer issues? Visit Citizens Advice via www.direct.gov.uk/consumer



<http://www.southwark.gov.uk/business/trading-standards-and-food-safety/illegal-tobacco-e-cigarettes-and-shisha>

Please consider the environment - do you really need to print this email?

(TRADING STANDARDS - WITHDRAWAL OF REPRESENTATION STATEMENT)

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Monday, October 24, 2022 1:04 PM
To: Roca Cafe [REDACTED] Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: RE: Application for a new premises license, Turker Akcil T/A "Roca Cafe", 188 Grange Road, London SE1 3AA Ref: 878415

As the applicant has now accepted the following condition TS as a responsible authority now withdraw the representations.

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.

350 - No beers, lagers or ciders in single cans, bottles or multi packs with an ABV of more than 6.5% will be displayed, sold or offered for sale from the premises unless written permission has been given by Metropolitan Police Licensing, Southwark Council Trading Standards or Southwark Council Licensing. A copy of that permission must be retained with the premises licence and be immediately available for inspection by any Responsible Authority.

"Online sales will be done by "Ubereats" and "Deliveroo" and age verification is covered by their respective policies on these matters."

Ray MOORE

Principal Trading Standards Enforcement Officer

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<http://www.southwark.gov.uk/business/trading-standards-and-food-safety/illegal-tobacco-e-cigarettes-and-shisha>

Please consider the environment - do you really need to print this email?

From: Roca Cafe [REDACTED]
Sent: Monday, October 24, 2022 1:02 PM
To: Moore, Ray <Ray.Moore@southwark.gov.uk>
Cc: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: Re: Application for a new premises license, Turker Akcil T/A "Roca Cafe", 188 Grange Road, London SE1 3AA Ref: 878415

Dear Ray Moore,

I confirm these conditions are acceptable.

Kind regards

Turker Akcil

Get [Outlook for Android](#)

From: OTHER PERSON 1

Sent: Sunday, October 9, 2022 3:19 PM

To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>

Subject: Application for licence no.878415

Good afternoon

I would like to lodge an objection to application for licence no.878415 (Roca Cafe, Grange Road). I lodge the objection on 2 grounds: Public nuisance, and Crime and disorder.

There is already a significant problem on Grange Road at weekends with drunk and disorderly behaviour in the early hours. On my weekends I am woken up several times a night by drunken shouting at all hours, with occasional fights, and on Saturday and Sunday mornings the pavement is often littered with broken beer bottles and vomit.

Please could you take into account the wishes of residents of Grange Road by denying the request to serve alcohol at this cafe.

Many thanks



Sent from my iPad

Sent from my iPad

From: OTHER PERSON 2

Sent: Wednesday, October 19, 2022 1:00 PM

To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>

Subject: Roca Cafe

I can see from their window that Roca Cafe have applied for a license to serve drinks until 10.30 pm. The cafe, currently closed in the evening, already causes chaos with a constant stream of delivery trucks and builders vans blocking the road as everyone piles in for the all-day breakfast. if a license is granted this will continue into the evening with all the usual problems associated with drunks, parking and antisocial behaviour. Our tiny residential street is metres from the cafe and our lives will be made intolerable if we have to cope with the cafe all evening as well as all day. Please consider the social environment and refuse this application.

I have tried to make this representation online and have utterly failed. The reference given on their notice in the window does not exist on your website and the name of the cafe and the proprietor returns no results on your website. We have also received no notice from Southwark Council even though we are very close neighbours of the cafe. I believe that many complaints will have gone unheard and urge you to make it possible for residents to register their concerns and extend the application process. In view of this I would ask that you acknowledge this email and advise how you are acting to allow us all to register our concerns. I attach a photo of the application so that you might see how the links don't work and the searches return nothing.

Yours sincerely

A large black rectangular redaction box covering the signature area of the email.

From: Tear, Jayne

Sent: Friday, November 4, 2022 4:59 PM

To: **OTHER PERSON 1**

Subject: RE: CONCILIATION - Roca Café, 188 Grange Road, SE1 3AA -
Application for a premises licence

Importance: High

Dear [REDACTED]

Further to your representation regarding the above premises licence application.

There were also representations against the application from responsible authorities, namely the Police and Trading Standards.

The Police and Trading Standards have requested control measures to be put on any granted premises licence granted in order to promote the four licensing objectives. The applicant has agreed to all the control measures and as such the Police and Trading Standards have now withdrawn their representations. All the control measures will become conditions put on the premises licence.

Please see attached the conciliated conditions agreed between the Police, Trading Standards and the applicant.

Please let me know if you feel the extra conditions address your concerns within your own representation and whether you might feel able to withdraw your representation. In which case the hearing will be unnecessary.

If not the hearing will go ahead as planned on Thursday 24 November 2022 and the concerns within your representation can be addressed by the Licensing Sub-Committee.

