

Licensing Sub-Committee

Thursday 27 April 2023

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 Sunny Lambe
Councillor Margy Newens

Reserves

Councillor Jane Salmon

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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

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

Access

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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: 18 April 2023



Licensing Sub-Committee

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Order of Business

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

1. APOLOGIES

To receive any apologies for absence.

2. CONFIRMATION OF VOTING MEMBERS

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

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

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

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

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

5. LICENSING ACT 2003: CASA, 64-66 NEWINGTON CAUSEWAY, LONDON SE1 6DF	1 - 96
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ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

PART B - CLOSED BUSINESS**EXCLUSION OF PRESS AND PUBLIC**

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

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

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

Date: 18 April 2023

Item No. 5.	Classification: Open	Date: 27 April 2023	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: Casa, 64-66 Newington Causeway, London SE1 6DF	
Ward(s) of group(s) affected		St Georges Ward	
From		Strategic Director of Environment, Neighbourhoods and Growth	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Kizomba Addiction Limited for the grant of a new premises licence granted under the Licensing Act 2003 in respect of the premises known as Casa, 64-66 Newington Causeway, London SE1 6DF.
2. Notes:
 - a) The application is for a new premises in respect of the premises known Casa, 64-66 Newington Causeway, London SE1 6DF under section 17 of the Licensing Act 2003.
 - b) The application is subject to four representations from responsible authorities, namely the Metropolitan Police Service, licensing, trading standards and environmental protection team, and is therefore referred to the licensing sub-committee for determination.
 - c) Paragraphs 8 to 10 of this report provides a summary of the application. A copy of the application is attached as Appendix A.
 - d) Paragraphs 11 to 15 of this report provide a summary of the representations received. A copy of the representations is attached to this report as Appendix B.
 - e) A map showing the location of the premises is attached to this report as Appendix C.
 - f) 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 application for a premises licence

8. On 13 February 2023 Kizomba Addiction Limited applied to this council for the grant of a premises licence for the premises known as Casa, 64-66 Newington Causeway, London SE1 6DF for the following licensable activities:
 - **The sale of alcohol to be consumed on and off the premises:**
 - Sunday to Wednesday: 11:00 to 02:00
 - Thursday: 11:00 to 03:00

- Saturday and Sunday: 11:00 to 05:00.

- **Non-standard timings:**

- Sunday before a bank holiday Monday: 23:00 to 05:00
- An additional hour once a year at the end of British Summer Time (when the clocks go back)
- From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day

Live music indoors:

- Sunday to Wednesday: 23:00 to 02:30
- Thursday: 23:00 to 03:30
- Friday and Saturday: 23:00 to 05:30

- **Non-standard timings:**

- Sunday before a bank holiday Monday: 23:00 to 05:30
- An additional hour once a year at the end of British Summer Time (when the clocks go back).
- From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

- **Recorded Music Indoors:**

- Sunday to Wednesday: 23:00 to 02:30
- Thursday: 23:00 to 0330
- Friday and Saturday: 23:00 to 05:30

- **Non-standard timings:**

- Sunday before a bank holiday Monday: 23:00 to 05:30
- An additional hour once a year at the end of British Summer Time (when the clocks go back).
- From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

- **Dancing indoors**

- Sunday to Wednesday: 23:00 to 02:30
- Thursday: 23:00 to 03:30
- Friday and Saturday: 23:00 to 05:30

- **Non-standard timings**

- Sunday before a bank holiday Monday: 23:00 to 05:30
- An additional hour once a year at the end of British Summer Time (when the clocks go back).

- From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's day.
 - **Provision of late night refreshment hot food and drink:**
 - Sunday to Wednesday: 23:00 to 02:00
 - Thursday: 23:00 to 03:00
 - Friday and Saturday: 23:00 to 05:00
 - **Non-standard timings**
 - Sunday before a bank holiday Monday: 23:00 to 05:00
 - An additional hour once a year at the end of British Summer Time (when the clocks go back).
 - From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's day.
 - **Performance of dance indoors**
 - Sunday to Wednesday: 23:00 to 02:30
 - Thursday: 23:00 to 03:30
 - Friday and Saturday: 23:00 to 05:30
 - **Opening hours**
 - Sunday to Wednesday: 07:00 to 03:00
 - Thursday: 07:00 to 04:00
 - Saturday and Sunday: 24 hours
 - **Non-standard timings:**
 - Sunday before a bank holiday Monday: 24 hours
 - An additional hour once a year at the end of British Summer Time when the clocks go back
 - New Year's Eve From the start of permitted hours to the end of permitted hours on New Year's Day.
9. A summary of the applicant's description and intended use of the premises is set out below:
- The premises will be a cultural dance venue. Kizomba is a popular ballroom style genre of dance and music originating from Angola
 - Casa customers will come from primarily from the afro-Portuguese communities.
 - Kizomba dancing is used as a form of therapy to combat stress and a way to meet people and stave off loneliness
 - Casa will be a reliable, fun and above all safe place and facilitate exercise and wellness through dancing.
 - Dance classes and social events will be provided to customers from 25 and 55.

- Food will be served from Afro-Portuguese countries, and artwork displayed throughout the premises that reflects the cultures from the afro-Portuguese communities.

10. The designated premises supervisor will be Syed Ferdaus Ali

Representations from responsible authorities

11. Metropolitan Police Service

- The operating schedule and floor plan of the venue clearly define the venue as a nightclub and as such the hours requested exceed those recommended in the Southwark statement of licensing policy.
- Conditions offered are minimal and do not address the concerns that are associated with the operation of a nightclub.
- The police have invited discussion on the points raised.

12. Trading standards

- From the plan most of the area consists of a dance floor and that the intended use is as a nightclub.
- Proposed hours are outside of suggested policy hours.
- Conditions proposed by the applicant do not sufficiently protect children from harm.
- Trading standards proposed a number of conditions that after negotiation were agreed by the applicant. The agreed conditions are outlined in Appendix B.
- Accordingly trading standards have withdrawn their representation.

13. Licensing

- The premises are close to two-high rise residential blocks and a nearby high rise hotel.
- The proposed closing time exceeds the hours suggested in the Southwark statement of licensing policy
- The premises are adjacent to The ministry of sound
- A list of suggested conditions and amended closing times both for the premises and specific licensable activities have been suggested

14. Environmental protection team

- The predicted noise impact from the proposed use will highly likely cause public nuisance by way of noise disturbance.
- Concerns have been raised with the conclusions of the noise report submitted with the application.
- Hours are excessive and exceed suggested policy hours.

15. A copy of the representations submitted by the responsible authorities are attached as Appendix B.

Representations from other persons

16. There are no representations from other persons

Conciliation

17. The representations have been sent to the applicant, at the time of writing this report, The representation from the police, licensing and environmental protection team remain outstanding.

Premises licensing history

18. This is an application for a new premises licence on premises that have not been used previously for licensable activity.

Map

19. A map showing the location of the premises is attached to this report as Appendix C
20. There are a number of licensed premises in the locality including:

Travelodge, 87 Newington Causeway, London SE1 6GA:

- Opening hours:
 - Monday to Sunday: 24 hours
- Late night refreshment – indoors:
 - Monday to Sunday: 23:00 to 05:00
- Sale by retail of alcohol to be consumed off premises:
 - Monday to Sunday: 24 hours
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Sunday: 24 hours

Ministry Does Fitness, Newington Court Business Centre, Newington Causeway, London SE1 6DD:

- Opening hours:
 - Monday to Sunday: 06:00 to 23:00
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Sunday: 10:00 to 23:00

Ministry of Sound, 103 Gaunt Street, London SE1 6DP:

- Opening hours:
 - Monday to Sunday: 24 hours
- Boxing or wrestling – indoors:
 - Monday to Sunday: 24 hours
- Entertainment similar to live/recorded music – indoors:
 - Monday to Sunday: 24 hours
- Films – indoors:
 - Monday to Sunday: 24 hours
- Indoor sporting events:
 - Monday to Sunday: 24 hours
- Late night refreshment - indoors and outdoors:
 - Monday to Sunday: 23:00 to 05:00
- Live music – indoors:
 - Monday to Sunday: 24 hours
- Performance of dance – indoors:
 - Monday to Sunday: 24 hours
- Recorded music – indoors:
 - Monday to Sunday: 24 hours
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Sunday: 24 hours

Southwark Playhouse Theatre, 77-85 Newington Causeway, London SE1 6BD:

- Opening hours:
 - Monday to Sunday: 24 hours

- Films – indoors:
 - Monday to Sunday: 09:00 to 00:00
- Live music – indoors:
 - Monday to Sunday: 09:00 to 00:00
- Performance of dance – indoors:
 - Monday to Sunday: 09:00 to 00:00
- Plays – indoors:
 - Monday to Sunday: 09:00 to 00:00
- Recorded music – indoors
 - Monday to Sunday: 09:00 to 00:00
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Sunday: 11:00 to 00:00

Avonmouth House, 6 Avonmouth Street, London SE1 6NX:

- Opening hours:
 - Monday to Sunday: 08:00 to 00:00
- Live music – indoors:
 - Monday to Sunday: 18:00 to 00:00
- Recorded music – indoors:
 - Monday to Sunday: 18:00 to 00:00
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Sunday: 12:00 to 00:00.

Southwark Council statement of licensing policy

21. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
22. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:

- Section 3 – Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this Authority relies in determining licence applications.
 - Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
23. 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.
24. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links for these are below:

Southwark policy:

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

Section 182 Guidance:

[Revised Guidance issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](https://publishing.service.gov.uk/guidance/section-182)

Cumulative impact area (CIA)

25. The premises are not situated in a cumulative impact area.
26. The premises are situated in the Elephant and Castle major town centre. According to Southwark's statement of licensing policy 2021 – 2026, the following closing times are recommended as appropriate within this area for the categories of premises stated below:
- Restaurants:
 - Sunday to Thursday: 00:00
 - Friday and Saturday: 01:00
 - Public houses, wine bars and other drinking establishments:
 - Sunday to Thursday: 23:00
 - Friday and Saturday: 00:00
 - Hotels:
 - No restrictions for hotel guests
 - Nightclubs (with 'sui generis' planning classification):
 - Monday to Thursday is 01:00hrs and for
 - Friday and Saturday 03:00hrs and for Sunday 00:00hrs
 - Off-licences:
 - Monday to Sunday: 00:00
 - Take-away establishments:
 - Sunday to Thursday: 00:00
 - Friday and Saturday: 01:00
 - Cinemas:
 - Monday to Sunday: 02:00
 - Vessels:
 - Monday to Sunday: 23:00
 - Qualifying members club:
 - Monday to Sunday: 02:00.

Climate change implications

27. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
28. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.
29. Examples of such agreements may be:
 - Not use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
30. The council's climate change strategy is available at:

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

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

Community impact statement

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

Equalities (including socio-economic) impact statement

32. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.
33. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people who have protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.
34. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing policy 2021 – 2026 at:

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

35. The equalities impact assessment is available at:

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

Health impact statement

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

Resource implications

37. A fee of £315.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value C.

Consultation

38. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Assistant Chief Executive – Governance and Assurance

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

Principles for making the determination

41. The sub-committee is asked to determine the application for a premises licence under section 17 of the Licensing Act 2003.
42. The principles which sub-committee members must apply are set out below.
43. 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.

44. 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.

45. 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

46. 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.

47. The four licensing objectives are:

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

48. 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.

49. 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.

50. 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

51. 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

52. 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.
53. 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

54. 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.
55. 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.
56. 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.
57. 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.
58. 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.
59. 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.
60. 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.

61. 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

62. 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

63. 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	Copy of application
Appendix B	Copy of the representation submitted by Responsible Authorities
Appendix C	Map showing the location of the premises

AUDIT TRAIL

Lead Officer	Caroline Bruce, Strategic Director of Environment, Neighbourhoods and Growth		
Report Author	Barry O’Callaghan, Principal Licensing Officer		
Version	Final		
Dated	14 April 2023		
Key Decision?	No		
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER			
Officer Title	Comments sought	Comments included	
Assistant Chief Executive – Governance and Assurance	Yes	Yes	
Strategic Director of Finance and Governance	Yes	Yes	
Cabinet Member	No	No	
Date final report sent to Constitutional Team		14 April 2023	

13/02/2023

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

Ref No. 1973705

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

	Kizomba Addiction Ltd
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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)

£	52,500
	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

	Casa
--	------

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

Do you have a Southwark postcode?	Yes
Address Line 1	64-66 Newington Causeway
Address Line 2	
Town	London
Post code	SE1 6DF
Ordnance survey map reference	
Description of the location	Busy London high street
Telephone number	

Applicant Details

Please select whether you are applying for a premises licence as

	a person other than an individual (limited company, partnership etc)
--	--

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
--	--

Other Applicants

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

Name - First Entry

	Kizomba Addiction Ltd
--	-----------------------

Address - First Entry

Street number or building name	Flat
Street Description	
Town	London
County	
Post code	SE11
Registered number (where applicable)	09862443

Description of applicant (for example, partnership, company, unincorporated association etc)	Limited Company
--	-----------------

Contact Details - First Entry

Telephone number	
Email address	

Operating Schedule

When do you want the premises licence to start?

