

Licensing Sub-Committee

Thursday 6 July 2023

10.00 am

Ground Floor Meeting Room G01C - 160 Tooley Street, London SE1 2QH

Membership

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

Reserves

Councillor Barrie Hargrove

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

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Contact

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

Members of the committee are summoned to attend this meeting

Althea Loderick

Chief Executive

Date: 26 June 2023



Licensing Sub-Committee

Thursday 6 July 2023
10.00 am

Ground Floor Meeting Room G01C - 160 Tooley Street, London SE1 2QH

Order of Business

Item No.	Title	Page No.
	PART A - OPEN BUSINESS	
1.	APOLOGIES	
	To receive any apologies for absence.	
2.	CONFIRMATION OF VOTING MEMBERS	
	A representative of each political group will confirm the voting members of the committee.	
3.	NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	DISCLOSURE OF INTERESTS AND DISPENSATIONS	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	LICENSING ACT 2003: L'ATTITUDE, 18 CHOUMERT ROAD, LONDON SE15 4SE	1 - 95
6.	LICENSING ACT 2003: THE PLANET NOLLYWOOD / THE BIKE, 319 CAMBERWELL ROAD, LONDON SE5 0HQ	96 - 211
	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: 26 June 2023

Agenda Item 5

Item No. 5.	Classification: Open	Date: 6 July 2023	Meeting Name: Licensing Sub-Committee
Report Title		Licensing Act 2003: L'Attitude, 18 Choumert Road, London, SE15 4SE	
Ward(s) of group(s) affected		Rye Lane	
From		Strategic Director of Environment, Neighbourhoods and Growth	

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Martin Ekeocha-Kamara for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as L'Attitude, 18 Choumert Road, London SE15 4SE.
2. Notes:
 - a) This application forms a new application for a premises licence, submitted under Section 17 of the Licensing Act 2003. The application is subject to representations from 2 responsible authorities and 6 other persons and is therefore referred to the sub-committee for determination.
 - b) Paragraphs 8 to 11 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 12 to 24 of this report deal with the representations submitted in respect of the application. Copies of the representations submitted are attached in Appendix B and C of this report. A map showing the location of the premises is attached to this report as Appendix I.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing procedure, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.

5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
 - The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.
6. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.
7. The premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 23 March 2023, Martin Ekeocha-Kamara applied for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as L'Attitude, 18 Choumert Road, London SE15 4SE. The premises and purpose is described as follows:

'The premises is currently a ground floor restaurant. There is a small porch at the front used as a smoking area and for extra seating. I intend to licence it as a bar and kitchen, making no changes to the current layout of the premises. It is on a side street of Peckham Rye Lane and is surrounded by mostly other shops and residences. There is no one occupying the residence above the shop'.
9. The hours applied for are summarised as follows:
 - Films (indoors):
 - Sunday to Thursday: 12:00 to 22:30
 - Friday and Saturday: 12:00 to 23:00
 - Live music (indoors):
 - Sunday to Thursday: 12:00 to 22:30
 - Friday and Saturday: 12:00 to 01:00 the following day

- Recorded music (indoors):
 - Sunday to Thursday: 12:00 to 23:00
 - Friday and Saturday: 12:00 to 01:00 the following day
- Performance of dance (indoors):
 - Sunday to Thursday: 12:00 to 23:00
 - Friday and Saturday: 12:00 to 01:00 the following day
- Anything similar to live music, recorded music and performance of dance:
 - Sunday to Thursday: 12:00 to 22:30
 - Friday and Saturday: 12:00 to 01:00 the following day
- Late night refreshment (indoors):
 - Friday and Saturday: 23:00 to 00:30 the following day
- The sale by retail of alcohol (on the premises):
 - Sunday to Thursday: 12:00 to 22:30
 - Friday and Saturday: 12:00 to 00:30 the following day
- Opening hours:
 - Sunday to Thursday: 12:00 to 23:00
 - Friday and Saturday: 12:00 to 01:00 the following day.

Seasonal and non-standard timings requested as follows:

- Live music (indoors):
 - Day prior to bank holiday: 12:00 to 00:00
 - Bank holiday: 00:00 to 02:30, 12:00 to 22:30
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 02:30
 - December 1 to 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 01:00
- Recorded music (indoors):
 - Day prior to bank holiday: 12:00 to 00:00
 - Bank holiday: 00:00 to 03:00, 12:00 to 23:00
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 03:00
 - December 1 - 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 - 24 (Thursdays and Fridays): 00:00 to 01:00

- Performance of dance (indoors):
 - Day prior to bank holiday: 12:00 to 00:00
 - Bank Holiday: 00:00 to 03:00, 12:00 to 23:00
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 03:00
 - December 1 to 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 01:00
 - Anything similar to live music, recorded music and performance of dance:
 - Day prior to bank holiday: 12:00 to 00:00
 - Bank holiday: 00:00 to 02:30, 12:00 to 22:30
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 02:30
 - December 1 to 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 01:00
 - Late night refreshment (indoors):
 - Day prior to bank holiday: 23:00 to 00:00
 - Bank holiday: 00:00 to 02:30
 - New Year's Eve: 23:00 to 00:00
 - New Year's Day: 00:00 - 02:30
 - December 1 to 24 (Wednesdays and Thursdays): 23:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 01:00
 - The sale by retail of alcohol (on the premises):
 - Day prior to bank holiday: 12:00 - 00:00
 - Bank holiday: 00:00 to 02:30, 12:00 to 22:30
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 02:30
 - December 1 to 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 00:30
 - Opening hours:
 - Day prior to bank holiday: 12:00 to 00:00
 - Bank holiday: 00:00 to 03:00, 12:00 to 23:00
 - New Year's Eve: 12:00 to 00:00
 - New Year's Day: 00:00 to 03:00
 - December 1 to 24 (Wednesdays and Thursdays): 12:00 to 00:00
 - December 1 to 24 (Thursdays and Fridays): 00:00 to 01:00.
10. The premises licence application form provides the applicant's operating schedule. Parts B, E, F, G, H, I, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application. A copy of the application is attached to this report in Appendix A.

Designated premises supervisor

11. The proposed designated premises supervisor is Martin Ekeocha-Kamara who holds a personal licence issued by Southwark Council.

Representations from responsible authorities

12. Representations have been submitted by the Metropolitan Police Service and the council's environmental protection team (EPT) as responsible authorities.
13. The police representation states that the premises is within the Peckham major town centre and also falls within the Peckham cumulative impact area and that the hours applied for are outside of that recommended for a bar in the Southwark statement of licensing policy
14. The police further contend that the area of the premises has been subject over a number of years to alcohol related anti-social behaviour. The applicant has offered some control measures in the operating schedule however police request more robust conditions in order to promote the prevention of crime and disorder.
15. The representation from EPT was submitted regarding the prevention of public nuisance licensing objective and recommends conditions to promote that objective.
16. These representations are attached to this report as Appendix B.

Representations from other persons

17. Six representations have been received from other persons concerned with the prevention of crime and disorder and the prevention of public nuisance licensing objectives.
18. The other person's contend that there are already significant problems on Choumert Road regarding noise and disturbance due to loud music and noise from people gathering outside the in the street that has existing problems with anti-social behaviour.
19. Other persons also contend that there is inadequate sound insulation between the premises and residential properties.
20. The representations from other persons are attached to this report as Appendix C.

Conciliation

21. The applicant has addressed the representations submitted by the police and EPT and agreed further conditions/control measures to be added to the operating schedule to promote the licensing objectives. The police and EPT have now withdrawn their representations.
22. A copy of the police and EPT withdrawal statements with agreed conditions are attached to this report as Appendix D.

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

Application History

25. The premises has an existing licence which was granted to Bar Om Limited on 24 December 2018 and subsequently transferred to Martin on Martin Ekeocha-Kamara on 16 September 2022.
26. Martin Ekeocha-Kamara was specified as the designated premises supervisor in respect of the premises on 29 September 2022.
27. The current premises licence issued in respect of the premises allows the following licensable activities:
 - The sale of alcohol to be consumed on the premises:
 - Monday to Sunday: 11:00 to 22:30
 - Opening hours:
 - Monday to Sunday: 11:00 to 23:00.
28. A copy of the existing premises licence is attached to this report as Appendix E.
29. An application to vary the premises licence was made on 18 January 2023.
30. This application was refused by the licensing sub-committee on 15 March 2023. A copy of the notice of decision from this hearing is attached as Appendix F to this report.

Temporary event notices

31. There have been 17 temporary event notices (TENs) submitted in respect of the premises within the last year. A Table of TENs is attached to this report as Appendix G.

Complaints

32. There have been 11 complaints received to the licensing unit in the past year. These complaints were mainly regarding noise from the premises, but also included anti-social behaviour and alleged unlicensed activity. A table of complaints is attached to this report as Appendix H.
33. Following a complaint received a licensing officer visited the premises on 10 March 2023 at 22:15 to carry out an inspection. Several breaches of the licensed conditions were found and a warning letter was sent to the licensee.
34. A licensing officer re-visited the premises on 21 April 2023 at 18:38 and found the premises to be compliant.

35. Following complaints received regarding alleging unlicensed activity a licensing officer visited the premises on Friday 26 May 2023 at 14:30. At this time the CCTV was not working, however the premises was not open to the public. A warning letter was sent to the applicant following that visit.
36. Copies of the warning letters are attached to this report as Appendix H1.

Map

37. A map showing the location of the premises is attached to this report as Appendix I. The following are a list of licensed premises shown on the map:

Miss Tapas, 46 Choumert Road, London SE15 4SE:

- The sale of alcohol to be consumed on and off the premises:
 - Monday to Sunday: 17:00 to 23:00

Bill or Beak, 34-36 Choumert Road, London, SE15 4SE:

- The sale of alcohol to be consumed on the premises:
 - Monday to Sunday: 08:00 to 22:30
- The sale of alcohol to be consumed off the premises:
 - Monday to Sunday: 08:00 to 23:00
- Recorded music – indoors:
 - Monday to Sunday: 08:00 to 23:00

Pantry, 28 Choumert Road, London SE15 4SE:

- Sale by retail of alcohol to be consumed on and off the premises:
 - Sunday to Tuesday: 09:00 to 17:00
 - Wednesday to Saturday: 09:00 to 22:00

Swaizie Food Store, 1A Choumert Road, London SE15 4SE:

- The sale of alcohol to be consumed off the premises:
 - Monday to Saturday: 08:00 to 23:00
 - Sunday: 10:00 to 22:30

Dan and Den Superstore, Unit 1, The Market Choumert Road, London SE15 4BG:

- Sale by retail of alcohol to be consumed off the premises:
 - Monday to Saturday: 10:00 to 20:00

Delta Tavern Kitchen, 3 Choumert Road, London SE15 4SE

- Recorded music – indoors:
 - Monday to Saturday: 10:00 to 23:00
 - Sunday: 12:00 to 23:00
- Sale by retail of alcohol to be consumed on premises:
 - Monday to Saturday: 1:00 to 22:30
 - Sunday 12:00 to 22:30

Zapoi, 138 Rye Lane, London SE15 4RZ

- Live music – indoors:
 - Sunday to Thursday: 23:00 to 23:30
 - Friday and Saturday: 23:00 to 00:30
- Recorded music – indoors:
 - Sunday to Thursday: 23:00 to 23:30
 - Friday and Saturday: 23:00 to 00:30
- Late night refreshment – indoors
 - Sunday to Thursday: 23:00 to 23:30
 - Friday and Saturday: 23:00 to 00:30
- Sale by retail of alcohol to be consumed on and off premises:
 - Sunday to Thursday: 10:00 to 23:30
 - Friday and Saturday: 10:00 to 00:30.