With kindest regards

Jayne

Jayne Tear - Principal Licensing Officer

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

Direct line 020 7525 0396 | Fax 020 7525 5735 | Call Centre 020 7525 2000

From: Tear, Jayne

Sent: Friday, November 4, 2022 5:03 PM

To: OTHER PERSON 2

Subject: RE: CONCILIATION - Roca Café, 188 Grange Road, SE1 3AA -
Application for a premises licence

Dear [REDACTED]

Further to your representation regarding the above premises licence application.

There were also representations against the application from responsible authorities, namely the Police and Trading Standards.

The Police and Trading Standards have requested control measures to be put on any granted premises licence granted in order to promote the four licensing objectives. The applicant has agreed to all the control measures and as such the Police and Trading Standards have now withdrawn their representations. All the control measures will become conditions put on the premises licence.

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Please let me know if you feel the extra conditions address your concerns within your own representation and whether you might feel able to withdraw your representation. In which case the hearing will be unnecessary.

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With kindest regards

Jayne

Jayne Tear - Principal Licensing Officer

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

Direct line 020 7525 0396 | Fax 020 7525 5735 | Call Centre 020 7525 2000

Conciliated conditions ROCA CAFE PREMISES LICENCE APPLICATION

Police – (conciliated conditions)

- That a CCTV system shall be installed and maintained in full working order. The CCTV system will record footage of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered by the CCTV system including the bar, smoking areas, and frontage of the premises. The premises shall not be open at any time when the CCTV is not operating correctly.
- All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available for inspection to officers of the Police and the Council on request.
- That at least one 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 on request of Police or council officer.
- That all staff shall be trained in their responsibilities under the Licensing Act 2003 and in regards to the terms and conditions of this licence. Such training should include the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. Records pertaining to such training shall be kept / be accessible at the premises at all times, shall be updated every 6 months and shall be made immediately available for inspection at the premises to council and / or police officers on request.
- That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers at all exits from the premises, requesting to the effect that customers leave the premises and area in a quiet and orderly manner. Such signs shall be maintained free from obstruction when the premises are in use in accordance with this licence.
- That a dispersal policy will be implemented and maintained to assist with patrons leaving the premises in an orderly and safe manner and all relevant staff will be trained in the contents of this policy and made aware of any changes. A record of this training will be kept including the date and the trainees name and made available for inspection when requested. A copy of the dispersal policy shall be made available to the licensing officer and the police on request.
- An incident log shall be kept at the premises, and made available on request to an authorised officer of the 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 including date, time and name of staff member; h) any visit by a relevant authority or emergency service.
- That all staff are trained in their responsibilities under the Licensing Act 2003 and the signs of drunkenness and training records to be kept and updated every six months and shall be made immediately available to officers of the police and the council upon request.
- That customers shall use no outside area after 20.00 other than those who temporarily leave the premises to smoke a cigarette at the front of the premises with no more than five people permitted to smoke at one any time.

- That the supply of alcohol on the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal
- That all licensable activities shall cease 30 minutes before the terminal hour
- There shall be no vertical drinking in the premises
- That staff shall monitor the internal and external areas of the premises and ensure the orderly conduct of patrons at the premises
- All off Sales of alcohol shall be sold in sealed containers
- All off sales shall only be made to persons purchasing substantial takeaway meal and shall be for consumption away from the premises.
- That alcohol shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal, and by consumption by such persons as an ancillary to their meal
- The accommodation limit shall be set at 28 patrons as per the seating plan
- The licensee shall ensure that no noise shall emanate from the premises by its patrons which causes nuisance to their neighbours rise to a nuisance

Trading Standards - (conciliated conditions)

- 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.
- 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.
- 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.
- 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.
- No beers, lagers or ciders in single cans, bottles or multi packs with an ABV of more than 6.5% will be displayed, sold or offered for sale from the premises unless written permission has been given by Metropolitan Police Licensing, Southwark Council Trading Standards or Southwark Council Licensing. A copy of that permission must be retained with the premises licence and be immediately available for inspection by any Responsible Authority.
- Online sales will be done by “Ubereats” and “Deliveroo” and age verification is covered by their respective policies on these matters.