	14/03/2023
--	------------

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

--	--

General description of premises (see guidance note 1)

	Please see attached documentation
--	-----------------------------------

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

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

Note 1

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)

	e) live music
	f) recorded music
	g) performance of dance
	h) anything of a similar description to that falling within (e), (f) or (g)

Provision of late night refreshment

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

Supply of alcohol

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

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

E - Live Music

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

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

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

	Live music
--	------------

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

Day	Start	Finish
Mon	23:00	02:30
Tues	23:00	02:30
Wed	23:00	02:30
Thur	23:00	03:30
Fri	23:00	05:30
Sat	23:00	05:30
Sun	23:00	02:30

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

--	--

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

	<ul style="list-style-type: none"> • From 23:00 to 05:30 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

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

4. For example the type of activity to be authorised, if not already stated, and give relevant further details.

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

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

7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

F - Recorded Music

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

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

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

	Recorded music
--	----------------

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

Day	Start	Finish
Mon	23:00	02:30
Tues	23:00	02:30
Wed	23:00	02:30
Thur	23:00	03:30
Fri	23:00	05:30
Sat	23:00	05:30
Sun	23:00	02:30

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

--	--

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

	<ul style="list-style-type: none"> • From 23:00 to 05:30 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

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

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

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

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

7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

G - Performances of Dance

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

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

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

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

Day	Start	Finish
Mon	23:00	02:30
Tues	23:00	02:30
Wed	23:00	02:30
Thur	23:00	03:30
Fri	23:00	05:30
Sat	23:00	05:30
Sun	23:00	02:30

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

--	--

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

	<ul style="list-style-type: none"> • From 23:00 to 05:30 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

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.

H - Anything of a similar description to that falling within (e), (f) or (g)

Please give a description of the type of entertainment you will be providing

	Dancing
--	---------

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

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

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

	Inside the venue
--	------------------

Standard days and timings for Anything of a similar description to that falling within (e), (f) or (g) (Please read guidance note 7)

Day	Start	Finish
Mon	23:00	02:30
Tues	23:00	02:30
Wed	23:00	02:30
Thur	23:00	03:30
Fri	23:00	05:30
Sat	23:00	05:30
Sun	23:00	02:30

State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (Please read guidance note 5)

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Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed. (Please read guidance note 6)

	<ul style="list-style-type: none"> • From 23:00 to 05:30 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

I - Late Night Refreshment

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

	Both
--	------

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

	Hot food & drink
--	------------------

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

Day	Start	Finish
Mon	23:00	02:00
Tues	23:00	02:00
Wed	23:00	02:00
Thur	23:00	03:00
Fri	23:00	05:00
Sat	23:00	05:00
Sun	23:00	02:00

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

--	--

Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed. Please list, (Please read guidance note 6)

	<ul style="list-style-type: none"> • From 23:00 to 05:00 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

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

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

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

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

7. Please give timings in 24 hour clock (e.g. 23:00) and only give details for the days of the week when you intend the premises to be used for the activity. Start time begins from 23:00

J - Supply of Alcohol

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

	Both
--	------

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

Day	Start	Finish
Mon	11:00	02:00
Tues	11:00	02:00
Wed	11:00	02:00
Thur	11:00	03:00
Fri	11:00	05:00
Sat	11:00	05:00
Sun	11:00	02:00

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)

	<ul style="list-style-type: none"> • From 23:00 to 05:00 Sundays preceding a bank holiday Monday • An additional hour once a year at the end of British Summertime (when the clocks go back). • From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	---

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	Syed Ferdaus
Surname	Ali

DOB

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

Address of proposed designated premises supervisor

Street number or Building name	
Street Description	
Town	
County	
Post code	

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

Personal licence number (if known)	PERS
Issuing authority (if known)	Lambeth Council

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (Please read guidance note 9)

	None
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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	03:00
Tues	07:00	03:00
Wed	07:00	03:00
Thur	07:00	04:00
Fri	07:00	07:00
Sat	07:00	07:00
Sun	07:00	03:00

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)

	<ul style="list-style-type: none"> From 07:00 to 07:00 (24 hours) Sundays preceding a bank holiday Monday An additional hour once a year at the end of British Summertime (when the clocks go back). From the start of permitted hours on New Year's Eve to the end of permitted hours on new year day.
--	--

M - Steps to promote four licencing objectives

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

	See attached document
--	-----------------------

b) the prevention of crime and disorder

	See attached document
--	-----------------------

c) public safety

	See attached document
--	-----------------------

d) the prevention of public nuisance

	See attached document
--	-----------------------


e) the protection of children from harm

	See attached document
--	-----------------------

Guidance note 10

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

Please upload a plan of the premises

	
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Please upload any additional information i.e. risk assessments

	
--	---

Checklist

	<p>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)</p>
--	--

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	
PaymentAmountInMinorUnits	
AuthCode	
LicenceReference	
PaymentContactEmail	

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

Full name	Gill Sherratt
Date (DD/MM/YYYY)	13/02/2023
Capacity	Authorised agent

Where the premises licence is jointly held, enter the 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (guidance note 13). If completing on behalf of the applicant state in what capacity

Full name	
Date (DD/MM/YYYY)	13/02/2023
Capacity	

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

Contact name and address for correspondence	
---	--

Telephone No.	
If you prefer us to correspond with you by e-mail, your email address (optional)	

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.

CASA – Supporting Information

The premises will be a cultural dance venue called Casa, operated by the company Kizomba Addiction Ltd & will be a cultural dance venue.

Kizomba is a popular genre of dance (a ballroom style dance) and music originating from Angola. It is a derivative of semba, with a mix of Kilapanda and Angolan Merengue, and sung generally in Portuguese. Over the last few decades, it has become increasingly prominent outside native communities & migrant communities around the world, social Kizomba events are hugely important as a connection to their native traditions and culture.

Casa customers will come from a wide variety of backgrounds, but primarily from the afro-Portuguese communities. Other customers come from Angola, Cape Verde, Guinea Bissau, Sao Tome, Mozambique as well as Portugal. Many of the Angolan community for example had relocated as refugees and have somewhat struggled for footing in the UK.

Kizomba dancing is used as a form of therapy to combat stress and a way to meet people and stave off loneliness as well as managing some level of physical activity. It is also essential way for people to remind themselves of what used to be their home, a form of social bonding a space to catch up with their community. And with the growing popularity amongst non-afro-Portuguese, it's an opportunity to connect with other communities and arrest any possible marginalisation.

Casa will be a reliable, fun and above all **safe** place for both native and non-native Kizomba dancers to enjoy an authentic experience and facilitate exercise and wellness through dancing. Dance classes and social events will be provided to customers from 25 and 55. They also intend to serve food from Afro-Portuguese countries, and artwork displayed throughout the premises that reflects the cultures from the afro-Portuguese communities.

CURRENT OPERATION

The applicant has been operating at different locations in London for over 10 years, with the business having been incorporated as a limited company since 2015. They are currently located at Flow Dance (they have been there 1 year), before that they operated in what was known as Bar Lenuccia (for around 2 years), and then moved to Adulis where they operated for 8 years.

At the current location they can only operate once a week on Saturdays from 20:00-03:00 and obviously are severely restricted by not having their own venue. This application is part of the creation of a more permanent space on the high street, their own much needed venue where they can operate every day of the week with extended hours. A venue that will represent and recognize the afro-Portuguese community, and help to integrate them into the wider British society.

Over the years the company has operated, they have sold alcoholic drinks to customers and many drinks that are recognised by the Afro-Portuguese community. The intention at the new venue is to stock and serve more exclusively Palop drinks to aid their pursuit of an authentic Angolan experience. During the years of operating from the various venues, there have been no problems or complaints regarding the sale of alcohol or any aspect of the operation of the business.

THE APPLICATION

It is understood that the premises is not located in any of the council areas of concern. That said, the applicant is aware of the policies and has undertaken every assessment

possible to ensure the licensing objectives will not be undermined by the activities at the premises.

Hours

Because many of the customers are from struggling backgrounds and work unsociable hours the later hours into the morning are crucial, if the venue doesn't open late, those workers would not have the opportunity to take part social activities. The applicant has already taken time to survey their existing customers and asked them what would happen to them and how would they feel if the current events were to close or not be able to open late. The answers were unequivocal - they would be negatively affected in terms of their mental health. It is crucial to the afro-Portuguese people that they have a space that is run well, and they can rely on.

THE AREA – SUITABILITY OF LOCATION

The applicant has researched the local area in detail and understand the mix of premises locally. The Ministry of Sound is next door, Southwark Playhouse is over the road & there are also pubs such as Wetherspoons and eateries such as Nando's. There are none that provide dance classes and a space for the specific Kizomba dance style.

There were several contributing factors to this site being selected as the primary choice.

- Safety (including transport links & fire safety)
- Community & local residents
- Noise impact

SAFETY

Transport Links

The current events are held in Oval, not far from these premises, and this won't be too far for them to attend these premises instead. Also, the main demographic for the activities are living in the surrounding areas to the premises.

The building being positioned on the main road enhances not only the visibility of the business but the safety of the clientele on their way to and away from the premises. The location is a very busy transport route, it has a number of bus routes as well as London Underground Northern Line (night tube) & the Bakerloo line and the overground railway station. Many of the bus routes operate all night long.

If the licence is granted, links will also be made to private hire firms to further assist dispersal.

Fire Safety

An assessment has taken place as regards fire safety and the fire routes required for the number of attendees. Not only does this property have the required width for the intended capacity, it also has multiple exits which means the applicant will be able to operate with a higher level of reassurance in case of an emergency situation.

COMMUNITY & LOCAL RESIDENTS

The local community and how it may impact them and the potential for disturbance has been considered. The potential for disturbances is low due to the nature of the clientele at this venue. Alcohol forms only a minor element of the complete offering to the customers, the dancing community are peaceful and want to enjoy a space where they can feel at home with friends.

Having a university close by is also a positive element as regards community as a large number of students love to explore dancing and this would be of benefit to them.

SOUTHWARK CULTURAL COMPACT – The applicant was attracted to Southwark due to the progressive outlook on community and developing minority and cultural communities and businesses, they believe their concept fits into the boroughs outlook.

NOISE IMPACT

The position of the premises is next to rail lines to the left and a commercial property to the right and backs onto the Ministry of Sound night club which also has a late licence. The 1st of 2nd floor will have to have considerable sound protection from the railway lines which will generate far more noise than the premises.

In terms of customer noise from patrons upon arrival, when queuing or upon departure the applicant will ensure that SIA security are in place and instructed to manage these issues as a priority. Service will be speedy due to the purchase of tickets in advance.

Noise and vibration escaping from the premises has been assessed by way of a professional sound report.

The property does not neighbour any residential properties, with the closest residential neighbours being located in a building across the busy 'A' road. All of these factors will result in a low risk to any nuisance being caused to residential neighbours.



Kizomba Addiction Ltd

KIZOMBA MINISTRY OF SOUND

SITE

Feasibility Assessment: Noise

Report No. 22-0189-0 R01



Kizomba Addiction Ltd

KIZOMBA MINISTRY OF SOUND SITE

Feasibility Assessment: Noise

Report No.:	22-0189-0 R01
Date:	01 February 2023

Prepared by:

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Company No 08149321 • VAT Registration No
180557205



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1 INTRODUCTION

1.1 Background

Sustainable Acoustics Ltd has been commissioned by Kizomba Addiction Ltd to provide a Feasibility Assessment for the noise breakout at a proposed Kizomba studio at 64-66 Newington Causeway, London SE1 6DF.

Acoustic testing was undertaken at the site in December 2022.

This report summarises the results of the acoustic testing and assesses the potential noise breakout from the Kizomba studio to the nearest noise sensitive receptor (NSR).

1.2 Site Description

The proposed Kizomba studio is located adjacent and attached to the Ministry of Sound nightclub, which is open to the public every Friday and Saturday night, and occasional other nights of the week, from 23:00 hrs to 06:00 hrs. The venue also hosts other events such as conferences, film screenings and corporate parties throughout the daytime period. The site location is illustrated in Figure 1.