Southwark Council statement of licensing policy

38. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
39. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
 - Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
 - Section 5 – Determining applications for premises licenses and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.

- Section 6 – Local cumulative impact policies. This sets out this authority’s approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
 - Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
 - Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
 - Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
 - Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
 - Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.
40. 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.
41. 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:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf

Cumulative Impact Area (CIA)

42. The premises falls within the Peckham cumulative impact area (CIA).
43. The types of premises that the CIA applies to are:
- Night clubs, public houses and bars, off-licences, supermarkets, grocers, convenience stores and similar premises.
44. The premises are also situated in Peckham major town centre.

45. Under the Southwark's statement of licensing policy 2021 - 2026 the following closing times are recommended as appropriate within Peckham Major Town Centre
- Restaurants and cafes:
 - Sunday to Thursday: 00:00
 - Friday and Saturday: 01:00
 - Public houses, wine bars or other drinking establishments:
 - Sunday to Thursday: 23:00
 - Friday and Saturday: 00:00.

Climate change implications

46. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
47. 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.
48. Examples of such an agreement may be:
- Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
49. 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

50. 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

51. 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.

52. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people with protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.
53. 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>.
54. The equalities impact assessment is available at:
- <https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

Health impact statement

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

Resource implications

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

Consultation

57. 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 a similar notice was exhibited outside of the premises for a period of 28 consecutive days.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Assistant Chief Executive – Governance and Assurance

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

Principles for making the determination

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

62. 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.
63. 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.
64. 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

65. 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.
66. The four licensing objectives are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of nuisance
 - The protection of children from harm.
67. 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.

68. 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.
69. 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

70. 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

71. 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.
72. 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

73. 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.
74. 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.
75. 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.
76. 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.
77. 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.
78. 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.
79. 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.

80. 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

81. 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, Finance

82. 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	Southwark Licensing, C/O	Mrs Kirty Read Tel: 020 7525 5748
Home Office Revised Guidance to the Act	Community Safety and Enforcement, 160 Tooley Street, London SE1 2QH	
Secondary Regulations		
Southwark statement of licensing policy		
Case file		

APPENDICES

Name	Title
Appendix A	Application for a premises licence
Appendix B	Representations submitted by responsible authorities
Appendix C	Representations submitted by other persons
Appendix D	Conciliation/withdrawal statements from the police and environmental protection team
Appendix E	Copy of current licence
Appendix F	Copy of notice of decision from 15 March 2023
Appendix G	Table of temporary event notices
Appendix H	Table of complaints
Appendix H1	Copies of warning letters
Appendix I	Map of the locality

AUDIT TRAIL

Lead Officer	Caroline Bruce, Strategic Director Environment, Neighbourhoods and Growth		
Report Author	Jayne Tear, Principal Licensing Officer		
Version	Final		
Dated	21 June 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, Finance	Yes	Yes	
Cabinet Member	No	No	
Date final report sent to Constitutional Team			23 June 2023

23/03/2023

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

Ref No. 1998594

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

Martin Ekeocha-Kamara

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)

£	20750
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises

Premises trading name

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

Do you have a Southwark postcode?	Yes
Address Line 1	18 CHOUMERT ROAD
Address Line 2	
Town	LONDON
Post code	SE15 4SE
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Applicant Details

Please select whether you are applying for a premises licence as

	An individual or individuals
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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
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Details of Individual Applicant

Personal Details

Title	Mr
If other, please specify	
Surname	Ekeocha-Kamara
Forenames	Martin
Date of birth	██████████
I am 18 years old or over	<input checked="" type="checkbox"/>
Nationality	██████

Current Address

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

County	
Post code	██████████

Contact Details

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

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

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

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

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

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

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

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

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

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

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

Do you wish to add a second individual applicant?

	No
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Operating Schedule

When do you want the premises licence to start?

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

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General description of premises (see guidance note 1)

	<p>The premises is currently a ground floor restaurant. There is a small porch at the front used as a smoking area and for extra seating. I intend to licence it as a bar and kitchen, making no changes to the current layout of the premises.</p> <p>It is on a side street of Peckham Rye Lane and is surrounded by mostly other shops and residences. There is no one occupying the residence above the shop.</p>
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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
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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)
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Provision of regulated entertainment (Please read guidance note 2)

	b) films
	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
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Supply of alcohol

	j) Supply of alcohol
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In all cases please complete boxes K, L and M.

B- Films

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

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

	There may be events where independent filmmakers project their films unto a screen.
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Standard days and timings for Films (Please read guidance note 7)

Day	Start	Finish
Mon	12:00	22:30
Tues	12:00	22:30
Wed	12:00	22:30
Thur	12:00	22:30
Fri	12:00	23:00
Sat	12:00	23:00
Sun	12:00	22:30

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

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

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

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

for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

E - Live Music

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

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

	There will be instances of live music both acoustic and amplified (not full bands). There will also often be DJs playing music. The sound levels on the speakers will always be limited and the limiter accessible only by staff.
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Standard days and timings for Live Music (Please read guidance note 7)

Day	Start	Finish
Mon	12:00	22:30
Tues	12:00	22:30
Wed	12:00	22:30
Thur	12:00	22:30
Fri	12:00	00:00
Sat	00:00	01:00
	12:00	00:00
Sun	00:00	01:00
	12:00	22:30

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

	Bank Holidays/ day prior to bank holidays New Years Eve New Years Day December 1 - 24
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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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 02:30, 12:00 - 22:30 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 02:30
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	December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
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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
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Please give further details here (Please read guidance note 4)

	Background music when people are in the venue. Will also be used for dance classes and any other performances. Music will be amplified but limited. Limiter to be kept with staff at all times.
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Standard days and timings for Recorded Music (Please read guidance note 7)

Day	Start	Finish
Mon	12:00	23:00
Tues	12:00	23:00
Wed	12:00	23:00
Thur	12:00	23:00
Fri	12:00	00:00
Sat	00:00	01:00
	12:00	00:00
Sun	00:00	01:00
	12:00	23:00

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

	Bank Holiday/ day prior New Years Eve New Years Day December 1 - 24
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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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 03:00, 12:00 - 23:00 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 03:00 December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
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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
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Please give further details here (Please read guidance note 4)

	Salsa and other kinds of dance classes. No performance to an audience. Dancing during the provision of live and recorded music.
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Standard days and timings for Performance of dance (Please read guidance note 7)

Day	Start	Finish
Mon	12:00	23:00
Tues	12:00	23:00
Wed	12:00	23:00
Thur	12:00	23:00
Fri	12:00	00:00
Sat	00:00	01:00
	12:00	00:00
Sun	00:00	01:00
	12:00	23:00

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

	Bank Holiday/ day prior New Years Eve New Years Day December 1 - 24
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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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 03:00, 12:00 - 23:00 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 03:00 December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
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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

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

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

	We are open to most forms of entertainment that falls within the licensing policy.
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Standard days and timings for Anything of a similiar description to that falling within (e), (f) or (g) (Please read guidance note 7)

Day	Start	Finish
Mon	12:00	22:30
Tues	12:00	22:30
Wed	12:00	22:30
Thur	12:00	22:30
Fri	12:00	00:00
Sat	00:00	01:00
	12:00	00:00
Sun	00:00	01:00

	12:00	22:30
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State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (Please read guidance note 5)

	Bank Holidays/ day prior New Years Eve New Years Day December 1 - 24
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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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 02:30, 12:00 - 22:30 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 02:30 December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
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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)

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

	For events (such as Christmas Parties) where guests have requested our kitchen to stay open later. Fod is still to be served only on site and not for takeaway.
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Standard days & timings for Late night refreshment (Late night start time is from 23.00, see guidance notes 7)

Day	Start	Finish
Mon		
Tues		
Wed		
Thur		

Fri	23:00	00:00
Sat	00:00	00:30
	23:00	00:00
Sun	00:00	00:30

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

	Bank Holidays/ day prior New Years Eve New Years Day December 1 - 24
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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)

	Day prior to bank holiday: 23:00 - 00:00 Bank Holiday: 00:00 - 02:30 New Years Eve: 23:00 - 00:00 New Years Day: 00:00 - 02:30 December 1 - 24 (Wednesdays and Thursdays): 23:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
--	--

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

J - Supply of Alcohol

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

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

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

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

	12:00	00:00
Sun	00:00	00:30
	12:00	22:30

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

	Bank Holiday/day prior New Years Eve New Years Day December 1 - 24
--	---

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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 02:30, 12:00 - 22:30 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 02:30 December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 00:30
--	---

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

	
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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	Martin
Surname	Ekeocha-Kamara

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)	██████████
Issuing authority (if known)	Southwark 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)

	<p>If we show films of an adult nature then access for children will be restricted and signs will be put up to the enforcement of this.</p> <p>Alcohol is not to be served to persons under the age of 18 at any time and Challenge 25 will be in operation at all times.</p>
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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	12:00	23:00
Tues	12:00	23:00

Wed	12:00	23:00
Thur	12:00	23:00
Fri	12:00	00:00
Sat	00:00	01:00
	12:00	00:00
Sun	00:00	01:00
	12:00	23:00

State any seasonal variations (Please read guidance note 5)

	Bank Holidays/ day prior New Years Eve New Years Day December 1 - 24
--	---

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)

	Day prior to bank holiday: 12:00 - 00:00 Bank Holiday: 00:00 - 03:00, 12:00 - 23:00 New Years Eve: 12:00 - 00:00 New Years Day: 00:00 - 03:00 December 1 - 24 (Wednesdays and Thursdays): 12:00 - 00:00 December 1 - 24 (Thursdays and Fridays): 00:00 - 01:00
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M - Steps to promote four licencing objectives

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

	<ul style="list-style-type: none"> • At least one SIA registered door supervisor 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, to assist with engaging in the premises' dispersal policy 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 all patrons have vacated the premises. • That no customers will be admitted to the premises when carrying open or sealed bottles or glasses. • That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is 70 people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time. • 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 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: <ol style="list-style-type: none"> a) Instances of anti-social or disorderly
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	<p>behaviour</p> <p>b) Calls to the police</p> <p>c) Any complaints received</p> <p>d) Ejections of people from the premises</p> <p>e) Visits to the premises by the local authority, police or fire brigade</p> <p>f) Any malfunction in respect of the CCTV system, searching equipment or scanning equipment</p> <p>g) All crimes reported</p> <p>h) Any other relevant incidents</p> <p>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.</p> <ul style="list-style-type: none"> • 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. <p>- No supply of alcohol may be made under the Premises Licence - (a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or (b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.</p> <p>- Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.</p> <p>- That a direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.</p>
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b) the prevention of crime and disorder