Licensing Act 2003 Premises Licence

45



Environmental Health & Trading Standards
Licensing Unit
Hub 2, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

846625

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Embassy Cafe 188 Grange Road	
Ordnance survey map reference (if applicable), 179203533450	
Post town London	Post code SE1 3AA
Telephone number 020 7237 6419	

Licensable activities authorised by the licence
Sale by retail of alcohol to be consumed on premises

The opening hours of the premises
For any non standard timings see Annex 2
Monday 07:00 - 23:30
Tuesday 07:00 - 23:30
Wednesday 07:00 - 23:30
Thursday 07:00 - 23:30
Friday 07:00 - 23:30
Saturday 07:00 - 23:30
Sunday 08:00 - 22:30

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

The times the licence authorises the carrying out of licensable activities
For any non standard timings see Annex 2 of the full premises licence
Sale by retail of alcohol to be consumed on premises
Monday 07:00 - 23:00
Tuesday 07:00 - 23:00
Wednesday 07:00 - 23:00
Thursday 07:00 - 23:00
Friday 07:00 - 23:00
Saturday 07:00 - 23:00
Sunday 08:00 - 22:00

Part 2

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

Turker Akcil
188 Grange Road
London
SE1 3AA

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

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

No alcohol to be sold

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

Licence No.
Authority

Licence Issue date 15/01/2015

Anti-Social Behaviour, Noise Nuisance &
Licensing Manager
Hub 2, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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

- (a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
- (b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

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

485 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

- (a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

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

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

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

(i) Beer or cider: 1/2 pint;

(ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

491 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purpose of the condition set out in paragraph (1):

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) "permitted price" is the price found by applying the formula $P = D + (D \times V)$,

where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence –

- (i) the holder of the premises licence;
- (ii) the designated premises supervisor (if any) in respect of such a licence; or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(7).

3. Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax;

(2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

288 The CCTV system must:

- a) provide a record of the time, date and location of any recorded images
- b) provide good quality images (colour images during opening times)
- c) be able to operate under existing light levels within and without the premises
- d) have the recording device located in a secure area or locked cabinet
- e) have a monitor to review images and show picture quality
- f) be regularly maintained to ensure continuous image quality and image retention

289 All images captured by the CCTV system must be kept for thirty one (31) days

340 That a CCTV system shall be installed, operated and maintained at the premises.

341 The CCTV cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and the shop floor areas.

342 The CCTV cameras covering the entrances must capture full frame shots of the heads and shoulders of all people entering the premises such that the shots are capable for use in identification.

343 The CCTV cameras viewing till areas must capture frames not less than 50% of the screen.

344 The CCTV cameras overlooking the shop floor areas should provide wide angle images to give an overview of the premises.

345 The CCTV cameras must capture a minimum of 16 frames per second.

346 The CCTV system must be capable of visually confirming the nature of any incidents / crimes committed at the premises.

288 That the CCTV system installed upon the premises shall be maintained in good working condition and operable at all times

289 That recordings taken by the CCTV system installed upon the premises shall be kept and made available for inspection by authorised officers for a period of thirty one (31) days

347 The police will have access to images captured by the CCTV system at any reasonable time.

348 That the CCTV system must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format to ensure that no image quality is lost when making copies of any images. If this format is non standard (i.e. manufacture proprietary) then suitable replay software must be available to ensure that the data can be replayed on a standard computer. Copies of CCTV data must be made available to the police on request.

349 That emergency lighting shall be provided at the premises.

255 That suitable fire extinguishers shall be kept at the premises, be located in easily accessible areas and be maintained free from obstruction.

350 That the fire exit(s) at the premises shall be maintained free from obstructions / impediments at all times when the premises are in operation.

4AI That a refusal book shall be used and maintained at the premises. Any occasions when customers are refused the sale of alcohol shall be recorded in the refusals book, which shall be kept at the premises for not less than 12 months.

351 That smoke detectors shall be installed at the premises and maintained in full working order at all times.

311 That clearly legible signage will be displayed where it can easily be seen and read by customers requesting to the effect that customers leave the premises in a quiet and orderly manner.

316 That deliveries shall only be made during normal working hours. Bins shall not be emptied outside of the premises in the late evening or early morning.

352 That all staff involved in the sale of alcohol shall receive from the DPS sufficient and relevant training in regards to the sale of alcohol. Regular refresher training in regards to the sale of alcohol shall also be given to all staff involved in the sale of alcohol. Records of such training / refresher training shall be kept at the premises and be made available to officers of the licensing authority or the police on request.

4AG That the premises shall operate a 'Challenge 21' policy whereby customers purchasing alcohol who appear to be less than 21 years of age will be asked for an approved form of proof of age to verify

that they are at least 18 years old. Approved forms shall include a driving licence, passport, UK armed forces identification card or a Proof of Age Standards Scheme (PASS) approved proof of age card.

4AC That clearly legible signage will be displayed at the point of entry and at the serving area where it can easily be seen and read by customers informing customers that a challenge 21 policy is in operation at the premises.

353 That there will be no drinks permitted outside, on the frontage or in the garden, after 21.00hrs Sunday to Wednesday and 22.00 hours on Thursday, Friday and Saturday.

354 That there will not be more than 4 persons permitted outside, to smoke only, on the frontage after 21.00hrs Sunday to Wednesday and 22.00 hours on Thursday, Friday and Saturday.