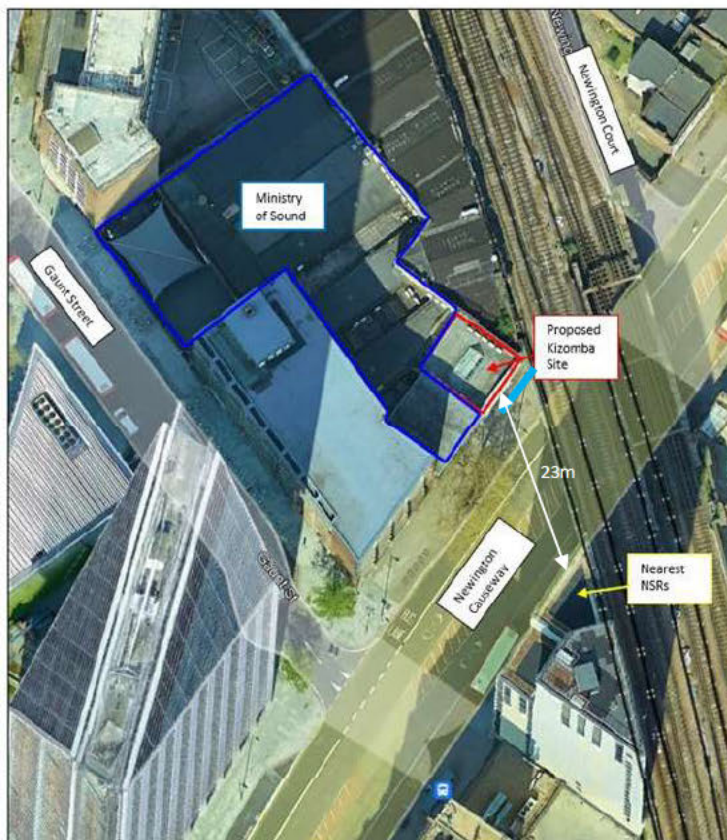


Figure 1: Site location and surroundings

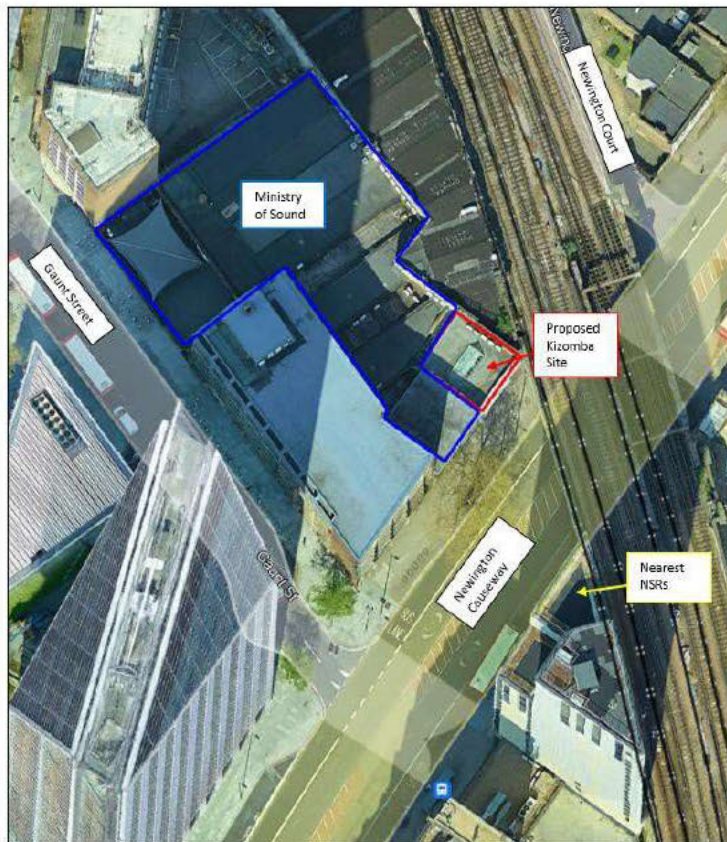


Figure 1 illustrates that the nearest NSR's to the site are apartments at 89 Newington Causeway, approximately 23 m to the south-east of the site on the opposite side of the A3 Newington Causeway to the proposed Kizomba site.

The proposed Kizomba site shares a separating wall, which includes a door, with the Ministry of Sound site. There is therefore a high risk of noise break-in from the Ministry of Sound site to the proposed Kizomba site, and a potential for noise break-in from the proposed Kizomba site to the Ministry of Sound site.

It is understood that the existing external building façade of the proposed Kizomba site comprises unknown façade materials and an estimated 6 mm single glazing, including a skylight of approximately 4.5 m length x 2.5 m width. The typical sound reduction performance of 6 mm single glazing is 31 dB R_w , as illustrated in Figure 2 and summarised in Table 1, and this is expected to be the weakest point for sound to break-out from inside.

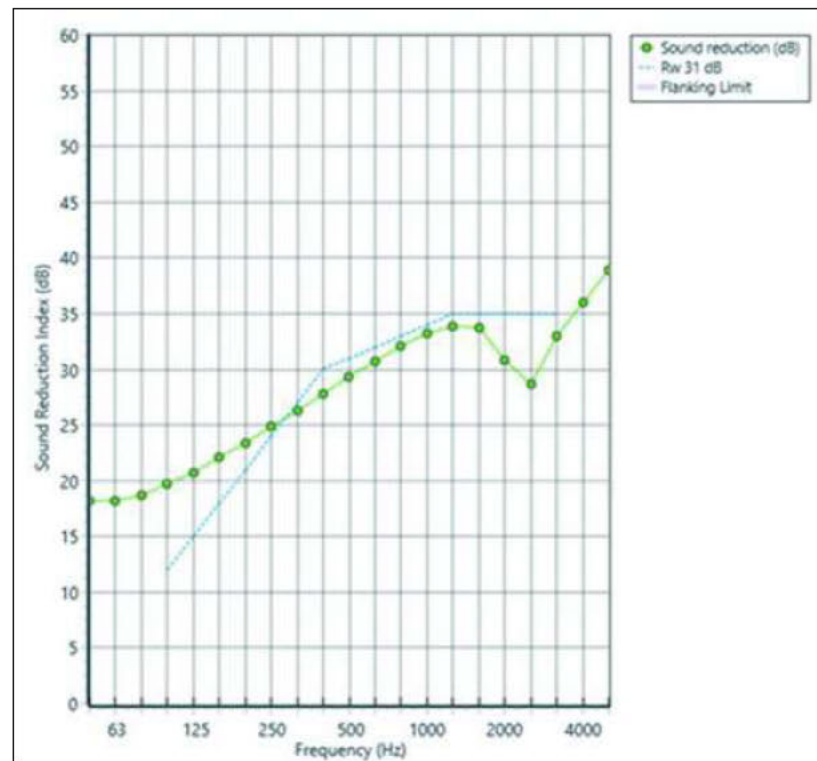


Figure 2: Sound reduction performance of 6 mm single glazing

Glazing Specification	Sound Reduction in Octave Band Centre Frequencies (dB Leq, T, Hz)							Weight ed Sound Reducti on (dB R _w)
	63	125	250	500	1000	2000	4000	
SRI 6 mm glazing (dB)	18	21	25	29	33	31	35	31

Table 1: Sound reduction performance of the existing glazing

1.3 Proposed Use

The proposed use of the site is as a studio and cultural events space, with the intention to apply to operate until approximately 04:00 to 05:00 hrs. This exercise is therefore considered that as a feasibility check that allowing for up to 100dB(A) and 100dB in 63Hz and 125Hz bands will test whether this use could be possible without causing adverse impacts to the nearby residents (see Section 3 for the assessment). It is likely this would provide acceptable commercial sound levels.

2 NOISE MEASUREMENTS

2.1 Method

A logging sound level meter was installed on the roof of the proposed Kizomba site



with the microphone positioned approximately 1.5 m from the roof height. A second logging sound level meter was installed inside the building under the skylight. The sound level meters logged noise levels from



approximately 12:00 hrs on 21 December 2022 to approximately 06:00 hrs on 29 December 2022 (externally) and approximately 12:00 hrs on 5 January 2023 (internally). The instrumentation identified in

Equipment	Type	Serial Number	Calibration	
			Date	Certificate no
Svantek SV33 field calibrator	SV33	58228	11/08/22	1503139-1
External				
Svantek Class 1 Sound and Vibration Analyser	958A	59140	04/11/22	1503768-1S
Microphone	MK255	12582	04/11/22	1503768-1S
Preamplifier	SV12L	57964	04/11/22	1503768-1S
Internal				
Svantek Class 1 Sound Level Meter	971	60684	16/07/21	1500361-1
Preamplifier	SV18	62752	16/07/21	1500361-1
Microphone	7052 E	66699	16/07/21	1500361-1

Table 2 was used during the noise survey.

Equipment	Type	Serial Number	Calibration	
			Date	Certificate no
Svantek SV33 field calibrator	SV33	58228	11/08/22	1503139-1
External				
Svantek Class 1 Sound and Vibration Analyser	958A	59140	04/11/22	1503768-1S
Microphone	MK255	12582	04/11/22	1503768-1S
Preamplifier	SV12L	57964	04/11/22	1503768-1S
Internal				
Svantek Class 1 Sound Level Meter	971	60684	16/07/21	1500361-1
Preamplifier	SV18	62752	16/07/21	1500361-1
Microphone	7052 E	66699	16/07/21	1500361-1

Table 2: Noise measurement instrumentation

The equipment was field calibrated before and after the measurements with no significant drift observed over the measurement period.



2.2 Weather Conditions

The weather conditions throughout the survey at the nearest weather station to record historical weather dataⁱ were cool to mild with temperatures ranging from 3°C to 15°C. Wind speeds ranged from 0 m/s to 12 m/s and generally exceeded 5 m/s throughout out the survey with a general wind direction between westerly and southerly. There was no precipitation during the noise survey. As the noise measurements are being used to compare internal and external noise levels at the proposed Kizomba site to inform a Feasibility Study , these weather conditions are considered to be acceptable. However, an additional noise survey during suitable weather conditions (i.e. no precipitation and wind

ⁱ <https://www.wunderground.com/history/daily/gb/london/EGLC/>, access 26/01/2023



speeds lower than 5 m/s) will be required to inform a Noise Impact Assessment accompanying any planning applications for the site.

2.3 Results

2.3.1 Daytime and Night-Time Noise Levels

The detailed results of the noise survey are provided in Appendix 1. The daytime and night-time noise levels are provided in Table 3.

		Ambient noise level, dB LAeq, T		Background noise level, dB LA90, T		Maximum noise level, dB LAmax	
		Range	Average	Range	Modal	Range	Modal
Internal							
Day	07:00 – 23:00	37-62	43	32-47	38	44-97	53
Night	23:00 – 07:00	35-57	41	31-48	35	43-80	50
External							
Day	07:00 – 23:00	53-67	57	48-57	52	60-89	69
Night	23:00 – 07:00	51-63	57	47-59	50	60-82	66

Table 3: Measured noise levels

2.3.2 Background Sound Level Spectra

Table 4 and Table 5 provide a summary of the 'typical' background sound level for the daytime and night-time respectively based on analysis of the measured LA90, 15min spectra.

	Background sound level (dB LA90, 15min) in octave frequency bands (Hz)							
	63	125	250	500	1000	2000	4000	8000
Typical spectrum: daytime	57	54	51	50	49	47	40	32

Table 4: Background sound level spectrum: daytime (no bank holidays)

	Background sound level (dB LA90, 15min) in octave frequency bands (Hz)							
	63	125	250	500	1000	2000	4000	8000
Typical spectrum: night-time	56	51	48	47	47	44	36	28

Table 5: Background sound level spectrum: night-time (no events)



The daytime background sound level analysis excluded the bank holidays during the sound measurements as they may not be representative of the typical background sound levels. The night- time background sound level analysis excluded periods during events at the Ministry of Sound.



3 FEASIBILITY ASSESSMENT: NOISE

3.1 Noise Breakout to Nearby Noise Sensitive Receptors

3.1.1 Calculation of Breakout Noise

An internal sound level of 100 dB in the octave frequency bands 63 Hz to 4000 Hz is typical for the proposed use of the studio. The existing windows at the proposed Kizomba site will be the lowest performing area of the building envelope. Assuming 6 mm single glazing the sound reduction performance of the windows will be approximately 31 dB R_w (calculated using the INSUL prediction software). Table 6 provides the estimate of the breakout sound level at the nearest NSRs.

		Sound Level (dB)							A-Weighted Sound Level (dB LAeq, T)
		63	125	250	500	1000	2000	4000	
Internal noise level (Leq,T)		100	100	100	100	100	100	100	106
SRI 6 mm glazing	31 dB R_w	18	21	25	29	33	31	35	
Area of glazing	6 m ²								
External noise level (Leq,T)		90	87	83	79	75	77	73	83
Distance	23 m								
External noise level at NSR (Leq,T)		63	60	56	52	48	50	46	56
Ambient (night time)	L90 +7dB	62	58	55	54	54	51	43	57
Excess over ambient		+1	-2	+1	-2	-6	-1	+3	-1

Table 6: Breakout noise estimate compared with ambient with no music.