	<ul style="list-style-type: none"> • 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. • 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 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. • 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.
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c) public safety

	<ul style="list-style-type: none"> • That a register of refused sales of alcohol shall be maintained at the premises
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	<p>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.</p> <p>- That customers shall not be permitted to take any alcohol from the premises outside of the premises at any time.</p>
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d) the prevention of public nuisance

	<ul style="list-style-type: none"> • That external waste handling, collections of goods from the premises, deliveries of goods to the premises and the cleaning of external areas shall only occur between the 08:00 hours and 20:00 hours • 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 clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits from the premises 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 customers who are leaving the premises temporarily to smoke will be advised by staff to smoke in the area designated for smokers at the premises (the raised area at the premises frontage). After 22:00 hours a maximum of 10 customers at any one time will be permitted to smoke in this area. Such customers will be instructed by staff to remain in this area while smoking and, if and when required, behave in a quiet and orderly manner. <p>- That customers shall not be permitted to take open containers of food from the premises at any time.</p> <p>- That outside tables and chairs are permitted for a maximum of 10 patrons. These tables and chairs shall be rendered unusable by 22:00 hours each day.</p> <p>- Windows and doors leading to external areas are to be kept closed after 22:00 hours each day, only to be opened for the reason of egress/ingress and in an emergency</p>
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e) the protection of children from harm

	<ul style="list-style-type: none"> • 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 (including 'proxy sales'), and the challenge 25
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	<p>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. 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.</p> <ul style="list-style-type: none"> • 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. <p>- That children can only enter the premises when accompanied by a responsible adult.</p>
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Guidance note 10

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

Please upload a plan of the premises

	[Redacted]
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Please upload any additional information i.e. risk assessments

	[Redacted]
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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>
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Home Office Declaration

Please tick to indicate agreement

	I am not a company or limited liability partnership
--	---

Proof of Entitlement to work in the UK

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

	[Redacted]
--	------------

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

partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who: does not have the right to live and work in the UK; or is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

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

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

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

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

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

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

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

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

Declaration


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

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

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

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

I agree to the above statement

	Yes
PaymentDescription	

PaymentAmountInMinorUnits	██████
AuthCode	██████
LicenceReference	██████████
PaymentContactEmail	████████████████████

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

Full name	Martin Ekeocha-Kamara
Date (DD/MM/YYYY)	23/03/2023
Capacity	Applicant

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

Full name	
Date (DD/MM/YYYY)	23/03/2023
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.



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

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

Tel: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Our reference: MD/97/23

Date: 11/04/2023

Dear Sir/Madam

Re:- L'Attitude 18 Chourmet Road SE15 4SE

Police are in possession of an application from the above for a New Premises Licence for Regulated Entertainment, Late Night Refreshment, The Supply of Alcohol on sales .The application describes the premises as a Bar and Kitchen.

The premises is situated in the Peckham Major Town Centre as defined by Southwark's Statement of licensing policy .The venue is also within the Peckham Cumulative Impact Zone.

The hours applied for are:

Open to the Public
Sun-Thurs-1200hrs-2300hrs
Fri-1200hrs-0100hrs
Sat-1200hrs-0100hrs

Live Music
Sun-Thurs
1200hrs-2230hrs
Fri-Sat-1200hrs-0100

Recorded Music
Sun-Thurs-1200hrs-2300hrs
Fri-Sat-1200hrs-0100hrs

Dance

Sun-Thurs-1200hrs-2300hrs
 Fri-Sat-1200hrs-0100hrs

Supply of Alcohol on sales
 Sun-Thurs-1200hr-2230hrs
 Fri-Sat-1200hrs-0100hrs

Late Night Refreshment
 Sun-00hrs-2300hrs
 Fri-Sat-2300hrs-0030hrs

The hours requested for Sunday to Thursday are within those recommended by Southwark's Statement of licensing Policy for Bars in such an area however those requested for Friday-Saturday are outside the policy.

The recommended closing times for Bars/Restaurants in Major Town Centre areas are:

Sun-Thurs – 2300hrs
 Fri-Sat-0000hrs

The premises are situated in the Borough and Bankside Cumulative impact Zone (CIZ) as designated by Southwark Council. The High Court approval of Cumulative impact policies came in *Westminster City Council v Middlesex Crown Court*. In brief, it stated 'A licence could be refused on the sole ground that the area was already saturated with licensed premises'

The applicant has offered some control measures in the operating schedule however before commenting we would like more details to the operation in regards to the events taking place and the hiring of the venue by 3rd parties before we can comment. 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.

The area of the premises has been subject over a number of years to alcohol related Anti-Social Behaviour and we would like to see the applicant apply robust conditions.

My representations are made with regard to the weekend hours being outside that of licensing policy further information being required in regard to the type of events to be held and that all four of the licensing objectives in particular the Prevention of crime and disorder have not been addressed sufficiently. It is for this reason that I object to this application in its current format. Police welcome the opportunity to progress this application.

Submitted for your consideration.

Yours Sincerely

Pc Mark Lynch 2246AS

From: Binya, Raymond <Raymond.Binya@southwark.gov.uk>

Sent: Wednesday, April 19, 2023 3:28 PM

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

Cc: [REDACTED]

Subject: New premises licence application under the Licensing Act 2003 for L'Attitude, 18 Choumert Road London SE15 4SE our ref 996173

Dear Licensing Team,

Application major variation of premises to be granted under the Licensing Act 2003.

Application reference number: 879872

Address: L'Attitude

18 Choumert Road

London

SE15 4SE

I wish to make a representation on behalf of Southwark Environmental Protection Team (EPT) in our capacity as Environmental Health Responsible Authority, about the likely effect of the sought licence if granted on the promotion of the 'prevention of public nuisance' licensing objective. Our representation is simply to seek an assurance from the applicant he agrees:

- That the the proposed conditions in 'Operating Schedule' are incorporated into the new licence in enforceable format.

We also recommend the following additional conditions:

- All external plant required for the operation of the premises (air handling plant, condensers, kitchen extraction systems, etc.) shall be designed, installed and maintained to ensure that noise output from the external plant does not cause a public nuisance or intrude inside the nearest, or most exposed, noise sensitive premises.
- Any kitchen extraction system required for the operation of the premises shall be installed with an appropriate discharge location (i.e. eaves height) and with adequate odour control filters installed and maintained to ensure that odour emissions do not cause a public nuisance or intrude inside in the nearest or most exposed sensitive premises.

We would happy to withdraw our representation if the applicant agrees to the above.

Kind Regards

Raymond Binya

Principal Environmental Protection Officer

Environmental Protection Team

Tel: 020 7525 4809

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

www.southwark.gov.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> .

Southwark Website - information on what you can do to improve air quality. See:

<http://www.southwark.gov.uk/environment/air-quality>

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

OTHER PERSON 1**From:** [REDACTED]**Sent:** Wednesday, April 19, 2023 7:42 AM**To:** Regen, Licensing <Licensing.Regen@southwark.gov.uk>**Subject:** Application 879872

Re- application 879872 - a resubmission for licensing for L'Attitude, a culture bar at 18 Choumert Road. SE15

My name is [REDACTED], my address [REDACTED]. My email as above.

My concern about the above application is that there is no mention of any soundproofing to be done; All the houses within Choumert Square which are on the south side -numbers 25 to 46 - all share a rear wall with the corresponding properties on Choumert rd. I attach a plan to show this; back in the 1870s when our houses were built this wall was a yard wall, solid, single brick, no insulation. Now that some of the Choumert rd properties are putting in planning applications to become late night entertainment venues, they really must ensure that that back wall is properly sound insulated, otherwise there are going to be a lot of sleepless, disgruntled residents 'over the wall' !

Choumert Square, SE15
Road in/near Peckham, existing between the 1870s and now

Choose a location

20210207:3

HOME · **ARTICLE** · MAPS · STREETS · BLOG

(51.46829 -0.06896, 51.468 -0.068)

MAP YEAR: 1750 1800 1810 1820 1830 1860 **1900** 1950 2023 Show map without markers

ZOOM: 14 15 16 17 14 15 16 17 14 15 16 17 14 15 16 17 14 15 16 17 14 15 16 17 14 15 16 17 18

TIP: Adjust the MAP YEAR and ZOOM to tweak historical maps

FEBRUARY 7 2021 Road - Peckham - SE15

Choumert Square is reputedly London's smallest square.

Choumert Square consists of small Victorian houses that were infilled a portion of a Bus Lane houses in the c. 1870s.

OTHER PERSON 2**From:** [REDACTED]**Sent:** Wednesday, April 19, 2023 6:21 PM**To:** Regen, Licensing <Licensing.Regen@southwark.gov.uk>**Subject:** 879872 - L'Attitude 18 Choumert Road SE15 4SE

Dear Wesley,

879872 - L'Attitude 18 Choumert Road SE15 4SE

I am writing to object to the second application by L'Attitude - I come from a creative background and very much support the idea of a creative hub, but I am concerned that this appears to be an application for a Club and Music Venue under the name of a creative hub, with live music, dance performance and recorded music until late in the evenings and till 01:00am Fridays and Saturdays

As you know we have had lots of problems over the years with late night noise from both Choumert Road and Rye Lane, both of which back directly onto the houses and outdoor spaces in Choumert Sq. and I have a feeling the the applicants are not aware that the party walls between Choumert Road and Choumert Sq are single brick thin. Over time the properties in Choumert Road have infilled in their back yards (many or all without building control approval or planning permission) to extend internal floor space and have built up against the rear boundary walls of Choumert Sq without any sound proofing. Many Choumert Sq residents work from home and/or have small children sleeping at the back, some residents even have ground floor bedrooms at the back, so the noise, even up to 11.00 (let alone 1.00am), can be pretty intolerable. It would therefore seem wholly inappropriate to extend the hours beyond the existing licensing hours and to have the proposed range of activities that have been applied for which will no doubt create unacceptable levels of noise to adjacent properties.

In addition to this it seems unwise to do **anything** that exacerbates the existing problem of late night noise, increases late night footfall and encourages further street gathering in Choumert Road (which as you know, despite being reported by many to the noise teams, often go on till 4.00am - especially in the summer when people need to sleep with their windows open).

I am in principle supportive of independent businesses in the area especially with the challenging times we find ourselves in but it is clear that this application will cause noise disturbance and create a risk of increased crime and disorder on the street that is associated with late night drinking.

Yours

[REDACTED]

[REDACTED]

[REDACTED]

OTHER PERSON 3

From: [REDACTED]

Sent: Thursday, April 20, 2023 12:25 PM

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

[REDACTED]

Subject: 879872 L'attitude cocktail bar 18 Choumert rd.

[REDACTED]

I wish to voice my observations regarding the proposed change of hours with regards to the premises involved.

My main concern will be based on the proposed live music as this would be more difficult to regulate as opposed to recorded music.

On top of this the premises does have bi-fold doors/ windows, the licensee won't be happy closing these in the warmer months...hence there's a possibility of excess noise coming from uncontrolled activity.

I've lived here for 40 years and the commercial uses of gradually been extended to the point where the residents feel the periods of lower activity are becoming less.