355 External waste handling, collections, deliveries and the cleaning of external areas shall take place between the hours of 08.00hrs to 20.00hrs only.

356 That any trade waste receptacle additional to that already in use at the premises at the time of the initial application for this licence shall be located either inside the premises (if permitted) or in the premises' yard (or similar) only. If it is not permitted to locate additional trade waste receptacles internally or in the premises' yard (or similar) then the licensee shall ensure that any waste receptacles in use are located in authorised areas only and located in such a manner that they cause minimal obstruction.

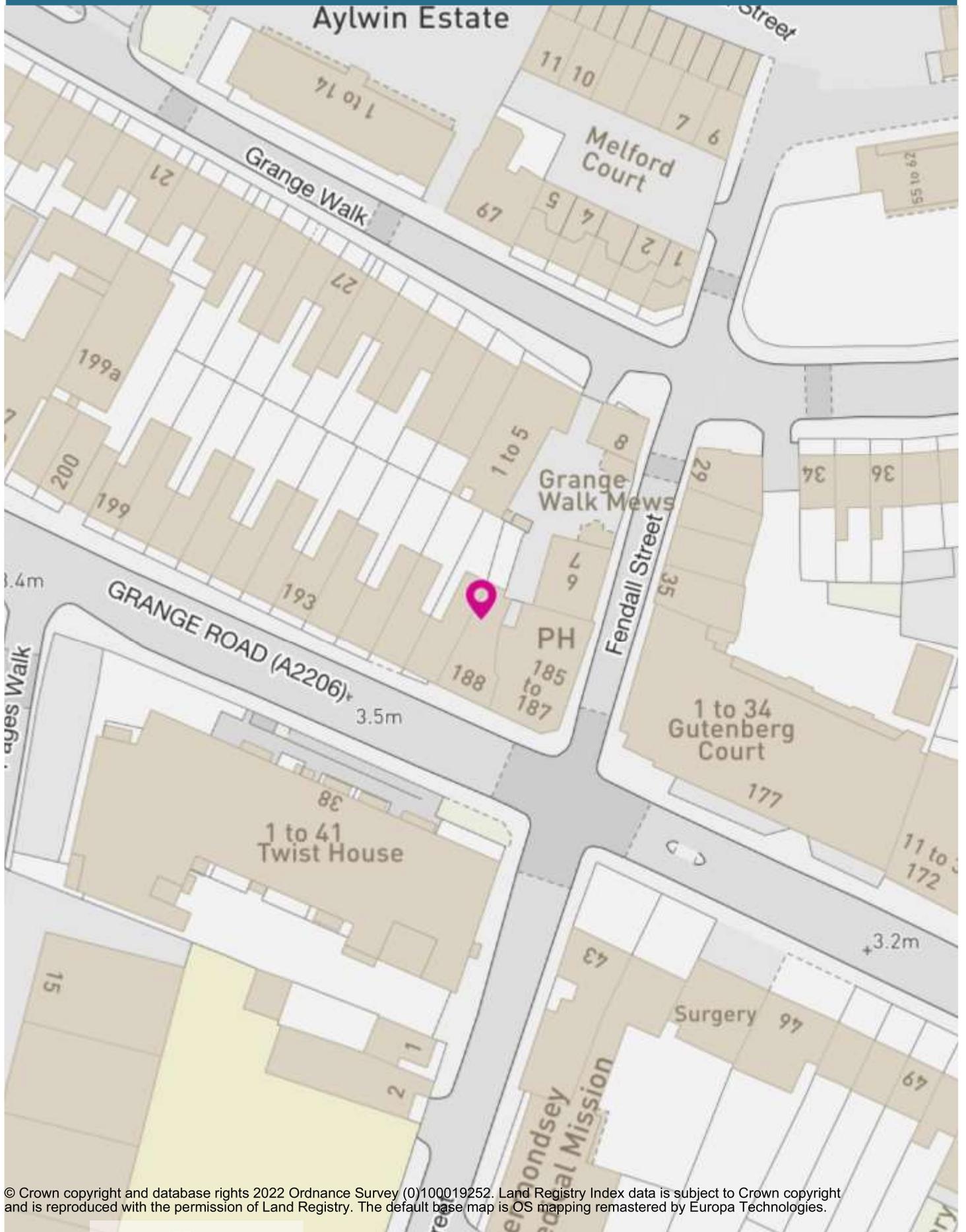
357 That any waste, refuse or similar arising from the operation of the premises will be stored in suitable authorised waste receptacles only and that the external area in front of the premises shall be cleared of any waste, refuse or similar arising from the operation of the premises.

358 That clearly legible signage will be displayed where it can easily be seen and read by customers stating to the effect that CCTV is in operation at the premises.

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

Annex 4 - Plans - Attached

Licence No. 846625
Plan No. 0315.14.02
Plan Date Oct 2014



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