3.1.2 Breakout Sound Level Compared to Ambient Noise Level at NSR

The predicted breakout sound level is 56 dB LAeq, T, which is similar to the existing ambient noise levels measured on the roof of the proposed Kizomba site. Comparing this to the existing road traffic noise level and rail noise level at the façade of the NSRs (between 60 dB and 70 dB LAeq, 16h and 55 dB to 60 dB LAeq, 16hⁱⁱ respectively, as illustrated in) it can be seen that the predicted breakout sound from the proposed Kizomba site is well below the exiting external ambient sound levels at the façade of the NSRs during the daytime and even into the night.



ii <http://extrium.co.uk/noiseviewer.html>, accessed 27/01/2023

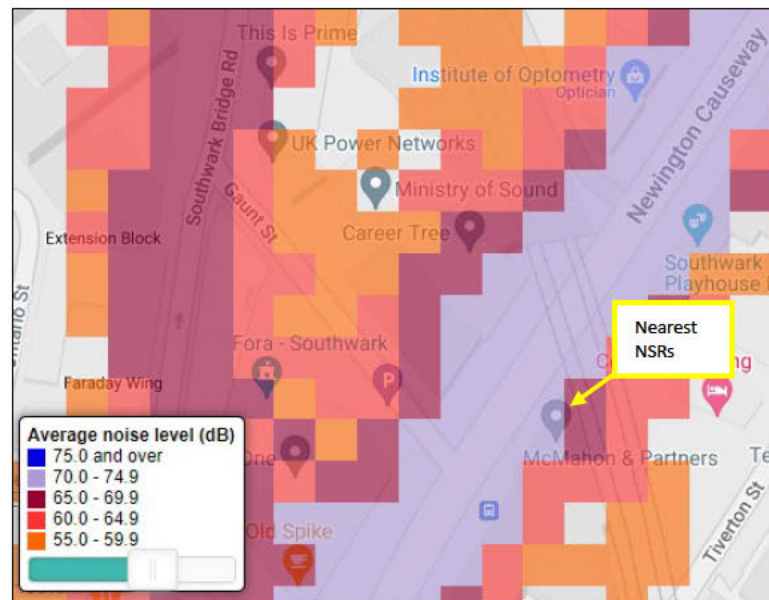


Figure 3: Daytime road traffic noise level

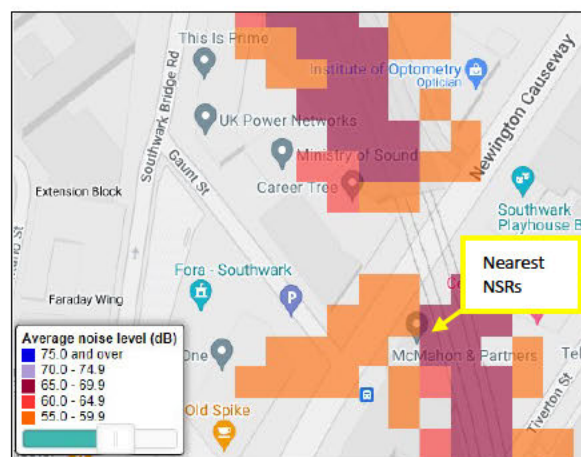


Figure 4: Daytime rail noise level

3.1.3 Breakout Sound Level Compared to Background Sound Level at NSR

The background sound level measured on the roof of the proposed Kizomba site is likely to be comparable with the background sound level at the NSRs. Figure 5 and Figure 6 provide a comparison of the internal breakout sound level within the NSRs (assuming a partially open window) with the background sound level at the NSRs for the daytime and night-time respectively.

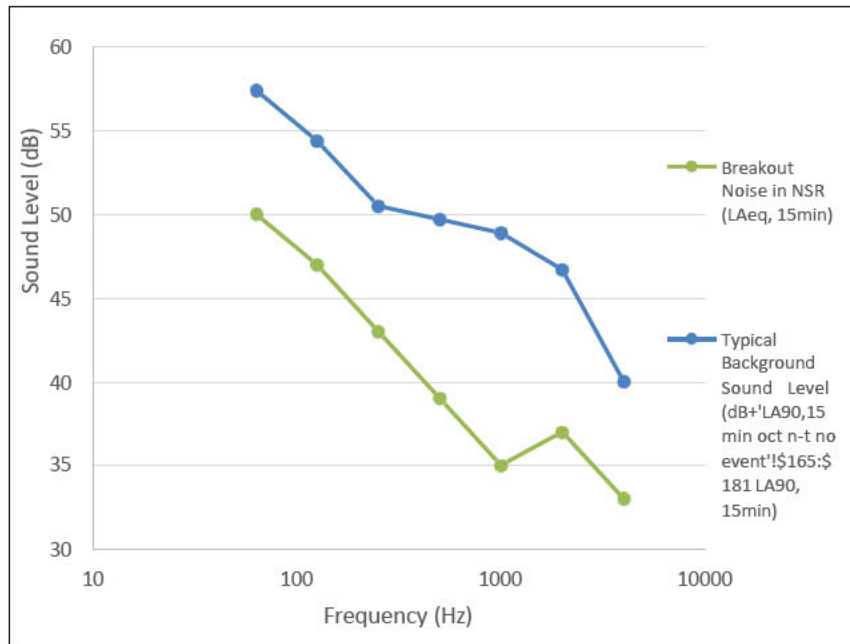


Figure 5: Breakout sound level compared to background sound level at NSR: Daytime

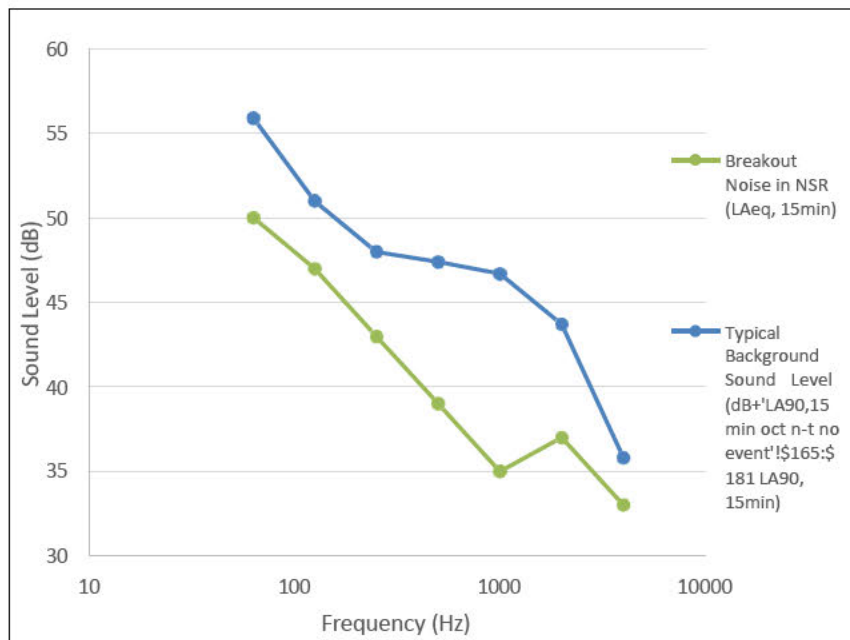


Figure 6: Breakout sound level compared to background sound level at NSR: Night-time

Figure 5 and Figure 6 illustrate that the breakout sound level does not exceed the background sound level during the daytime or night-time in any of the octave



frequency bands.



3.2 Noise Break-in from the Ministry of Sound

Analysis of the external ambient sound measurements indicates that there were events at the Ministry of Sound nightclub during the nights of 23 December 2022, 27 December 2022 and 29 December 2022 (as indicated on the graphs in Appendix 1). The sound level inside the proposed Kizomba site during the same period was also elevated above the ambient sound level during similar periods of the days either side of the measurements.

These results indicate that there is significant break-in of sound from the Ministry of Sound nightclub to the proposed Kizomba site. However, the measured internal noise levels during events at the Ministry of Sound nightclub were up to 62 dB LAeq, 15min, which is significantly below the 106 dB LAeq, T level anticipated during use of the Kizomba cultural events space, so providing quiet uses are not required this is unlikely to be problematic where the source music levels exceed the noise ingress by at least 10dB in each frequency band. Where this is not the case "sound bleed" may affect the quality of the sound in the space.

The music played at the Ministry of Sound nightclub has a large low-frequency component, which will be less mitigated by the separating wall between the events space and nightclub. The highest measured noise level in the 63 Hz octave frequency band during an event at the Ministry of Sound nightclub was approximately 68 dB LAeq, 15min, which is significantly lower than the 100 dB LAeq, T level anticipated during use of the Kizomba events space.

4 RECOMMENDATIONS

It is considered feasible to use the unit without additional acoustic mitigation works to control the noise break-out to residents from the top floor cultural events space.

Noise break-in to the studio from the Ministry of Sound main dancefloor may be intrusive, if high levels of music are not part of the intended mode of use, or in-between period. Where this is the case it is recommended that lining of the steel which runs from the club and through the studio with two layers of 15mm dense plasterboard and packed with mineral fibre would improve and reduce this impact on a temporary basis.

It is recommended that a Noise Management Plan is prepared to address the noise control in each of the spaces to minimise the impact on amenity in the area, which covers controls on music noise levels to work with the acoustic constraints of the building, people noise, delivery noise, plant noise and break through between the studios.



5 SUMMARY AND CONCLUSION

Kizomba Addiction Limited instructed Sustainable Acoustics Limited to provide a Feasibility Assessment of noise at the proposed Kizomba site at 64-66 Newington Causeway, London. The Feasibility Assessment has focussed on the breakout sound from use of the top floor studio as a cultural events space and break-in noise from the adjacent and attached Ministry of Sound nightclub has also been considered.

Unattended sound measurements were taken inside the proposed Kizomba site and on the roof of the proposed Kizomba site over a fifteen-day period in December 2022 to January 2023.

The predicted breakout sound level from the proposed use to the nearest noise sensitive receptors is similar to the existing ambient sound level measured on the roof of the proposed Kizomba site and below the typical daytime road traffic noise and rail noise levels at the façade of the nearest noise sensitive receptors. Breakout sound from the proposed use is therefore not considered likely to cause a significant impact to nearby residents.

Break-in sound from the Ministry of Sound nightclub was obvious from the internal noise measurements at the proposed Kizomba site. However, analysis of the break-in sound levels during events at the Ministry of Sound nightclub indicates that the break-in sound level will be lower than the typical sound level during use of the Kizomba events space, even at low frequencies.

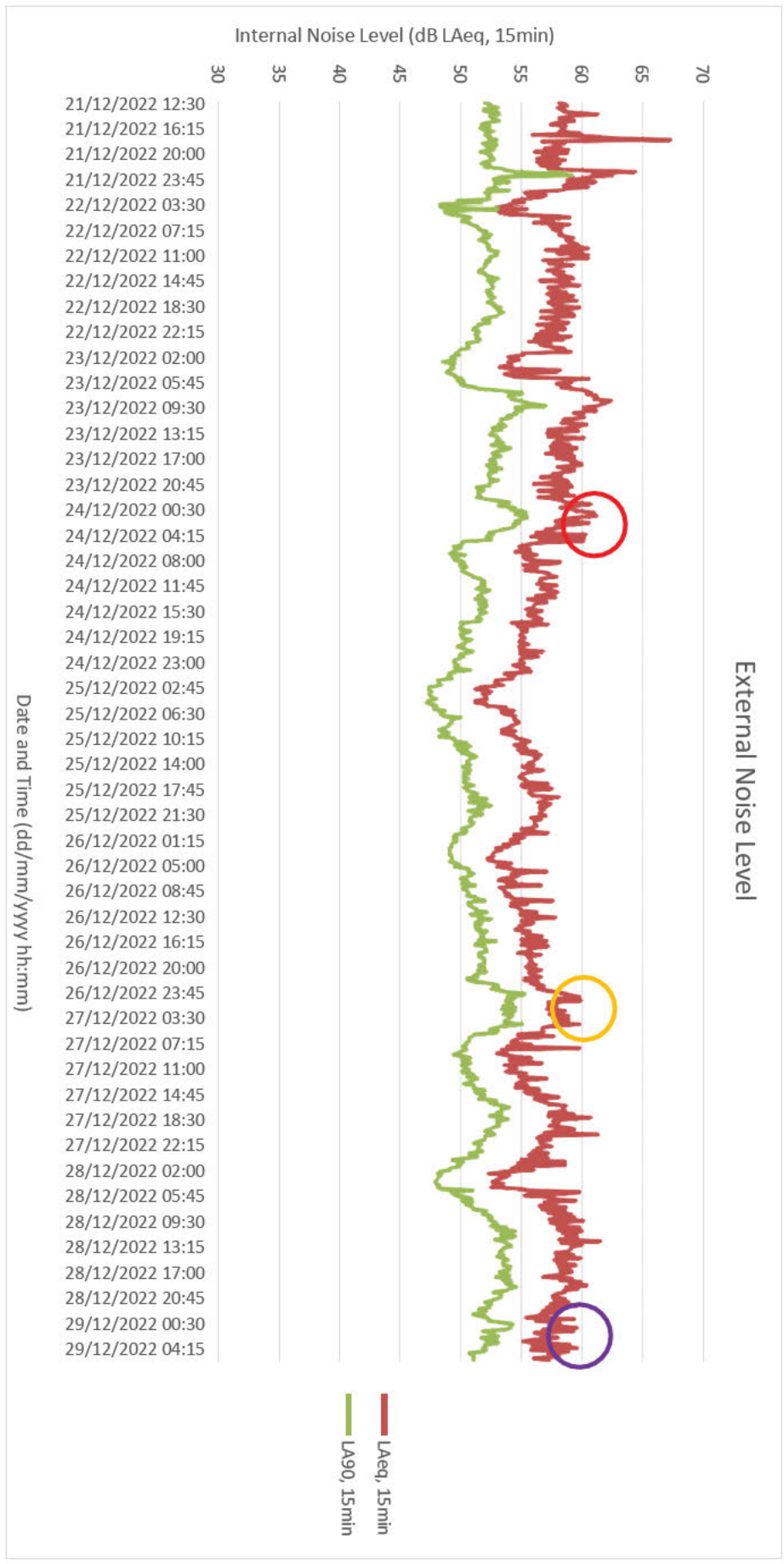
Considering the above with regard to breakout sound from the proposed Kizomba studio and break-in sound from the Ministry of Sound nightclub to the proposed Kizomba event space, noise is not considered to be a significant constraint to the proposed Kizomba event space.