My options for moving out are limited, I also have a couple of health issues which means I'm already suffering from disturbed sleep, late night music will add to this .

I'm also not entirely convinced that restricting the number of people, client's or otherwise can be controlled or contained in or about the proximity of the premises, so far with the recent TENS the client's have not always remained within the premises or on the areas that are within the control of the licensees so we have already endured late night disruption, on top of the pre-existing anti-social behavior that can erupt at random times.

I've no other place to sleep as my bedroom is pretty much [REDACTED] the [REDACTED] so I'm in [REDACTED] The Landlord will not enhance the windows without a consequent rent increase.

Unless the council can suggest that they might share in any costs to improve the existing sound insulation we don't have many options.

Finally with the best will in the world the potential for crime and disorder does increase the later and longer a premises remains open. I have noted the suggested 1a.m finish it remains to be seen as to the effectiveness of the earlier closing time. If a 1a.m close is confirmed can the licensees still apply for TENS, as this would mean they have the best of both worlds, and defeats the object of a proposed 1.a.m closing time.

Thanks for your service and consideration of my opinion.

Regards [REDACTED]

[REDACTED]

OTHER PERSON 4

From: [REDACTED]

Sent: Thursday, April 20, 2023 2:55 PM

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

Subject: Licence applications 879872 and 879901: objection

Hello

I am emailing to object to the grant of these licences.

I live in [REDACTED] [REDACTED] the two premises on Choumert Rd that are applying for licences.

I am particularly concerned about the proposals in the licence applications for recorded and live music throughout the day and until late at night seven days a week at both premises.

This will have a serious negative impact on residents of Choumert Square unless extensive soundproofing is performed on the premises and the businesses are required to keep doors and windows closed.

[REDACTED]

OTHER PERSON 5

From: [REDACTED]

Sent: Thursday, April 20, 2023 4:12 PM

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

Subject: Licensing Application 879872

Re: Application 879872 - a resubmission for licensing for L'Attitude, 18 Choumert Road

To Whom it May Concern

I am writing to object to the resubmission for licensing of L'Attitude at 18, Choumert Road on the grounds of extreme noise nuisance. The hours of activity are now reduced from their original request which asked for an extension until 3 a.m. but it still looks at operation until midnight and sometimes 01.00 a.m. The key issue for me is one of sound transfer. L'Attitude, like all of the businesses on Choumert Road, shares a rear party wall of only one house brick's thickness with the residences of Choumert Square behind. Choumert Square is a quiet, pedestrianised laneway with 46 small houses that is part of the conservation area.

L'Attitude is asking for a license to show films and present live performances with live and recorded music. All of that sounds great in theory, I don't object to the business itself, but without proper sound insulation, it will make living in the adjoining houses behind absolutely unbearable, unable to sleep at night and unable to work from home during the day. There is absolutely no mention of sound insulation in this application, which would also need to be high spec to cope with the proximity of so many residences and the relative fragility of the structures in question. For your information, the businesses on Choumert Road used to have an open yard area between the shops and the rear walls of the Choumert Square houses, which acted as a 'buffer zone'. Over the years the businesses all extended their ground floor premises right up to the Choumert Square rear walls, often with quite flimsy structures, getting rid of the 'buffer zone' between the two sets of properties and causing some considerable issues around drainage, and smell and noise pollution.

I know from experience that the sound transfer is considerable between the Choumert Road businesses and the Choumert Square houses on the south side. Fortunately for me, the sound transfer from what used to be a café behind [REDACTED] was only every two weeks but when the live jazz performances took place they might as well have been happening in my living room! I couldn't have coped with it day in, day out.

This application has got to be turned down without a plan for effective and proven soundproofing at the rear.

Regards

[REDACTED]

OTHER PERSON 6**From:** [REDACTED]**Sent:** Thursday, April 20, 2023 8:05 PM**To:** Regen, Licensing <Licensing.Regen@southwark.gov.uk>; [REDACTED]**Subject:** LICENSING APPLICATION [879872]

Dear Sirs,

Thank you for alerting me to the re-submission of a licensing application for the above premises [879872]. I'm reassured to see a reduction in the proposed hours of operation, and as someone working in the Arts I actively and wholeheartedly support local cultural initiatives. But I'm afraid my objections, as stated before, still stand – even more so with the fuller description of proposed activity: showing films, recorded and live music, and dance performance alongside drinking and eating. My reasons remain two-fold.

1.SOUND TRANSFER/FAILURE TO RECOGNISE FRAGILE INFRASTRUCTURE.

There is no mention at all of the need for/ or provision of any form of sound insulation to prevent any effect on the lives of those living close by. The application mentions only that the flat above the premises is unoccupied. That flat is NOT the only adjacent residence: there are residences behind the premises, in Choumert Square, and sound transfer through to them is equally important to avoid.

I've [REDACTED] [REDACTED] laneway for almost forty years. When I first moved here, most Choumert Road premises had backyards which created a buffer between the shops and the rear walls of Choumert Square cottages. Those cottage walls are only a single-brick deep.

Over time many Choumert Road premises have extended their interior ground floor territory by putting a `roof` over their yards: this extended `indoor` area now directly abuts the rear walls of Choumert Square cottages behind. Because the wall is so thin, activity and noise in Choumert Road premises travels directly into Choumert Square living rooms, and where Choumert Road covered yards have opening skylights, when they're in use for ventilation the sound travels straight into the first floor bedrooms of the Square cottages.

This application like others in the row, seems to have no understanding of the unique sound transfer issue. And therefore, through ignorance of the fabric of this evolved `party` wall, there's no demonstrable awareness of the impact their proposals will have on the houses -and lives- of those directly behind. The unique adjacency of the properties, created by default over time, should mean that any commercial premises wishing to incorporate social activity onsite **must** be told about the sound transfer issues, and must include crucial sound insulation in their plans.

As a historic precedent, may I refer to **LICENSING SUB-COMMITTEE – 20 JUNE 2019**
LICENSING ACT 2003: SIX YARD BOX PECKHAM, 34 – 36 CHOUMERT ROAD,
PECKHAM, LONDON SE15 4SE 1. Decision.

In 2019, when Six Yard Box was applying for a Licence in the same stretch of Choumert Road, the response included reference to “*one flat above the premise, for which a course of **soundproofing** in the floor has been laid*” and further added “*there would be no amplified music that could effect local residents and in any event, **soundproofing works** would be carried out before the premises officially opened.*” Something similar should be acknowledged in the application L’Attitude submits. And I therefore believe granting their request should only be considered once they demonstrate the recognition that appropriate and necessary sound insulation is essential. Without that, commercial and residential properties with such a unique adjacency can’t happily co-exist.

2. LATE NIGHT /EARLY MORNING DRINKING.

At Police Liaison meetings, officers have identified this area of Choumert Road as a trouble ‘hot spot’ for anti-social behaviour - especially in the warmer months. While I think the efforts to improve the quality and range of independent businesses along this stretch of the road is laudable, I worry that any facility offering such late-night/early-morning drinking could contribute to increasing problems and put extra stress on over-stretched police resources.

Thank you again for your consideration.



Tear, Jayne

From: mark.A.Lynch@met.police.uk
Sent: 04 May 2023 09:25
To: Regen, Licensing
Cc: [REDACTED] Tear, Jayne
Subject: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Good Afternoon

In view of the applicant and police agreeing to the conditions below in red to be added to the new licence and for existing licence 878445 to be surrendered upon the issuing of the new licence, police would like to withdraw their representation in regards to the granting of the licence L'Attitude 18 Chourmet Road SE15 4SE

1. That a CCTV system shall be installed and maintained in full working order. The CCTV system will record footage of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered by the CCTV system including the bar and all external area including smoking areas.

The premises shall not be open at any time when the CCTV is not operating correctly.

2. That there shall be at least one member of staff on duty at all times the premises are in operation who is trained and proficient in the operation of the CCTV system and who is capable of operating and retrieving footage at the request of police, council or other authorised officers.

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

4. An incident book / incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises: Instances of anti-social or disorderly behaviour ,violence , calls to the police and emergency services. Abuse of staff and / or customers Ejections of people from the premises Visits to the premises by the local authority, police or fire brigade Refused sales of alcohol Any malfunction in respect of the CCTV system seizures of drugs at the premises. Any other relevant incidents The incident book / incident recording system shall record the time, date, location and description of each incident, the printed and 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 in accordance with this licence and shall be made immediately available to officers of the council, police or fire brigade on request.

5. A minimum of one (1) SIA registered Door Supervisors, shall be employed on a Friday and Saturday at all times after 20:00hrs until all patrons have vacated the venue and the area between Rye Lane SE15 and Alpha Street SE15.

6. The SIA door supervisors shall be engaged to monitor admission and re-admissions to the premises, security protection, screening, dealing with conflict, and ensuring that patrons cause no nuisance to the venues neighbours.

6. That at the terminal hour SIA door supervisors/staff shall engage with patrons and ensure that they leave the venue and the area between Rye Lane SE15 and Alpha Street SE15 in a quiet and orderly manner so as not to cause nuisance to the venues Neighbours.

7. The Licensee shall risk assess the requirement for additional SIA on any day and be responsible for the implementation of additional SIA. This risk assessment shall be recorded in written form and made available for inspection by authorised officers and police.
8. That the licensee shall have ultimate control of the venue when any 3rd party event takes place, this shall be in regards to but not limited to employment of SIA and ensuring that the venues licence conditions are complied with.
9. A clear and concise risk assessment system of grading each event shall be in place and each assessment shall be recorded in written form and made available for inspection to authorised council officers and police.
10. That no customers will be admitted to the premises when carrying open or sealed bottles or glasses
11. 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 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.
12. That a direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to the venues neighbours.
13. A zero tolerance drugs and weapons policy shall be in place at the premises. Anybody found with or using drugs and/or weapons will be ejected from the premises and shall not be admitted be re-admitted. Any person who is suspected of having drugs on their person will be asked to consent to a search, and should they refuse the search that person shall be ejected from the premises. All relevant staff shall be trained the drugs policy. A record of the 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.
14. 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.
15. That customers shall not be permitted to take any alcohol from the premises outside of the premises at any time.
16. That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits from the premises requesting to the effect that customers leave the premises in a quiet and orderly manner with respect to local residents. Such signage shall be kept free from obstructions at all times.
17. No glassware shall be taken onto the dancefloor area when in use.
18. That no outside area shall be used after 22:00hours with the exception of those wishing to smoke and this shall be limited to a maximum of 10 customers at any one time.
19. There shall be no new entry or re-entry of patrons after 0000hrs with the exception of those that temporary leave to smoke in the designated area.