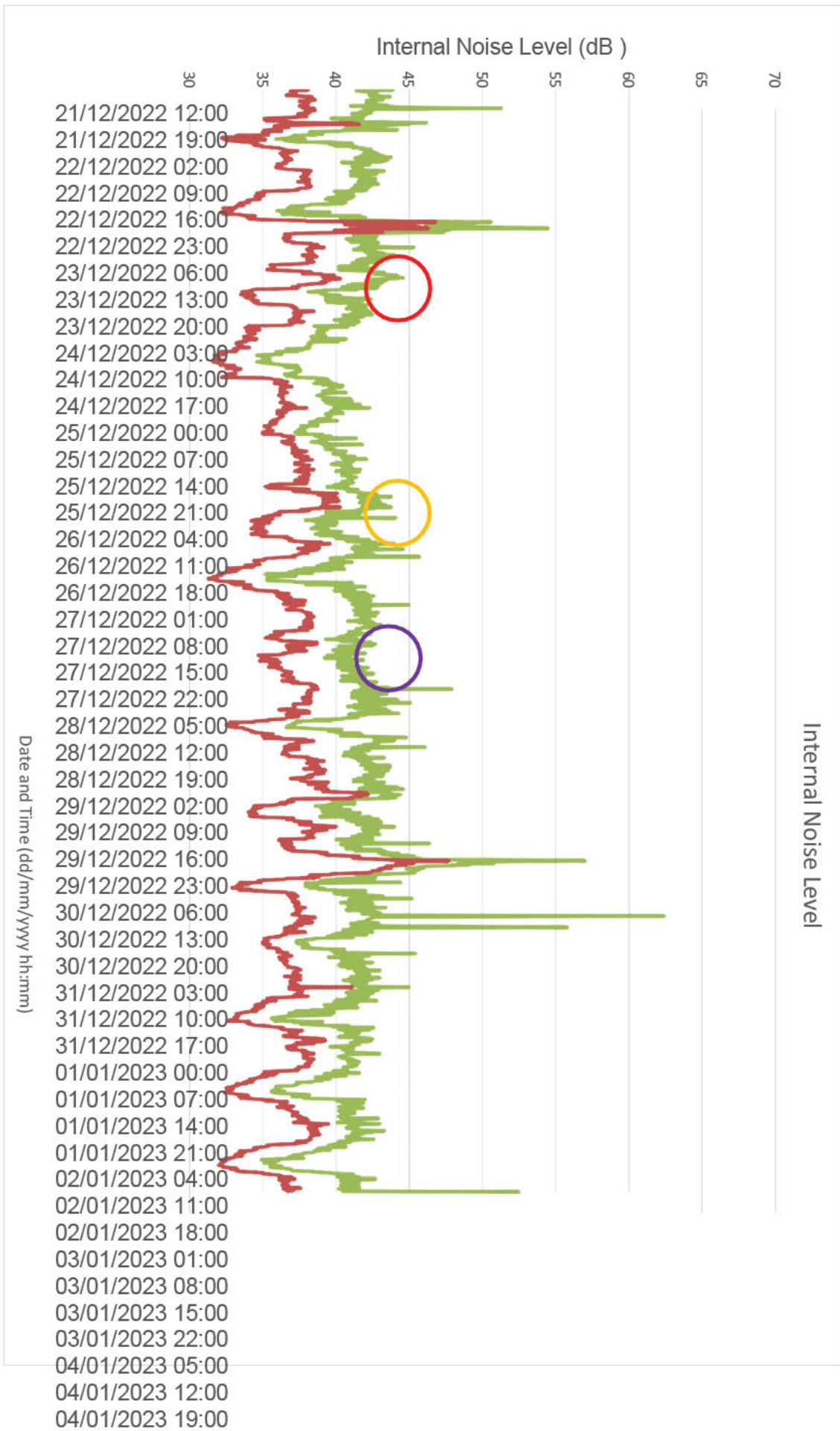
Recommendations have been made for how to optimise the use of the space over the immediate future with the minimum of acoustic treatments, with mitigation steps should the noise bleed through from the Ministry of Sound dancefloor be problematic.

It is recommended that a Noise Management Plan is prepared to address the noise control in each of the spaces to minimise the impact on amenity in the area, which covers controls on music noise levels to work with the acoustic constraints of the building, people noise, delivery noise, plant noise and break through between the studios.



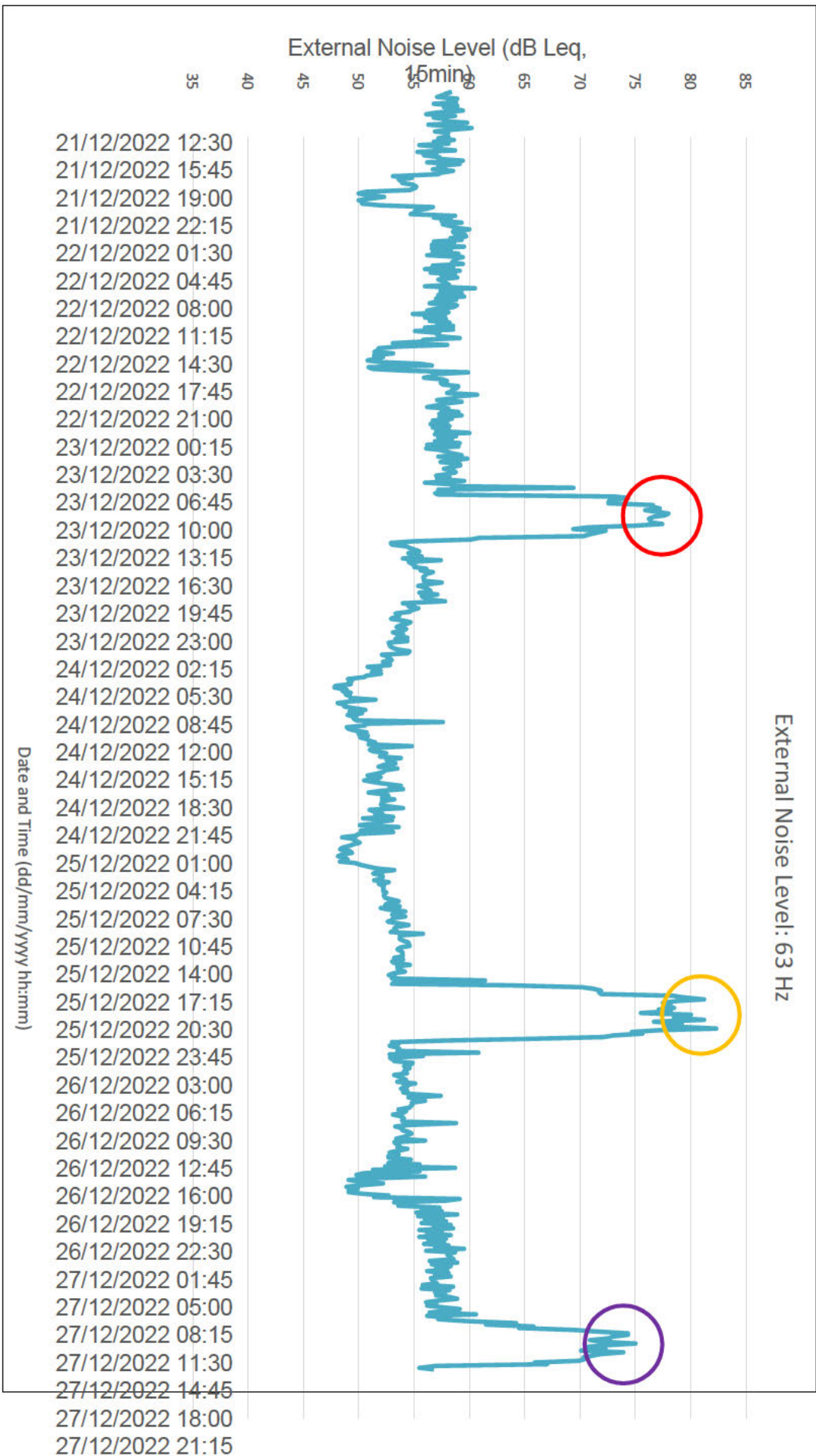
APPENDIX 1 Noise Survey Results





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05/01/2023 09:00

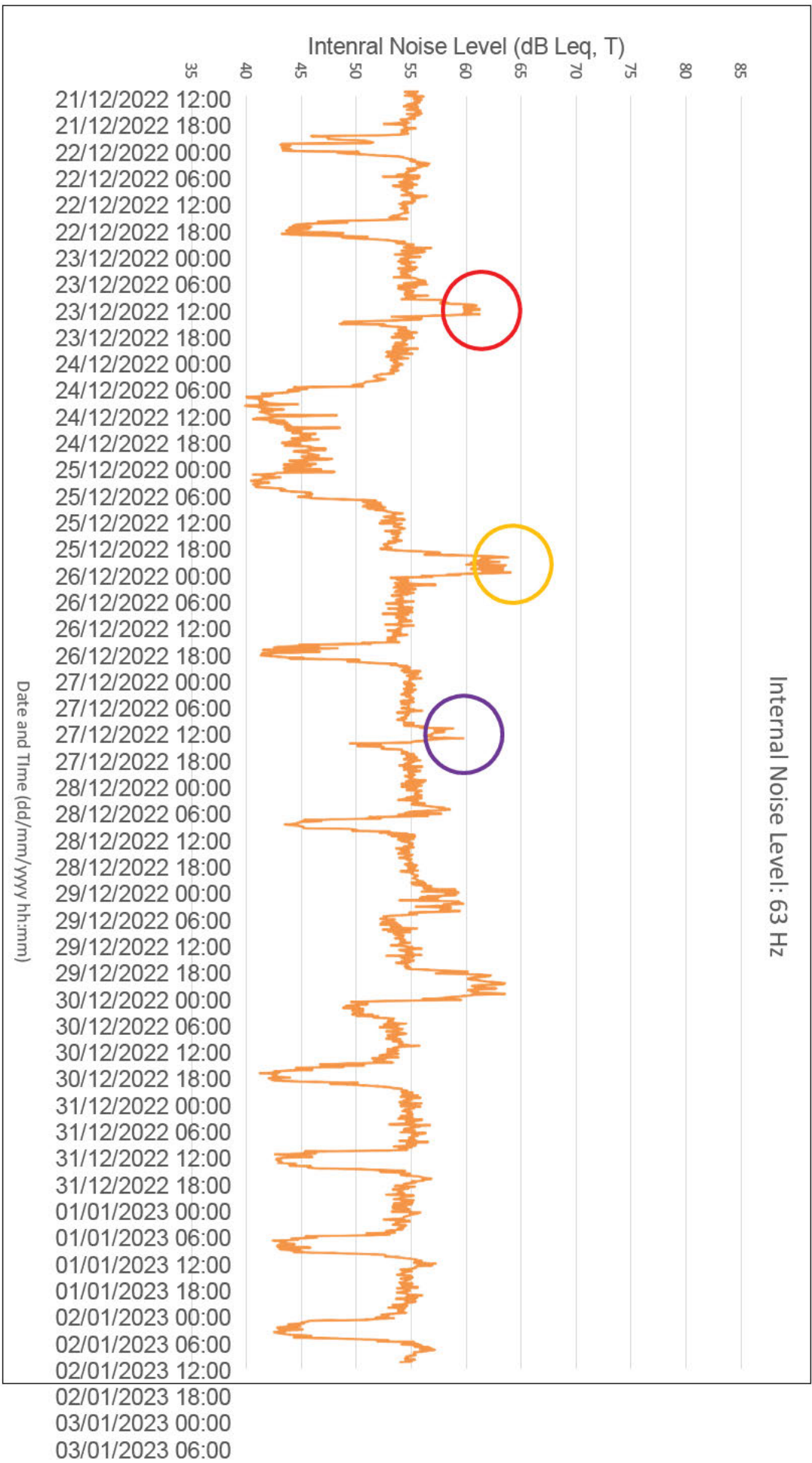
LAeq, 15min
LA90, 15min



• PROTECT

• ENHANCE • CONNECT

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28/12/2022 03:45
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28/12/2022 10:15
28/12/2022 13:30
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04/01/2023 18:00
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CONDITIONS PROPOSED BY APPLICANT

Volunteered Conditions

On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003 including input on preventing underage sales, preventing sales of alcohol to people who are drunk and any other relevant matters. Training shall be regularly refreshed at no less than annual intervals. The training must be recorded and be accessible on the premises and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours.

Crime & Disorder

A CCTV system will be in operation at the premises and recorded images shall be retained for a period of 31 days. CCTV images will be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject of the provisions of the DPA.

Public Safety

An incident register will be maintained at the premises and made available to the authorities on request.

Public Nuisance

Notices will be displayed at the entrance/exit to the premises asking customers to leave the store quietly and respect local residents.

Protection of Children from Harm

The premises will adopt a 'Challenge 25' policy. This means that if a customer purchasing alcohol appears to be under the age of 25, they will be asked for proof of their age, to prove that they are 18 years or older.

Posters will be on display advising customers of the 'Challenge 25' policy.

The only forms of identification that will be accepted will bear their photograph, date of birth and a holographic mark and/or ultraviolet feature. Examples of appropriate identification include a passport, photocard driving licence, military ID, and Home Office approved proof of age ID card bearing the PASS hologram.



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:
Email:
SouthwarkLicensing@met.police.uk

Our MD/23/048
reference:

Date: 16/02/2023

Dear Sir/Madam

Re: Casa 64-66 Newington Causeway SE1 6DF

Police are in possession of an application from the above for a New Premises Licence for the supply of alcohol on/off sales, Regulated Entertainment and Late Night refreshment. The operating schedule describes it as a Kizomba dance venue. The venue is situated in Major Town Centre area. The hours requested by the applicant are:

Hours premises are open to the public
Sun-Wed-0700hrs-0300hrs
Thur-0700hrs-0400hrs
Fri-Sat-0700hrs-0700hrs

Regulated Entertainment
Sun-Wed-2300hrs-0230hrs
Thur-2300hrs-0330hrs
Fri-Sat-2300hrs-0530hrs

Late Night Refreshment
Sun-Wed=1100hrs-0200hrs
Thur-2300hrs-0300hrs
Sat-Sun-2300hrs-0500hrs

Supply of Alcohol for sale by retail

Sun-Wed-1100hrs-0200hrs
Thur-1100hrs-0300hrs
Fri-Sat-1100hrs-0500hrs

The operating schedule and floor plan of the venue clearly define the venue as a nightclub and as such the hours requested exceed those recommended in the Southwark Council Licence Policy. The applicant has attempted to address the licensing objectives however those conditions offered are minimal and do not address the concerns that are associated with the operation of a nightclub. 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.

Police object to the granting of this licence as the hours requested are excessively beyond policy hours and the applicant has not addressed the licensing objectives sufficiently. Police welcome the opportunity to open dialogue with the applicant.

Submitted for your consideration.
Yours Sincerely

PC Mark Lynch 2246AS
Southwark Police Licensing Unit
Tel:

O'Callaghan, Barry

From: Regen, Licensing
Sent: 16 February 2023 11:30
To:
Cc: O'Callaghan, Barry
Subject: FW: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Kirby Read

Processing Manager
Southwark Council | Licensing | Regulatory Services
Tel: 0207 525 5748 | **Fax:** 020 7525 5705
Call Centre: 020 7525 2000
Email: licensing@southwark.gov.uk

Please note:

The number for the council's 24 hour automated telephone payments line has changed to 0345 6000 611.

If your enquiry is about wanting to hold an event in one of our outdoor public spaces
www.southwark.gov.uk/events-culture-and-heritage/events/planning-an-event

In future if you wish to submit an application, a quicker way would be to [apply online](#)

You will need to apply for a premises licence if you wish to sell alcohol or if you provide hot food/drink between 11pm and 5am.

Please see https://www.southwark.gov.uk/business/licences/business_premises_licensing/alcohol_late_night-refreshment_and_entertainment_licences/premises_licence

If you wish to check whether this premises is situated in the cumulative impact zone send us email

Licensing Committee Report see link below

<https://moderngov.southwark.gov.uk/mgCommitteeDetails.aspx?ID=17>

<https://www.southwark.gov.uk/business/food-safety-and-hygiene/registering-a-food-business>

please see above link on how to register your food business

Postal Address: Regulatory Services, Licensing Team, Hub 1, 3rd Floor, P.O Box 64529, SE1P 5LX

Visitor's Address: 160 Tooley Street, London, SE1 2QH

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Thursday, February 16, 2023 11:18 AM
To: Regen, Licensing <Licensing.Regan@southwark.gov.uk>; [REDACTED]
Cc: Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: FW: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64 66 Newington Causeway, London SE1 6DF Ref: 879626

Trading Standards as a responsible authority are in receipt of a new premises license application from Kizomba Addiction Ltd, T/A "Casa" in respect of a premises at 64-66 Newington Causeway, London, SE1 6DF. 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:-

"Please see attached documentation"

... which is a little bizarre as there is a list of conditions and a plan attached. From the plan most of the area is consisting of a dance floor so it would be safe to assume that the intended use is as a nightclub.

It is for live music; recorded music; performance of dance (and anything similar to the first three); late night refreshment and the provision of alcohol.

The opening hours are to be:-

Sunday to Wednesday 07:00hrs to 03:00hrs; Thursday 07:00hrs to 04:00hrs and Friday and Saturday 07:00hrs to 05:00hrs

The hours for alcohol sales are to be (on and off sales):-

Sunday to Wednesday 11:00hrs to 02:00hrs; Thursday 11:00hrs to 03:00hrs and Friday and Saturday 11:00hrs to 05:00hrs

Under the licensing objectives it refers to an attached list of conditions which is as follows in relation to the protection of children from harm:-

"On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003 including input on preventing underage sales, preventing sales of alcohol to people who are drunk and any other relevant matters. Training shall be regularly refreshed at no less than annual intervals. The training must be recorded and be accessible on the premises and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours."

"Protection of Children from Harm

The premises will adopt a 'Challenge 25' policy. This means that if a customer purchasing alcohol appears to be under the age of 25, they will be asked for proof of their age, to prove that they are 18 years or older.

Posters will be on display advising customers of the 'Challenge 25' policy.

The only forms of identification that will be accepted will bear their photograph, date of birth and a holographic mark and/or ultraviolet feature. Examples of appropriate identification include a passport, photocard driving licence, military ID, and Home Office approved proof of age ID card bearing the PASS hologram."

It should be noted that this premises is in the Elephant and Castle Town Centre area. Under the Southwark Statement of Licensing Policy it gives the following times for nightclubs in this area:-

"Nightclubs : Closing time for night clubs (with 'sui generis' planning classification): Monday to Thursday is 01:00hrs and for Friday and Saturday 03:00hrs and for Sunday 00:00hrs"

This is does deal with the issue of age verification. However, given the apparent nature of this proposed premises, as a late night club, then Trading Standards therefore 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.

349 - That no children under the age of 18 shall be permitted on the premises after 18:00 hours.

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

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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?

O'Callaghan, Barry

From: Regen, Licensing
Sent: 31 March 2023 09:11
To: O'Callaghan, Barry
Subject: RE: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Kirby Read

Processing Manager
Southwark Council | Licensing | Regulatory Services
Tel: 0207 525 5748 | **Fax:** 020 7525 5705
Call Centre: 020 7525 2000
Email: licensing@southwark.gov.uk

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- Payment can be made online at:
www.southwark.gov.uk/payments (click on General Invoices)

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You will need to apply for a premises licence if you wish to sell alcohol or if you provide hot food/drink between 11pm and 5am.

Please see <https://www.southwark.gov.uk/business/licences/business-premises-licensing/alcohol-late-night-refreshment-and-entertainment-licences/premises-licence>

If you wish to check whether this premises is situated in the cumulative impact zone send us email

Licensing Committee Report see link below

<https://moderngov.southwark.gov.uk/ieListMeetings.aspx?CommitteeId=172>

<https://www.southwark.gov.uk/business/food-safety-and-hygiene/registering-a-food-business>

please see above link on how to register your food business

Postal Address: Regulatory Services, Licensing Team, Hub 1, 3rd Floor, P.O Box 64529, SE1P 5LX

Visitor's Address: 160 Tooley Street, London, SE1 2QH

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Friday, March 31, 2023 8:08 AM
To: [REDACTED]; Regen, Licensing <Licensing.Reggen@southwark.gov.uk>
Subject: RE: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Thanks Gill... on the basis of the agreed terms below and the change in time for the restriction on under 18s to 23:00hrs, Trading Standards as a responsible authority now withdraw their representations.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment, Neighbourhoods and Growth

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

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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: [REDACTED]

Sent: Thursday, March 30, 2023 8:42 PM

To: Moore, Ray <Ray.Moore@southwark.gov.uk>

Subject: RE: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Hi Ray,

In relation to your conditions, we can respond as follows:

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. **Agreed (already offered in any event).**

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. **Agreed (already offered in any event).**

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. **Agreed**

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. **Agreed**

349 - That no children under the age of 18 shall be permitted on the premises after 18:00 hours. **We can agree to this, but the timings need to be after 23:00. This business is NOT a nightclub, it is primarily a dance school and a family friendly environment. Young people do attend, and we need flexibility for that to happen.**

I hope we can agree on that basis.

Let me know.

Thanks,

Gill

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

Sent: Tuesday, March 28, 2023 12:43 PM

To: [REDACTED]

Subject: FW: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Morning Gill,

I was just speaking to PC Mark Lynch... you are aware that my reps are still outstanding? See your e-mail below.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment, Neighbourhoods and Growth

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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: [REDACTED]

Sent: Sunday, February 19, 2023 12:32 PM

To: Moore, Ray <Ray.Moore@southwark.gov.uk>

Subject: RE: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Hi Ray,

Thanks. Could you let me know if you would be sending those over to me?

Gill

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

Sent: Thursday, February 16, 2023 1:46 PM

To: [REDACTED], Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Hi Gill,

With respect to this application I am happy to conciliate on acceptance of the proposed conditions – which are effectively tidied up versions of those in the application.

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

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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: [REDACTED]

Sent: Thursday, February 16, 2023 12:09 PM

To: Moore, Ray <Ray.Moore@southwark.gov.uk>

Subject: RE: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Hi Ray,

[REDACTED]. After submitting the application, the following day I sent the attached documents to the licensing authority, I take it you have not seen them yet? Can you let me know on that then I can forward to the other authorities.

Also, I need to sort the conditions. We fully appreciate that more conditions are needed here, but I just needed to get the application in the system and I will be sending more conditions over to everyone.

Thanks,

Gill

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

Sent: Thursday, February 16, 2023 11:18 AM

To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>; [REDACTED]

Cc: Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>

Subject: FW: Application for a new premises license, Kizomba Addiction Ltd, T/A "Casa", 64-66 Newington Causeway, London SE1 6DF Ref: 879626

Trading Standards as a responsible authority are in receipt of a new premises license application from Kizomba Addiction Ltd, T/A "Casa" in respect of a premises at 64-66 Newington Causeway, London, SE1 6DF. 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:-

"Please see attached documentation"

... which is a little bizarre as there is a list of conditions and a plan attached. From the plan most of the area is consisting of a dance floor so it would be safe to assume that the intended use is as a nightclub.

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Sunday to Wednesday 11:00hrs to 02:00hrs; Thursday 11:00hrs to 03:00hrs and Friday and Saturday 11:00hrs to 05:00hrs

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"On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003 including input on preventing underage sales, preventing sales of alcohol to people who are drunk and any other relevant matters. Training shall be regularly refreshed at no less than annual intervals. The training must be recorded and be accessible on the premises and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours."

"Protection of Children from Harm

The premises will adopt a 'Challenge 25' policy. This means that if a customer purchasing alcohol appears to be under the age of 25, they will be asked for proof of their age, to prove that they are 18 years or older.

Posters will be on display advising customers of the 'Challenge 25' policy.

The only forms of identification that will be accepted will bear their photograph, date of birth and a holographic mark and/or ultraviolet feature. Examples of appropriate identification include a passport, photocard driving licence, military ID, and Home Office approved proof of age ID card bearing the PASS hologram."

It should be noted that this premises is in the Elephant and Castle Town Centre area. Under the Southwark Statement of Licensing Policy it gives the following times for nightclubs in this area:-

"Nightclubs : Closing time for night clubs (with 'sui generis' planning classification): Monday to Thursday is 01:00hrs and for Friday and Saturday 03:00hrs and for Sunday 00:00hrs"

This does deal with the issue of age verification. However, given the apparent nature of this proposed premises, as a late night club, then Trading Standards therefore asks that the following conditions be put forward to cover all these matters.

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349 - That no children under the age of 18 shall be permitted on the premises after 18:00 hours.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure | Regulatory Services

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

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LICENSING REPRESENTATION

To: Licensing Unit	From: Wesley McArthur wesley.mcarthur@southwark.gov.uk 020 7525 5779 (on behalf of the Licensing Unit in its role as a responsible authority)	Date: 13 March 2023
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Casa, 64-66 Newington Causeway, London, SE1 6DF	
Ref:	879626	

We object to the grant of an application for a premises licence, submitted by Kizomba Addiction Ltd under The Licensing Act 2003 (the Act), in respect of the premises known as Casa, 64-66 Newington Causeway, London, SE1 6DF.