20. The outside area shall be monitored at all times to ensure that no nuisance is caused by patrons to the venues neighbours.
21. That customers who are leaving the premises temporarily to smoke shall use the designated raised area, this shall be controlled by staff.
22. That customers shall not be permitted to take open containers of food from the premises at any time.
23. That any street furniture shall be rendered unusable by 22:00 hours each day.
24. All Windows and doors leading to external areas are to be kept closed after 22:00 hours, except for the reason of egress/ingress and in an emergency.
25. That children can only enter the premises when accompanied by a responsible adult.
26. There shall be no children on the premises after 2200hours.
27. That the premises shall operate a 'Challenge 25' policy whereby customers purchasing alcohol who appear to be less than 25 years old will be asked for an approved form of proof of age to prove that they are at least 18 years old. Approved forms of proof of age comprise of a driving licence, passport or a Proof of Age Standards Scheme (PASS) approved proof of age card.
28. That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
29. 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.
30. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
31. That when taxis are ordered for customers for the collection of customers from the premises staff members shall instruct the taxi service to instruct the taxi services driver's not to sound the driver's car horns outside the premises, but to approach the premises in person and verbally (without raised voices) alert staff that the drivers are at the premises to collect customers.

Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | Licensing Team

Email: mark.lynch6@met.police.uk

Address: Southwark Police Station

From: [REDACTED]
Sent: 01 May 2023 15:01
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi Mark,

Thank you for sending me an updated summary.

I am happy with all these conditions and can have them implemented in my application.

Best,
Martin

From: mark.A.Lynch@met.police.uk
Sent: 28 April 2023 11:21
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Good Morning Martin

I know you stated you were happy with the conditions we agreed in your last e-mail however to avoid any issues later can you please check the below and if you are then happy reply confirming this and I will withdraw my representation

1. That a CCTV system shall be installed and maintained in full working order. The CCTV system will record footage of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered by the CCTV system including the bar and all external area including smoking areas.
The premises shall not be open at any time when the CCTV is not operating correctly.
2. That there shall be at least one member of staff on duty at all times the premises are in operation who is trained and proficient in the operation of the CCTV system and who is capable of operating and retrieving footage at the request of police, council or other authorised officers.
3. All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available for inspection to officers of the Police and the Council on request.
4. An incident book / incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises: Instances of anti-social or disorderly behaviour ,violence , calls to the police and emergency services. Abuse of staff and / or customers Ejections of people from the premises Visits to the premises by the local authority, police or fire brigade Refused sales of alcohol Any malfunction in respect of the CCTV system seizures of drugs at the premises. Any other relevant incidents The incident book / incident recording system shall record the time, date, location and description of each incident, the printed and 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 in accordance with this licence and shall be made immediately available to officers of the council, police or fire brigade on request.
5. A minimum of one (1) SIA registered Door Supervisors, shall be employed on a Friday and Saturday at all times after 20:00hrs until all patrons have vacated the venue and the area between Rye Lane SE15 and Alpha Street SE15.

6. The SIA door supervisors shall be engaged to monitor admission and re-admissions to the premises, security protection, screening, dealing with conflict, and ensuring that patrons cause no nuisance to the venues neighbours.
6. That at the terminal hour SIA door supervisors/staff shall engage with patrons and ensure that they leave the venue and the area between Rye Lane SE15 and Alpha Street SE15 in a quiet and orderly manner so as not to cause nuisance to the venues Neighbours.
7. The Licensee shall risk assess the requirement for additional SIA on any day and be responsible for the implementation of additional SIA. This risk assessment shall be recorded in written form and made available for inspection by authorised officers and police.
8. That the licensee shall have ultimate control of the venue when any 3rd party event takes place, this shall be in regards to but not limited to employment of SIA and ensuring that the venues licence conditions are complied with.
9. A clear and concise risk assessment system of grading each event shall be in place and each assessment shall be recorded in written form and made available for inspection to authorised council officers and police.
10. That no customers will be admitted to the premises when carrying open or sealed bottles or glasses
11. 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 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.
12. That a direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to the venues neighbours.
13. A zero tolerance drugs and weapons policy shall be in place at the premises. Anybody found with or using drugs and/or weapons will be ejected from the premises and shall not be admitted be re-admitted. Any person who is suspected of having drugs on their person will be asked to consent to a search, and should they refuse the search that person shall be ejected from the premises. All relevant staff shall be trained the drugs policy. A record of the 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.
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15. That customers shall not be permitted to take any alcohol from the premises outside of the premises at any time.
16. That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits from the premises requesting to the effect that customers leave the premises in a quiet and orderly manner with respect to local residents. Such signage shall be kept free from obstructions at all times.
17. No glassware shall be taken onto the dancefloor area when in use.

18. That no outside area shall be used after 22:00hours with the exception of those wishing to smoke and this shall be limited to a maximum of 10 customers at any one time.
19. There shall be no new entry or re-entry of patrons after 0000hrs with the exception of those that temporary leave to smoke in the designated area.
20. The outside area shall be monitored at all times to ensure that no nuisance is caused by patrons to the venues neighbours.
21. That customers who are leaving the premises temporarily to smoke shall use the designated raised area, this shall be controlled by staff.
22. That customers shall not be permitted to take open containers of food from the premises at any time.
23. That any street furniture shall be rendered unusable by 22:00 hours each day.
24. All Windows and doors leading to external areas are to be kept closed after 22:00 hours, except for the reason of egress/ingress and in an emergency.
25. That children can only enter the premises when accompanied by a responsible adult.
26. There shall be no children on the premises after 2200hours.
27. That the premises shall operate a 'Challenge 25' policy whereby customers purchasing alcohol who appear to be less than 25 years old will be asked for an approved form of proof of age to prove that they are at least 18 years old. Approved forms of proof of age comprise of a driving licence, passport or a Proof of Age Standards Scheme (PASS) approved proof of age card.
28. That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
29. 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.
30. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
31. That when taxis are ordered for customers for the collection of customers from the premises staff members shall instruct the taxi service to instruct the taxi services driver's not to sound the driver's car horns outside the premises, but to approach the premises in person and verbally (without raised voices) alert staff that the drivers are at the premises to collect customers.

Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk

Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 26 April 2023 10:30
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi Mark,

These are all agreeable to me and I am happy to continue with these conditions.

Best,
Martin

Sent from [REDACTED]

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Wednesday, April 26, 2023 10:13:38 AM
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Thank you

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk

Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 26 April 2023 10:10
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi Mark,

The amended is not attached?

And yes, I am happy to add that condition.

Thanks,
Martin

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Wednesday, April 26, 2023 9:18:28 AM
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi

I have amended the conditions on the attached document with the revised ones as agreed , please take a look through them . I have not included the accommodation limit however if you are happy to add "the minimum 2 sia when the accommodation limit exceeds 55" then I think we are nearly there ?

Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 26 April 2023 08:51
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi Mark,

I would be surrendering the old licence if the new one is granted.

I would not like to limit at 55 but use the original limit of 70. I would, however, as part of the risk assessments, include two security any event with over 55 people.

Is this agreeable?

Thanks,
Martin

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Wednesday, April 26, 2023 8:47:08 AM
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Morning again

I noted in your previous email you stated you limit your accommodation to 55 would you be happy to set an accommodation limit on the licence ? also an I correct in saying that you will surrender the old licence should this one be granted

Thanks

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 26 April 2023 08:05
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hello Mark,

This works for us perfectly. Thank you for taking the time.

Best,
Martin

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Wednesday, April 26, 2023 7:56:34 AM
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Morning Martin

I have amended the below, please take a look and let me know if this works better;

5. A minimum of one (1) SIA registered Door Supervisors, shall be employed on a Friday and Saturday at all times after 20:00hrs until all patrons have vacated the venue and the area between Rye Lane SE15 and Alpha Street SE15.
7. That at the terminal hour SIA door supervisors/staff shall engage with patrons and ensure that they leave the venue and the area between Rye Lane SE15 and Alpha Street SE15 in a quiet and orderly manner so as not to cause nuisance to the venues Neighbours.

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 23 April 2023 14:58
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hi Mark,

As per the fire marshal's inspection our max capacity is 70 people although, with our furniture, we limit at 55 (we have seating for 36).

On point 7 is that to say all our patrons must leave in that direction? For the most part that is fine but many leave by taxi which cannot drive on Rye Lane. Though of course, my security can stay until everyone has gotten into their taxis. I'm sure customers can leave towards Alpha road if they live in that direction?

I hope this helps.

Best,
Martin

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Friday, April 21, 2023 7:18:29 PM
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Good Evening Martin

Can you confirm your accommodation limit please as this may help with regards to the SIA condition .

5. A minimum of two (2) SIA registered Door Supervisors, shall be employed on a Friday and Saturday at all times after 21:00hrs until all patrons have vacated the venue and its vicinity.

7. That at the terminal hour SIA door supervisors/staff shall engage with patrons and ensure they leave Chourmet Road towards Rye Lane in a quiet and orderly manner so as not to cause nuisance to the venues Neighbours.

This would assist in reducing any likely hood of ASB being caused to the residents in the area towards Alpha road.
Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 21 April 2023 14:41
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hello Mark,

Thank you for getting back to me.

Also, thank you for the suggestions, most of them are agreeable to me however there are a couple of things I would like to have some clarification on:

Point 5 describes the condition two have two door supervisors on weekends. This, however, seems gratuitous as venues of are size would generally only have one door supervisor. Also on this point, it says "shall be employed at all times after 21:00hrs until all patrons have vacated the venue, Choumert road and its close vicinity on Fridays and Saturdays." Could I have clarification on what constitutes "close vicinity" and Choumert Road as the road is quite long and the majority of it is far distant from the bar.

If you could clear this up for me I will be happy to agree to the rest of the conditions.

Thank you,
Martin Ekeocha Kamara

From: mark.A.Lynch@met.police.uk
Sent: 20 April 2023 20:04
To: [REDACTED]
Subject: RE: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Good Evening Martin

Thank you for the details you have provided and the list of conditions. I Have been through the conditions submitted and have produced the attached document containing some of your conditions either in the original format or amended and have also added some that we feel address any concerns with regards to control measures . I hope you can take time to view them and look forward to your reply
Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk

Address: Southwark Police Station

From: Martin Ekeocha [REDACTED]
Sent: 12 April 2023 15:45
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Hello Mark,

Thank you for getting in contact with me.

I would like to address your concerns as far as I am able.

Firstly, I can confirm that we do not/ will not do any third party hires. The premises can be hired for a private event but these are always run by us and therefore will come under the same rules and terms as any general open.

Secondly, in regards to our efforts to uphold the prevention of crime, we are offering up more conditions than we have on our current licence (in line with recommendations from our last application) and, in the months that we have been open, have not seen any incidents of crime or that have involved the police in any way. That said, I welcome any recommendations you may have for conditions we can implement to make sure you are satisfied with application.

Lastly, as to the opening times at weekends, I am aware that what I have applied for falls outside the recommendation for a bar in a CIA. However, as I listed in my application, the nature of our business model very much depends on a later opening time on weekends. A very large majority of our turnover comes directly from our private events. We would undoubtedly lose about 90% of our bookings if we were to close at midnight, it being very short of the industry standard. Almost all of the venues in the vicinity around us close after midnight and so we would be at a competitive disadvantage whilst the CIA recommendations for Peckham are largely overruled - condemning the business to failure for no discernible reason.

Another effect of limiting us to a midnight close would be to deny the marginalized communities that we serve the same allowances that are given to those that feel welcome at the other venues in Peckham, as though they are undeserving which is a feeling they already harbour.

Finally, we have had many events run to far later times in the morning with minimal disturbance, especially in regards to crime and disorder. We have gone to lengths to mitigate sound complaints and have not - to my knowledge - had any since implementing our measures. I think that we have proved that we are responsible enough to open until 1am but, again, we welcome any conditions you recommend to assure that this is the case.

I hope to hear from you soon regarding these points and I hope we can move forward with this.

Best,
Martin Ekeocha-Kamara

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Tuesday, 11 April 2023, 11:47
To: Licensing.Regen@southwark.gov.uk <Licensing.Regen@southwark.gov.uk>
Cc: [REDACTED] Jayne.Tear@SOUTHWARK.GOV.UK
 <Jayne.Tear@SOUTHWARK.GOV.UK>
Subject: L'Attitude 18 Chourmet Road SE15 4SE ref 97/23

Good afternoon

please find attached Southwark Police objection to the granting of New Premises Licence for L'Attitude 18 Chourmet Road SE15 4SE

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

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Tear, Jayne

From: Binya, Raymond
Sent: 05 June 2023 11:35
To: Tear, Jayne; Martin Ekeocha
Subject: RE: RE: YOUR REPRESENTATION/AND CONCILIATION - L'Attitude, 18 Choumert Road, SE15 4SE (879872)

Hi Martin and Jayne,

I happy to confirm that I am withdrawing my representation on this application.

Kind Regards

Raymond Binya
Principal Environmental Protection Officer

Environmental Protection Team
Tel: 020 7525 4809

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

www.southwark.gov.uk



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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> .

Southwark Website - information on what you can do to improve air quality.

See: <http://www.southwark.gov.uk/environment/air-quality>

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

From: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>
Sent: Friday, June 2, 2023 10:55 AM
To: Martin Ekeocha [REDACTED]
Cc: Binya, Raymond <Raymond.Binya@southwark.gov.uk>
Subject: RE: RE: YOUR REPRESENTATION/AND CONCILIATION - L'Attitude, 18 Choumert Road, SE15 4SE (879872)

Dear Martin,

Thank you for copying me in on this.

Raymond is on leave this week so he should respond once he is back next week,

With kind regards

Jayne

Jayne Tear - Principal Licensing Officer

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

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

From: Martin Ekeocha [REDACTED]
Sent: Friday, June 2, 2023 10:48 AM
To: Binya, Raymond <Raymond.Binya@southwark.gov.uk> | Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>
Subject: Re: RE: YOUR REPRESENTATION/AND CONCILIATION - L'Attitude, 18 Choumert Road, SE15 4SE (879872)

Hello,

I can confirm that I accept the conditions discussed.

Thank you,
Martin Ekeocha-Kamara

Sent from [Outlook for Android](#)

From: Binya, Raymond <Raymond.Binya@southwark.gov.uk>
Sent: Monday, May 22, 2023 9:14:27 AM
To: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>
Cc: Martin Ekeocha [REDACTED]
Subject: RE: RE: YOUR REPRESENTATION/AND CONCILIATION - L'Attitude, 18 Choumert Road, SE15 4SE (879872)

Hi Jayne,

Yes my rep stands and I should be able to withdraw if Martin confirms again just for the records that he is accepting my conditions.

Kind Regards

Raymond Binya
Principal Environmental Protection Officer

Environmental Protection Team
Tel: 020 7525 4809

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

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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> .

Southwark Website - information on what you can do to improve air quality.

See: <http://www.southwark.gov.uk/environment/air-quality>

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From: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>

Sent: Friday, May 19, 2023 1:53 PM

To: Binya, Raymond <Raymond.Binya@southwark.gov.uk>

Cc: Martin Ekeocha [REDACTED]

Subject: RE: YOUR REPRESENTATION/AND CONCILIATION - L'Attitude, 18 Choumert Road, SE15 4SE (879872)

Importance: High

Dear Raymond,

You submitted a representation on 19 April 2023/and conciliated on 20 April 2023 (see attached doc.) regarding an application for a new premises licence for L'Attitude, 18 Choumert Road, SE15 4SE (879872).

Due to technical reasons the consultation was re-started and the last day for representation was changed to 22 May 2023.

For the record could you please confirm that your representation/and conciliation still stands.

Please accept my apologies for any inconvenience caused,

With kindest regards

Jayne

Jayne Tear - Principal Licensing Officer

Southwark Council | Licensing Unit

160 Tooley Street | London | SE1 2QH

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

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Licensing Act 2003 Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

878445

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
L'Attitude 18 Choumert Road London SE15 4SE	
Ordnance survey map reference (if applicable), 534267176129	
Post town London	Post code SE15 4SE
Telephone number	

Where the licence is time limited the dates
--

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

The opening hours of the premises
For any non standard timings see Annex 2
Monday 11:00 - 23:00
Tuesday 11:00 - 23:00
Wednesday 11:00 - 23:00
Thursday 11:00 - 23:00
Friday 11:00 - 23:00
Saturday 11:00 - 23:00
Sunday 11:00 - 23:00

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


The times the licence authorises the carrying out of licensable activities

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

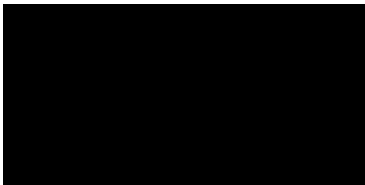
Sale by retail of alcohol to be consumed on premises

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 22:30
Saturday	11:00 - 22:30
Sunday	11:00 - 22:30

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licenceMartin Ekeocha-Kamara
**Registered number of holder, for example company number, charity number (where applicable)****Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**Martin Ekeocha-Kamara
**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**Licence No. 
Authority L.B Southwark

Licence Issue date 29/09/2022


Neighbourhood Nuisance Service Manager
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Annex 1 - Mandatory conditions

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

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

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

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

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

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

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

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

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

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either

- (a) a holographic mark; or
- (b) an ultraviolet feature.

489 The responsible person shall ensure that -

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

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

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

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V),$$

where-

- (i) P is the permitted price,

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

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

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

(i) the holder of the premises licence:

(ii) the designated premises supervisor (if any) in respect of such a licence; or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

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

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

Annex 2 - Conditions consistent with the operating Schedule

340 That a CCTV system shall be installed at the premises, be maintained in good working order and 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.

341 That all CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and / or council on request.

342 That a member of staff shall be on duty at all times that the premises are open 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 request of police and / or council officers.

343 All staff shall be trained in their responsibilities under the Licensing Act 2003 and trained in respect of the terms and conditions of this licence. Records pertaining to such training shall be kept and updated every 6 months. The training records shall be made immediately available to officers of the police and the council on request.

344 That intoxicating liquor shall not be sold or supplied for consumption on the premises otherwise than to persons taking table meals there and as an ancillary to that person's meal.

345 That clearly legible signage shall be prominently displayed both internally and externally where it can easily be seen and read by customers requesting to the effect that customers behave in a quiet and orderly manner with respect to local residents.

346 That customers shall not be permitted to take any alcohol from the premises outside of the premises at any time.

347 That customers shall not be permitted to take open containers of food from the premises at any time.

348 That children can only enter the premises when accompanied by a responsible adult.

349 That customers who are leaving the premises temporarily to smoke will be advised by staff to smoke in the area designated for smokers at the premises.

350 That a proof of age scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 18 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid

photographic identification is composed of a driving licence, passport, UK armed services ID card, any Proof of Age Standards Scheme (PASS) accredited card or any identification card validated by the Secretary of State.

351 That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales'), and trained in the proof of age scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request.

352 That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a proof of age scheme 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.

353 That a register of refused sales of alcohol shall be maintained at the premises. The register shall be clearly and legibly marked on the front cover as a register of refused sales and with the address of the premises and the name of the licence holder. The register shall be kept / be accessible at the premises at all times.

354 That a first aider shall be readily available at the premises at all times that the premises are in operation.

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

840 That a direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.

841 That no more than five customers are permitted outside at any one time for the purposes of smoking.

842 That outside tables and chairs are permitted for a maximum of 10 patrons. These tables and chairs shall be rendered unusable by 22:00 hours each day.

841 That all windows and doors shall be closed after 22:00 hours with the exception of ingress and egress.

Annex 4 - Plans - Attached

Licence No. 878445
Plan No. 08
Plan Date Jan 2018

NOTICE OF DECISION**LICENSING SUB-COMMITTEE – 15 MARCH 2023****SECTION 34 LICENSING ACT 2003: L'ATTITUDE, 18 CHOUMERT ROAD, LONDON SE15 4SE****1. Decision**

That the application made by Mr Martin Ekeocha-Kamara to vary the premises licence under S34 of the Licensing Act 2003 in respect of the premises known as L'Attitude, 18 Choumert Road, London SE15 4SE be refused.

2. Reasons

This case concerns an application made by Mr Martin Ekeocha-Kamara, the applicant, to vary the premises licence in respect of the premises known as L'Attitude, 18 Choumert Road, London SE15 4SE. This premises is presently licenced to operate as a restaurant.

The licensing subcommittee heard from the licensing officer who outlined the nature of the application. She stated, the premises licence was issued on 29 September 2022. The licence allowed for the sale of alcohol to be consumed on the premises Monday to Sunday between 11:00 and 22:30 and, opening hours of 11:00 to 23:00.

On 17 January 2023, the applicant applied to vary the premises licence in the following ways:

- By adding recorded music (indoors): Monday to Thursday from 17:00 to 23:00, Friday from 17:00 to 03:00, Saturday from 12:00 to 03:00 and Sunday 12:00 to 23:00
- To vary the sale by retail of alcohol (on the premises) to: Monday to Thursday from 17:00 to 23:00, Friday 17:00 to 02:30, Saturday from 12:00 to 02:30 and Sunday from 12:00 to 23:00
- To vary the opening hours to: Monday to Thursday from 17:00 to 23:00, Friday 17:00 to 03:00, Saturday 12:00 to 03:00 and Sunday 12:00 to 23:00.

The licensing officer pointed out, the premises is described as a cocktail bar in the application.

The application was the subject of 13 representations. Three of these were from responsible authorities namely, the Metropolitan Police Service, the environmental protection team and the licensing responsible authority. The officer confirmed that the licensing responsible authority had withdrawn its representation after the applicant agreed to a number of conditions and agreed to reduce some of the hours applied for in the variation.

The day before the meeting, details of the conciliation agreement were sent to all relevant parties.

Of the remaining 10 objectors, one was a ward councillor and the others were local residents. The officer went on to say, the applicant and the police had provided additional supporting material which was circulated to all relevant parties the day before the meeting. In addition, the licensing officer confirmed Appendix G, which should have been submitted with the map documenting nearby premises was also circulated the day before the meeting.

The sub-committee adjourned for a short break so all parties could have the opportunity to look at the additional documents.

Upon return, the licensing officer confirmed the applicant had not applied for non-standard hours or extended the provisions for late night refreshment. The licensing officer went on to say there was no standard definition for a table meal.

The sub-committee heard from the applicant. He stated that he started operations under the licence in November 2022. He said, he had agreed to reduce the hours applied for in the application as he was mindful the premises was in a cumulative impact area and wanted to restrict activities.