The application

The application is as follows:

1. To allow for the provision live music (indoors), recorded music (indoors), performance of dance (indoors) and anything similar to live music, recorded music and performance of dance on -

Sunday – Wednesday: 23:00 – 02:30
Thursday: 23:00 – 03:30
Friday & Saturday: 23:00 – 05:30

2. To allow for the provision of late night refreshment (indoors and outdoors) on -

Sunday – Wednesday: 23:00 – 02:00
Thursday: 23:00 – 03:00
Friday & Saturday: 23:00 – 05:00

3. To allow for the sale of alcohol to be consumed both on and off the premises on -

Sunday – Wednesday: 11:00 – 02:00
Thursday: 11:00 – 03:00
Friday & Saturday: 11:00 – 05:00

4. To allow for the following non-standard timings for licensable activities -

- **From 23:00 to 05:00 on Sundays preceding a bank holiday Monday.**
- **An additional hour once a year at the end of British Summertime (when the clocks go back).**
- **From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.**

N.B. – *The applicant may wish to clarify whether they had intended the above non-standard timings to apply to the sale of alcohol as well.*

5. Opening hours -

Sunday – Wednesday: 07:00 – 03:00
Thursday: 07:00 – 04:00
Friday & Saturday: 07:00 – 07:00 (24 hour opening)

6. To allow for the following non-standard opening hours -

- **From 07:00 to 07:00 on Sundays preceding a bank holiday Monday.**
- **An additional hour once a year at the end of British Summertime (when the clocks go back).**
- **From the start of permitted hours on New Year’s Eve to the end of permitted hours on New Year’s day.**

7. The premises, and its intended style of operation, are described in the application as (verbatim) –

“The premises will be a cultural dance venue called Casa, operated by the company Kizomba Addiction Ltd & will be a cultural dance venue.

Kizomba is a popular genre of dance (a ballroom style dance) and music originating from Angola. It is a derivative of semba, with a mix of Kilapanda and Angolan Merengue, and sung generally in Portuguese. Over the last few decades, it has become increasingly prominent outside native communities & migrant communities around the world, social Kizomba events are hugely important as a connection to their native traditions and culture.

Casa customers will come from a wide variety of backgrounds, but primarily from the afro-Portuguese communities. Other customers come from Angola, Cape Verde, Guinea Bissau, Sao Tome, Mozambique as well as Portugal. Many of the Angolan community for example had relocated as refugees and have somewhat struggled for footing in the UK.

Kizomba dancing is used as a form of therapy to combat stress and a way to meet people and stave off loneliness as well as managing some level of physical activity. It is also essential way for people to remind themselves of what used to be their home, a form of social bonding a space to catch up with their community. And with the growing popularity amongst non-afro-Portuguese, it’s an opportunity to connect with other communities and arrest any possible marginalisation.

*Casa will be a reliable, fun and above all **safe** place for both native and non-native Kizomba dancers to enjoy an authentic experience and facilitate exercise and wellness through dancing. Dance classes and social events will be provided to customers from 25 and 55. They also intend to serve food from Afro-Portuguese countries, and artwork displayed throughout the premises that reflects the cultures from the afro-Portuguese communities.”*

Our objection

According to section 7 of this council's statement of licensing policy 2021 – 2026 (the SoLP), the premises fall within The Elephant and Castle Major Town Centre. The premises are next to the Ministry of Sound nightclub, and are located on a busy arterial road that has many commercial premises, although it is noted that there are two private residential high rise tower blocks and a high rise hotel / residential tower block in the immediate locale (see appendix 1), and other residential dwellings in the wider area.

A copy of the SoLP is available via:

<https://www.southwark.gov.uk/assets/attach/7473/Statement-of-Licensing-Policy-2021-2026-final.pdf>

The following closing times are recommended in our SoLP in respect of various types of licensed premises located in the Elephant and Castle Major Town Centre as follows -

Public houses, wine bars or other drinking establishments and bars in other types of premises

Sunday – Thursday:	23:00
Friday – Saturday:	00:00

Night clubs (with 'sui generis' planning classification) –

Sunday:	00:00
Monday – Thursday:	01:00
Friday – Saturday:	03:00

Event premises / spaces where the sale of alcohol is included in, and ancillary to, a range of activities including meals –

Sunday – Thursday:	00:00
Friday – Saturday:	01:00

Our objection relates to the promotion of the prevention of public nuisance, the prevention of crime and disorder and the public safety licensing objectives.

The closing times proposed in the application exceed the closing times recommended for licensed premises in the SoLP, regarding the Elephant and Castle Major Town Centre. The recommended closing times are included in the Statement of Licensing Policy because this council believes that these times would assist in the promotion of all of the licensing objectives. Late operating hours provide an increased risk of public nuisance, crime and disorder and anti-social behavior, therefore:

- We object to the proposed hours for licensable activities and the proposed opening hours. We recommend that operating hours are amended as follows -

To allow for the provision live music (indoors), recorded music (indoors), performance of dance (indoors), and anything similar to live music, recorded music and performance of dance on -

Sunday:	23:00 - 00:00
Monday – Thursday:	23:00 - 01:00
Friday – Saturday:	23:00 - 03:00

To allow for the following non-standard timings for regulated entertainment -

- **From 23:00 to 03:00 on Sundays preceding a bank holiday Monday.**
- **An additional hour once a year at the end of British Summertime (when the clocks go back).**
- **From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's day.**

The sale of alcohol to be consumed off the premises –

Sunday:	11:00 - 00:00
Monday – Thursday:	11:00 - 01:00
Friday – Saturday:	11:00 - 03:00

The sale of alcohol to be consumed on the premises –

Sunday:	11:00 - 23:30
Monday – Thursday:	11:00 - 00:30
Friday – Saturday:	11:00 - 02:30

This will allow for 30 minutes 'drinking up' time to allow customers to finish their drinks in a responsible and orderly manner.

To allow for the following non-standard timings for the sale of alcohol -

- **From 11:00 to 02:30 on Sundays preceding a bank holiday Monday (on sales to finish at 02:00).**
- **An additional hour once a year at the end of British Summertime (when the clocks go back).**
- **From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's day.**

Opening hours –

Sunday:	07:00 - 00:00
Monday – Thursday:	07:00 - 01:00
Friday – Saturday:	07:00 - 03:00

To allow for the following non-standard opening hours-

- **From 07:00 to 03:00 on Sundays preceding a bank holiday Monday.**
- **An additional hour once a year at the end of British Summertime (when the clocks go back).**
- **From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's day.**

In addition to the above we note that the applicant has suggested some control measures in the application, but we say that the control measures do not sufficiently address the licensing

objectives and we recommend that they are replaced in their entirety with the proposed licence conditions below –

Prevention of crime and disorder

- That a digital hard drive CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises.
- The CCTV system shall be correctly time and date stamped. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.
- That all CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to council and / or police officers on request.
- That a member of staff shall be on duty at all times that the premises are in use who is trained in the use of the CCTV system and who is able to view, and download to a removable device, CCTV footage at the immediate request of police and / or council officers.
- That a zero tolerance policy to illegal drug use will be implemented and maintained at the premises. All staff shall be trained in respect of the premises' drug policy. A record of such training shall be kept in the staff training logs at the premises. The training record shall include the printed name of the trainee and the date that the training was received.
- That clearly legible signage shall be prominently displayed in the toilets where it can easily be seen and read by customers, advising to the effect that the taking of illegal drugs will not be tolerated at the premises. These notices shall be kept free from obstructions at all times.
- That a minimum of three (3) SIA registered door supervisors will be deployed at the premises at all times after 22:00 hours when the terminal hour of the premises is after 00:00 hours. They will be employed to control entry to the premises, to deal with the searching / scanning of customers, to deal with any anti-social or disorderly behaviour at the premises, to de-escalate confrontations, to assist with emergency escape from the premises, to deal with the ejection of people from the premises and to assist management in liaising with the police regarding instances of crime. When deployed, they shall remain at the premises at least until the end of business and until all patrons have vacated the premises.
- That when door supervisors are deployed at the premises, all customers entering the premises will be searched prior to entry. Any customer refusing a search will not be permitted entry to the premises.
- That the door supervisors shall be supplied with fully working hand held metal detection units which shall be available at all times when door supervisors are working at the premises and which shall be used in respect of all searches at the premises.
- That all security and management staff shall be supplied with, shall be trained in the use of and shall use at all times the premises are in operation 2-way radios ('walkie-talkies') to aid in the safe operation of the premises.

- That all drinks will be decanted into polycarbonate (or similar) drinking receptacles. Glass drinking receptacles will not be used at the premises.
- That an incident log book / incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises:
 - a) Instances of anti-social or disorderly behaviour
 - b) Calls to the police
 - c) Any complaints received
 - d) Ejections of people from the premises
 - e) Visits to the premises by the local authority, police or fire brigade
 - f) Any malfunction in respect of the CCTV system, searching equipment or scanning equipment
 - g) All crimes reported
 - h) Any other relevant incidents

The incident book / incident recording system shall record the time, date, location and description of each incident, the printed and, if possible, signed name of the person reporting the incident and any action taken in respect of the incident. The incident book / incident recording system shall be available / be accessible at the premises at all times that the premises are in use and shall be made available to council and / or police officers on request. All staff shall be trained in the use of the incident log and details of such training shall be recorded in the staff training logs at the premises.
- That all staff shall be trained in their responsibilities under the Licensing Act 2003, the promotion of the licensing objectives and the terms and conditions of this licence. Records pertaining to such training shall be kept, shall be updated every 6 months and shall be made immediately available police and / or council officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received and understood.
- That staff will be trained in conflict resolution and incident de-escalation, and to deal with any disorderly incidents in a calm manner. Records of such training shall be kept at the premises and be made available to council and / or police officers on request.
- That a written record of the authorisation of staff, by the premises' designated premises supervisor (DPS), to make sales of alcohol at the premises on the DPS' behalf, shall be maintained at the premises regarding all staff involved in the sale of alcohol at the premises. The authorisation record shall include the name and address of the premises, the name of the DPS and the signed and printed names of all staff involved in the sale of alcohol at the premises. The authorisation record shall be kept at the premises and shall be made immediately available to council and / or police officers on request.
- That there shall be an identified duty manager on site at all times that the premises are in operation. They shall sign in at the beginning of their shift in a staff log. The log shall include their printed name and the time & date that they sign in. The log shall be kept at the premises and be made available to council and / or police officers immediately on request. ('Identified' in this condition means known to all staff).
- That no customers entering the premises shall be permitted to bring drinks procured externally onto the premises.

Prevention of public nuisance

- That a sound limiting device (or similar equipment) shall be installed at the premises, be maintained in full working order and be in use at all times that the premises are in operation under this licence. All amplification equipment, entertainment devices and amplified instruments shall be routed through the sound limiting device (or similar equipment) which shall be calibrated so that the sound level of amplified sound at the premises does not cause a statutory or public nuisance. Only management staff shall have access to the sound limiting device (or similar equipment) and shall be able to demonstrate that it is in use at the immediate request of council and / or police officers.
- Only management staff shall have access to amplification and sound limiting equipment at the premises and only management staff shall be permitted to change any control settings on said equipment.
- That a comprehensive noise management plan (NMP) shall be undertaken. The NMP shall be kept at / be accessible at the premises and made available to officers of the council and / or police immediately on request. The NMP shall be reviewed at least annually, or when any substantive alterations are made to the premises, and the result of the review shall be recorded in the NMP. The review shall be dated and signed off by a member of management staff.
- That a dispersal policy to assist with patrons leaving the premises in an orderly and safe manner shall be devised and maintained regarding the premises. A copy of the dispersal policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. All staff shall be trained in the implementation of the latest version of the dispersal policy. Details of such training, including the printed name of the trainee and the date of the training, shall be recorded in the staff training logs at the premises.
- That statutory or public nuisance shall not arise from the premises at any times that the premises are in use.
- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers, at all exits from the premises and in any external areas, requesting to the effect that customers leave the premises and locale in a quiet and orderly manner with respect to local residents. Such signage shall be kept free from obstructions at all times.
- That any 'off sales' of alcohol shall be provided in sealed containers to be taken away from the premises.
- That customers will not be permitted to take any open drinks bought at the premises away from the premises.
- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
- That staff shall be trained to request that customers behave at the premises in a quiet and orderly manner, and also leave the premises and locale in a quiet and orderly manner, so that the customers do not cause nuisance or disturbance. Records of such

training shall be kept at the premises and be made available to council and / or police officers on request.

- That any litter (including 'flyers' (or similar) advertising events at the premises) caused by the operation of the premises shall be cleared away from the immediate vicinity of the premises periodically at the end of trade on each day that the premises are in operation.
- That after 22:00 hours a maximum of 10 customers at any one time will be permitted to smoke at the premises' frontage only. Such customers will be instructed by staff to remain at the premises frontage while smoking and, if and when required, behave in a quiet and orderly manner. All customers leaving the premises after 22:00 hours will be subject to a further search, when searches are being conducted in respect of customer entry to the premises.

Protection of children from harm

- That a challenge 25 scheme shall be maintained requiring that staff selling / serving alcohol request that any customer who looks under 25 years old, and who is attempting to purchase or take receipt of alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a photo driving licence, passport, UK armed services photo ID card, any Proof of Age Standards Scheme (PASS) accredited card (such as the Proof of Age London (PAL) card) or any age verification card accredited by the Secretary of State.
- That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council and / or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received and understood.
- That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be clearly and legibly marked on the front cover as a register of refused alcohol sales, with the address of the premises and the name of the licence holder. The register shall be used to record details of all refused sales of alcohol. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to council or police officers on request.
- That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That all children under the age of 16 must be accompanied by a responsible adult on the premises at all times. That persons under the age of 18 shall not be permitted at the premises after 21:00 hours.
- That a child protection policy will be devised and maintained at the premises. A copy of

the child protection policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. All staff shall be trained in the implementation of the latest version of the child protection policy and details of such training shall be recorded in the staff training logs at the premises.

- That no deliveries from the premises of alcohol shall be permitted.

Public safety

- That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is '**X**' people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time.

<< '**X**' to be stated by the applicant in accordance with their fire risk assessment.>>

- That clearly legible signage shall be displayed where it can easily be seen and read by customers and staff identifying all emergency escape routes and emergency exits at the premises. Such signage shall be kept free from obstructions at all times.
- That, in addition to any such non-illuminated signage, illuminated emergency escape route and emergency exit signage ('emergency lighting') shall be installed at the premises, be maintained in full working order, be operational at all times that the premises are in use and shall be maintained free from obstruction at all times.
- That all emergency exits, emergency escape routes and entry / exit doors at the premises shall be kept free from obstructions at all times that the premises are in use.
- That comprehensive risk assessments for Health and Safety and Fire Safety shall be undertaken. The risk assessments shall be kept / be accessible at the premises and be made available to council, police or fire brigade officers immediately on request. The risk assessments shall be reviewed at least annually, or when any substantive alterations are made to the premises, and the result of the reviews shall be recorded in the risk assessments. The reviews shall be signed off by a member of management staff. All staff should be made aware of the risk assessments and permitted to read them on request.
- That fire-fighting / fire safety equipment, in accordance with the findings of the fire risk assessment devised in respect of the premises, shall be kept at the premises in easily accessible and unobstructed locations.
- That all fire doors and emergency exits shall be kept in their closed positions, and never kept propped open, at all times that the premises are in use.
- That prior to the premises opening on each day a check shall be undertaken to ensure that all emergency exits are unlocked and operable, and that all emergency escape routes are completely free from any obstructions. A log of such checks shall be maintained and shall include the printed name of the person who undertook the check and the time & date that the check was undertaken. The log shall be made immediately available to council, police or fire brigade officers on request.
- That all areas of the premises and all fittings and equipment, door fastenings and notices, lighting, heating, electrical, toilet and other installations will be maintained at all times in good order and in a safe condition.

- That an entry policy will be devised and maintained at the premises. A copy of the entry policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. The entry policy shall cover (but not necessarily be limited to):
 - a) Safe customer entry to the premises,
 - b) If / when applicable searching / scanning of attendees,
 - c) The barring of customer entry to the premises for any reason,
 - d) Restricted items (e.g. weapons / drugs or any other items restricted by the licensee),
 - e) Pre-opening safety checks of the premises,
 - f) Dealing with overcrowding and / or crowd surges
 - g) Dealing with suspect packages
 All relevant staff shall be trained in the implementation of the latest version of the entry policy and details of such training shall be recorded in the staff training logs at the premises.
- That appropriate first aid equipment / materials shall be kept at the premises in a dedicated first aid box / boxes. The first aid box(es) shall be kept easily accessible and unobstructed at all times. All staff shall be made aware of where the first aid boxes are located.
- That a first aid policy will be devised and maintained at the premises. A copy of the first aid policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. All staff shall be trained in the implementation of the latest version of the first aid policy and details of such training shall be recorded in the staff training logs at the premises.
- That any spills of liquid at the premises', and broken or waste glass / earthenware shall be cleared away as soon as possible on a continuous basis whilst the premises are in use. Any wet floors will be clearly demarcated to prevent slips being caused by the wet floors.
- That 'Ask for Angela' posters (or posters relating to whatever similar scheme may be recommended at any time) shall be displayed in the female toilet facilities and kept free from obstructions at all times. All staff shall be trained in the 'Ask for Angela' scheme (or similar scheme) and shall perform the appropriate course of action in the event of a customer requesting assistance. Details of such training, including the printed name of the trainee and the date of the training, shall be recorded in the staff training logs at the premises.

We welcome discussion with the applicant on any of the matters above; however should the applicant agree to all of our proposed amendments to the application then we will withdraw this representation.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer

Appendix 1

O'Callaghan, Barry

From: Prickett, Mark
Sent: 13 March 2023 13:00
To: O'Callaghan, Barry
Subject: FW: EPT rep - Casa, 64-66 Newington Causeway (879626)

Hi Barry,

FYI below

Kind regards

Mark Prickett
Principal Environmental Protection Officer
Environmental Protection Team
Tel: 020 7525 0023

Postal address: Southwark Council, Environmental Protection Team, Regulatory Services, 3rd Floor
Hub 1, PO Box 64529, London, SE1P 5LX

Office address (By appointment only): Southwark Council, 160 Tooley Street, London, SE1 2QH

Air Quality web pages: http://www.southwark.gov.uk/air_quality

Construction web pages: <http://www.southwark.gov.uk/construction>

Centre for Low Emission Construction <http://www.clec.uk/>

airTEXT - a free subscription service: daily information on pollution and more, by text, email, voicemail, or mobile phone app; download from:
<http://www.airtext.info/>

Walk-it - free London route planner for less polluted, quieter walking and cycling routes. Download the mobile phone app from:
<http://walkit.com/walk/?city=london>

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From: Prickett, Mark
Sent: Monday, March 13, 2023 12:59 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: EPT rep - Casa, 64-66 Newington Causeway (879626)

Dear Licensing,

Southwark's Environmental Protection Team (EPT) have reviewed the new premises licence application for Kizomba Addiction Ltd, 64-66 Newington Causeway, SE1 6DF.

The premises is described as "a cultural dance venue called Casa, operated by the company Kizomba Addiction Ltd & will be a cultural dance venue".

The application seeks the following licensable activities:

- Live music (indoors): 23:00 – 02:30 Sunday to Wednesday, 23:00 – 03:30 Thursday, 23:00 – 05:30 Friday & Saturday.
- Recorded music (indoors): 23:00 – 02:30 Sunday to Wednesday, 23:00 – 03:30 Thursday, 23:00 – 05:30 Friday & Saturday.
- Performance of dance (indoors): 23:00 – 02:30 Sunday to Wednesday, 23:00 – 03:30 Thursday, 23:00 – 05:30 Friday & Saturday.

- Anything similar to above activities (indoors): 23:00 – 02:30 Sunday to Wednesday, 23:00 – 03:30 Thursday, 23:00 – 05:30 Friday & Saturday.
- Late night refreshment (both indoors and outdoors): 23:00 – 02:00 Sunday to Wednesday, 23:00 – 03:00 Thursday, 23:00 – 05:00 Friday & Saturday.
- Supply of alcohol (both on and off the premises): 11:00 – 02:00 Sunday to Wednesday, 11:00 – 03:00 Thursday, 11:00 – 05:00 Friday & Saturday.

Opening hours: 07:00 – 03:00 Sunday to Wednesday, 07:00 – 04:00 Thursday, 07:00 – 07:00 Friday & Saturday (open from 7am Friday morning through to 3am Monday morning).

Section M part d) of the application has been reviewed. The only condition put forward to address the prevention of public nuisance licensing objective is as follows:

- “Notices will be displayed at the entrance/exit to the premises asking customers to leave the store quietly and respect local residents.”

EPT stance

The Sustainable Acoustics noise report (ref: 22-0189-0 R01, dated: 1 Feb 2023) has been reviewed.

Background noise levels during the night was measured to be 50dB, as stated in table 3. Background levels fall to the high 40s as shown in Appx 1.

The proposed impact of noise from the use at the closest noise sensitive receptor is stated to be 56dB, as per table 6. The proposed noise impact from the use, at the closest residents, far exceeds the background levels during the night. Furthermore, if factoring in a partially open window and a reduction of 10-15dB, the noise impact within the residential units will exceed BS8233 recommended internal noise levels for sleeping which is 30dB. The predicted noise impact from the proposed use will highly likely cause public nuisance by way of noise disturbance and as such EPT make representation against this application. EPT raise concern with the conclusions of this noise report.

Furthermore the applicant has only proposed 1 condition to prevent public nuisance which relates to notices. This is not considered satisfactory considering the extensive hours and licensable activities sought. The applicant is recommended to fully review section 10 of Southwark’s Licensing Policy which provides guidance to address the prevention of public nuisance licensing objective.

Within the policy there is also suggested opening hours for certain types of premises within table 2 / page 41. The hours currently proposed are outside of the hours stated for the Elephant & Castle area.

The applicant has also requested late night refreshment outside but there is no further mention of why this is required as there is no external area outlined on the plans. There has been no assessment of how noise / public nuisance will be controlled from patrons when outside the premises, for instance when dispersing or when outside drinking and/or smoking.

EPT do not consider the application has adequately addressed the prevention of public nuisance licensing objective, seeks excessively late hours and at present could likely lead to noise disturbance and public nuisance if granted. EPT request the applicant readdresses all factors around possible public nuisance, as well as seeking further comment from the acoustic consultant to propose mitigation within the premises to prevent noise break out.

Kind regards,

Mark Prickett
Principal Environmental Protection Officer
Environmental Protection Team
Tel: 020 7525 0023

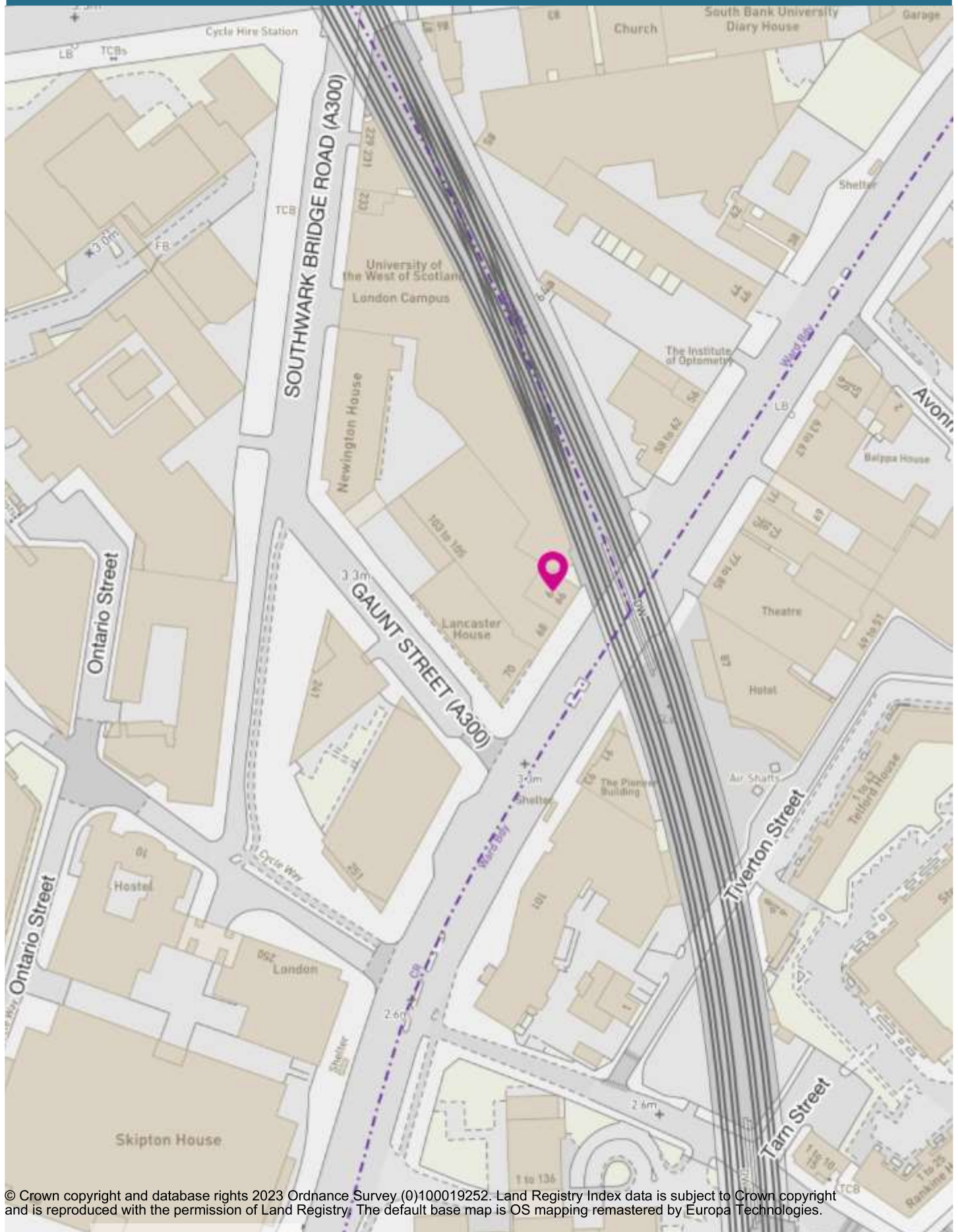
Postal address: Southwark Council, Environmental Protection Team, Regulatory Services, 3rd Floor
Hub 1, PO Box 64529, London, SE1P 5LX
Office address (By appointment only): Southwark Council, 160 Tooley Street, London, SE1 2QH

Air Quality web pages: <http://www.southwark.gov.uk/air-quality>
Construction web pages: <http://www.southwark.gov.uk/construction>
Centre for Low Emission Construction - <http://www.clec.uk/>

airTEXT - a free subscription service: daily information on pollution and more, by text, email, voicemail, or mobile phone app; download from:
<http://www.airtext.info/>

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