He said the business serves food and drink and the food style is akin to tapas. He stated patrons order food incrementally throughout their stay. The applicant explained, he operates a wide variety of events which have been financially beneficial to the business. The more popular events mainly consists of poetry shows and salsa classes. He said, the activities/events he puts on, are championed by the wider community and therefore are run in collaboration with the community he serves and, other stakeholders. He believed his business is embedded within the community by virtue of the events he runs.

He stated, the closing time of 23:00 presently meant his patrons went elsewhere seeking entertainment at 23:00. He found the timings to be restrictive especially on the weekends.

He acknowledge the concerns raised in relation to the premises calling itself a bar and condition 344 of the licence which states:

- That intoxicating liquor shall not be sold or supplied for consumption on the premises otherwise than to persons taking table meals there and as an ancillary to that person's meal.

The applicant confirmed that food was always served with drinks but opined there was no current definition of "table meal". He said he felt he has always complied with this condition. The applicant believed there should be scope for flexibility and a wider definition for what a restaurant is. He stated, since the pandemic, hospitality venues have struggled to survive. In order to thrive, the hospitality industry will need to be innovative. He stated, his business is trying to keep up with changing trends and is constantly adapting to maintain and bring in patrons.

He stated that ideally, he would like his business to run more like the TENs nights he had previously applied for.

In addressing the representations put mainly by the other persons, which related to crime and disorder and noise nuisance, in March, he stated that he had installed sound proofing and speaker sound limiter. The sound limiter is kept behind the bar and controlled by staff. He said he would welcome residents speaking with him in order to find the middle ground as to acceptable levels of noise. He confirmed there has not been face to face dialogue with any of the residents. In relation to crime and disorder, he said he works with the police and the wider community to improve the reputation of the area.

He believed having his licenced premises improved the area as it gave young locals a welcome space to go. He went on to state, behaviour improved once inside the venue as they had an interest in seeing the premises thrive. In turn, this has led to less crime and disorder in the street.

The applicant confirmed he had conciliated with the licensing unit and had sent a risk assessment and operating schedule to all of the responsible authorities with the hope that an agreement could be reached.

In relation to condition 344, the applicant understood there were concerns he would not be able to operate without being in breach as he had not applied for extended service of late night refreshment. He said he intended to make another variation application to rectify condition 344 and the non-standard hours. He went on to say, the condition can still be met if the variation is granted.

The sub-committee heard from the applicant's witness. She stated that she had lived and worked in the area and now, works with young people engaging in violence. She stated she had worked with a young female from Southwark who puts on the spoken word event at the premises. The young person is supported by L'Attitude, other concerned key workers and organisations. This support enabled her to run the event which has been a resounding success.

The witness stated that the premises promotes events around arts and culture and is not a traditional bar. The premises provides activities such as interactive games and performances. Whilst an activity is running, the patrons would normally pause their alcohol consumption to engage in the activity and then, resume eating and drinking thereafter.

One of the reasons the applicant applied to extend the hours was so young people could engage in social activities after an event. She went on to state, the premises had been proactive in providing activities to young people who form part of the community. The activities provided, centred around the community and what they had asked the applicant to provide. She went on to describe the business as aspirational for its young patrons and the wider community.

The applicant then answered questions put by members of the sub-committee.

The sub-committee explained that condition 344 could not be set aside, as the removal of the condition had not been consulted on. The sub-committee member asked the applicant how, in light of condition 344, he reconciled varying from a restaurant to cocktail bar and how he intended to satisfy condition 344 when he had not applied for an extension of late night refreshment.

The applicant accepted the presentation was different to the application before the sub-committee and stated he now understands the process better. He said that whilst the application refers to a cocktail bar the premises is compliant with condition 344 as they serve drinks with a meal and they will continue to do so, until the condition is set aside.

The applicant explained, food served is a fusion between Dominican and Latin American foods which consisted of hot smaller plates or large meals. The applicant stated he had a big kitchen within the premises with three chefs. The premises could seat approximately 50 people and depending on the event, could accommodate up to 70 people if some tables are removed.

The chair noted an issue with the hours. The chair explained, the application to vary had asked for opening hours Monday to Thursday from 17:00 to 23:00 but he had conciliated a closing time for that period of 00:00. The chair explained that the sub-committee would not be able to extend opening hours beyond what had been applied for in the application as it had not been consulted on. He responded by saying he intended to finish alcohol service at 22:30 and close the business at 23:00.

The chair questioned the applicant as he had not applied to extend the late night refreshment service. The applicant stated this would be rectified this in his next application but, in the meantime, the premises can provide cold tapas such as plantain and nachos made from plantain served with a red bean side. He went on to say, the cold menu would be enhanced should the application be granted.

The applicant explained that whilst he had worked in premises where alcohol had been served, this was the first time he had owned and managed a premises which served alcohol

The applicant concluded, he would endeavour to not use single use plastics wherever possible.

The sub-committee heard from the police. The objections from the police related to the premises being a cocktail bar and noted its incompatibility with condition 344. The officer said, after liaising with the applicant the view is, the venue is no longer operating exclusively as a restaurant. The officer also noted the hours applied for were outside those recommended by Southwark's statement of licensing policy for bars and was more in line with the operation of a night club.

The officer said if condition 344 was removed, the premises should be conditioned as a bar to address the licensing objectives but, the area would be left with a new cocktail bar with no operating history. The officer went on to say, the police were unable to distinguish whether the premises is a bar or a

restaurant and so could not offer conditions to assist the sub-committee. He suggested, the best way forward would have been for the applicant to withdraw this application and apply for a new premises licence operating as a bar and then it could be conditioned appropriately.

The premises is within the Peckham major town centre area and falls within the Peckham cumulative impact area. He went on to say, the premises has been subject over a number of years to alcohol related anti-social behaviour and; to extend the hours to that of a nightclub/bar would only add to the problems in the area. He also noted the applicant's relative inexperience operating a premises of that type.

The officer stated there had been breaches to the existing licence following a visit to the premises by the night time economy team the previous weekend. He stated the breaches related to CCTV not operating, no training records available and there was no signage directing patrons to leave.

The officer confirmed that there were complaints related to noise when the premises operated under TENs, but no complaints relating to violence were received.

The sub-committee heard from the environmental protection team officer. The officer started by acknowledging all the work that had been done by the applicant to minimise noise nuisance, but went on to say further work was required to address noise break out, as that remained an ongoing issue and it was not clear at this time whether the agreed conciliated conditions would allay that issue.

The officer stated he anticipated issues complying with condition 344 under the variation applied for, as alcohol can only be served ancillary to a table meal.

The officer voiced concerned that the proposed licensable activities for Fridays into Saturdays and Saturdays into Sundays are outside of suggested closing times for licensed premises of the type as stated within Southwark statement of licensing policy 2021-2026 and noted that the hours applied for were also outside the planning consent for the premises.

The officer went on to concede that the sub-committee could make an exception to the policy hours under the Equalities Act 2010, on the grounds that the applicant catered to a particular group within the borough, making the premises unique.

The sub-committee then heard from the ward councillor. She stated she had attended on behalf of a resident who wished to remain anonymous. Due to the lateness of conciliation, the councillor had not had an opportunity to speak with the resident to confirm the objection remained. She did not feel she could not add anything further. She confirmed that she had not received any complaints about the premises.

In summing up, the applicant stated all breaches found following the inspection had now been rectified and that applications to planning would be made separately.

The sub-committee, being mindful of the Equalities Act 2010, recognised that the premises made a space for people who may not ordinarily have a place to go and in that respect, the premises catered to a minority section within Southwark. In that regard, the sub-committee felt that the Act had been engaged and in turn, would mitigate an extension of hours outside the policy and, the premises being situated in the CIA.

When considering the conciliated conditions, the sub-committee took the view that allowing the application with the conciliated conditions would set the applicant up to fail as condition 344 made the variation unworkable.

The sub-committee were very concerned that the application to vary the premises from a restaurant to a bar had not been properly consulted on, as the applicant did not apply for the removal of 344 nor did he apply for extended hours for late night refreshment.

The sub-committee were impressed by the business concept, however, it felt the business concept when considered as a whole, was at odds with the application that had been consulted on due to the aforementioned failures.

Upon considering the business concept further, the sub-committee took the view the applicant should have applied for a new premises licence and not a variation as the application is seeking to change the premises from restaurant to bar. The sub-committee were mindful that it did not have the power make such a change under this application but would have the power to consider all conditions anew under a new application for a premises licence.

In reaching this decision the sub-committee considered all of the oral and written representations put before it, and having had regard to all the relevant considerations and the four licensing objectives considered that this decision was appropriate and proportionate.

3. Appeal rights

The applicant may appeal against any decision:

- a) To impose conditions on the licence.
- b) To exclude a licensable activity or refuse to specify a person as premises supervisor.

Any person who made relevant representations in relation to the application who desire to contend that:

- a) The licence ought not to be been granted; or

- b) That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Assistant Chief Executive - Governance and Assurance

Date: 15 March 2023

TENs - 18 Choumert Road, London SE15 4SE

Received Date	Ref No.	Start Date	End Date	Times	Premises User	Personal Licence Holder	Max. No. People	Sale Of Alcohol	For Consumption	Reg. Ent.	LNR	Police Obj.	EPT Obj.
16/08/2022	878177	28/08/2022	29/08/2022	19:00 -02:00 (sun/mon)	Martin Ekeocha-Kamara	Yes	60	Yes	On Premises	Yes	No	No	No
12/10/2022	878537	29/10/2022	30/10/2022	14:00 - 02:00	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
18/10/2022	878563	04/11/2022	06/11/2022	17:00 - 02:00 4/5th 12:00 - 02:00 5/6th	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	Yes	No	No
31/10/2022	878678	11/11/2022	13/11/2022	Friday 17:00-02:00 Saturday 12:00-02:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No
04/11/2022	878726	18/11/2022	20/11/2022	Friday 17:00 - Sunday 02:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No
10/11/2022	878820	25/11/2022	27/11/2022	Friday 17:00 - Sunday 02:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No
01/12/2022	879044	16/12/2022	18/12/2022	17:00 - 03:00 03:00 - 03:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No
20/12/2022	879209	31/12/2022	01/01/2023	20:00 - 04:00	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
24/01/2023	879409	03/02/2023	06/02/2023	17:00 - 03:00 Fri 12:00 - 03:00 Sat 12:00 - 23:00 Sun	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
03/02/2023	879556	11/02/2023	12/02/2023	11th(00:01 - 03:00) 11-12th(12:00 - 03:00)	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
06/02/2023	879575	17/02/2023	19/02/2023	17th(17:00 - 03:00) 18-19th(12:00 - 03:00)	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
14/02/2023	879629	03/03/2023	05/03/2023	23:00 - 03:00 daily	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
14/02/2023	879631	24/02/2023	26/02/2023	23:00 - 03:00 daily	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	No	No	No
02/03/2023	897746	17/03/2023	19/03/2023	Friday 23:00-03:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No

				Saturday 23:00 - 03:00									
16/03/2023	879824	01/04/2023	02/04/2023	17:00 - 03:00	Martin Ekeocha-Kamara	Yes	80	Yes	On Premises	Yes	Yes	No	No
23/03/2023	879878	07/04/2023	07/04/2023	Friday 17:00 – 03:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	Yes	No	No
07/04/2023	879985	22/04/2023	23/04/2023	00:01 - 03:00	Martin Ekeocha-Kamara	Yes	70	Yes	On Premises	Yes	No	No	No

APPENDIX H

Complaints - 18 Choumert Road, London SE15 4SE

refno	rdate	rtime	catg	detail
990530	12/12/2022	10.06	L72 Public nuisance	Complaint received regarding noise nuisance at the premises and allegation that premises was operating past its opening hours.
990958	19/12/2022	11.06	L72 Public nuisance	Linked to complaint above 12/12/22
990959	19/12/2022	11.06	L72 Public nuisance	Linked to complaint from 12/12/2022 (duplicate)
991581	02/01/2023	13.03	L72 Public nuisance	Complaint re noise from the premises
994154	16/02/2023	14.21	L73 Unlicensed Premises / activity	Complaint received alleging unlicensed activity
994366	20/02/2023	10.06	L72 Public nuisance	Complaint with photo alleging ASB outside premises
994397	20/02/2023	16.31	L72 Public nuisance	Linked to other complaint on 20/2/2023
994715	27/02/2023	11.25	L72 Public nuisance	Complaint re noise
997535	17/04/2023	07.36	L72 Public nuisance	Enquiry re hours allowed and outcome of LSC hearing.
998611	04/05/2023	07.36	L72 Public nuisance	Complaint alleging unlicensed activity (on 28 th and 29 th April).
999675	22/05/2023	07:34	L72 Public nuisance	Complaint alleging unlicensed activity
999686	22/05/2023	10:30	L72 Public nuisance	Complaint alleging unlicensed activity (duplicate and linked to 999675)



Martin Ekeocha-Kamara
18 Choumert Road
London
SE15 4SE

Licensing Unit
Direct Line: 020 7525 5779
Direct Fax: 020 7525 5705
Our ref': INU 093384

14 March 2023

Dear Martin Ekeocha-Kamara

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(L'Attitude, 18 Choumert Road, London, SE15 4SE)**

On 10 March 2023 at approximately 22:15 hours a licensing enforcement officer undertook an inspection of the above premises to determine whether licensable activities at the premises were being provided in accordance with the premises licence issued in respect of the premises.

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

During the inspection the officer witnessed the following:

1. Breaches of conditions 340, 341 & 342 which respectively state –

340 *That a CCTV system shall be installed at the premises, be maintained in good working order and 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.*

341 *That all CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and / or council on request.*

342 *That a member of staff shall be on duty at all times that the premises are open 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 request of police and / or council officers.*

The CCTV system installed at the premises was not working, 31 day's worth of footage was not available, no footage could be retrieved or downloaded to a

removable storage device and the member of staff in charge could not operate the CCTV system.

2. Breach of condition 343 which states -

343 *All staff shall be trained in their responsibilities under the Licensing Act 2003 and trained in respect of the terms and conditions of this licence. Records pertaining to such training shall be kept and updated every 6 months. The training records shall be made immediately available to officers of the police and the council on request.*

Staff training records were not available in respect of all staff employed at the premises.

3. Breach of condition 345 which states –

345 *That clearly legible signage shall be prominently displayed both internally and externally where it can easily be seen and read by customers requesting to the effect that customers behave in a quiet and orderly manner with respect to local residents.*

No external signage was displayed at the premises.

4. Breach of condition 351 which states –

351 *That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales'), and trained in the proof of age scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request.*

Staff training records were not available at the premises.

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

In particular, we advise you that Section 136 (1) (a) of the Licensing Act 2003 states that:

“A person commits an offence if -

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or*
- (b) knowingly allows a licensable activity to be so carried on.*

A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £20,000, or to both.”

In addition to the above we also recommend that a more suitable method of recording refused sales of alcohol is used at the premises. I have attached a refusals register provided by this council's trading standards service.

Southwark Council - Regulatory Services, Licensing Team, Hub 1, 3rd Floor, PO Box 64529, SE1P 5LX
Switchboard - 020 7525 5000 **Website** - www.southwark.gov.uk
Strategic Director of Environment, Neighbourhoods and Growth - Caroline Bruce

I have also attached some training materials regarding the sale of alcohol (and other age restricted products) which you can include as part of the training that you provide to your staff.

You must ensure that licensable activities and hours of operation are provided in accordance with the terms of the premises licence issued in respect of the premises. You must also ensure that the conditions of the premises licence are adhered to. A further visit will be made regarding these matters.

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

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

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a licensing enforcement officer then please contact us by email at licensing@southwark.gov.uk or by telephone on 020 7525 5779 between of 09:00 hours and 17:00 hours, Monday to Friday. Alternatively you can write to us, or visit us (by appointment only), at the address below.

Yours sincerely,

W. McArthur

Wesley McArthur
Principal Enforcement Officer
wesley.mcarthur@southwark.gov.uk

L'Attitude
18 Choumert Road
London
SE15 4SE

Licensing Unit
Direct Dial -
Facsimile - 020 7525 2436
Email: Licensing@southwark.gov.uk

Ref: M/878445

31 May 2023

Dear Mr Ekeocha,

RE: THE LICENSING ACT 2003 – L'Attitude, 18 Choumert Road, London, SE15 4SE

On Friday 26th May 2023 at about 2:40pm, I attended your premises to discuss a recent complaint that had been received to the Licensing Unit about alleged unauthorised licensable activities that had taking place on your premises on the weekend of the 19th May 2023.

During the course of my visit I intended to check your CCTV to ascertain if your premises had carried on licensable activities past your permitted times on your premises licence. I was not able to check your CCTV as you had informed me that your CCTV was not working at the time.

Although you were not operating at the time of my visit, I understand that you were due to operate later that evening; therefore, you would be operating in breach of your premises licence conditions.

I would like to draw your attention to the following conditions on your premises licence:

340 That a CCTV system shall be installed at the premises, be maintained in good working order and 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.

341 That all CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and / or council on request.

342 That a member of staff shall be on duty at all times that the premises are open 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 request of police and / or council officers.

Southwark Council - Regulatory Services, Licensing team, Hub 1, 3rd Floor, PO Box 64529, SE1P 5LX
Switchboard - 020 7525 5000 Website - www.southwark.gov.uk
Strategic Director of Environment, Neighbourhoods and Growth - Caroline Bruce

The above breaches potentially constitutes a contravention of either the licences issued under the Licensing Act 2003 by this Council in respect of the premises operation; or of other related legislation.

In particular, I would advise you that Section 136 (1)(a) of the Licensing Act 2003 states that:

A person commits an offence if -

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or
- (b) Knowingly allows a licensable activity to be so carried on.

This Service warns you that should any further breach be reported to us we will give consideration to the appropriate legal action to be taken. You should understand that this could lead to legal proceedings being taken.

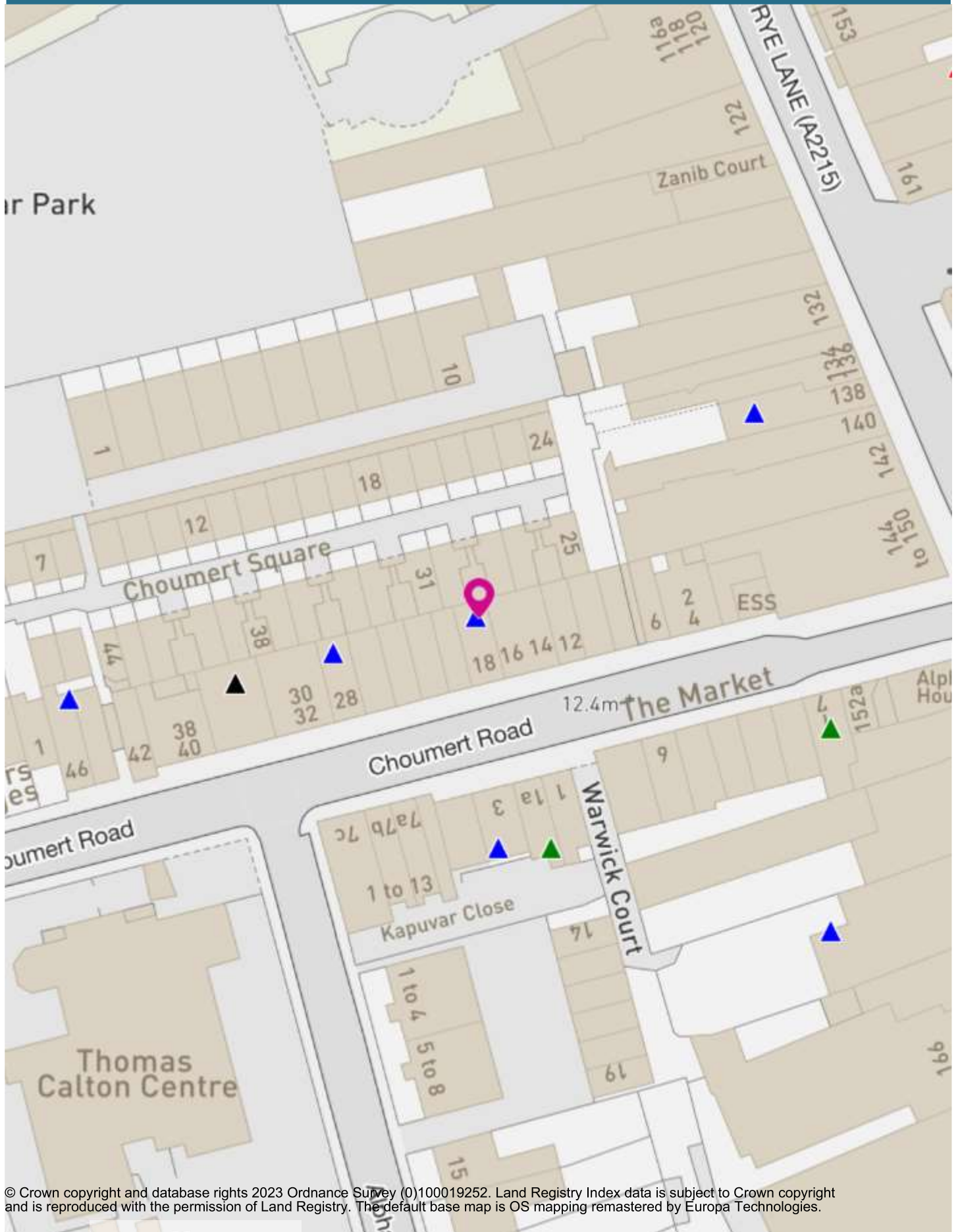
I would make clear that it is the practice of the Council's Licensing Unit to send officers to visit premises to check to see if unauthorised activities are being provided. Licensing officers will gain admission to the premises in the same way as ordinary members of the public, and will not necessarily make themselves known to the staff or the licence holder at the time of the visit.

Please ensure you act promptly on this letter. If you require advice or assistance on how to comply with the matters raised, please contact us on the telephone number given above.

Yours faithfully,

Justin Williams

Justin Williams
Licensing Enforcement Officer



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Agenda Item 6

Item No. 6.	Classification: Open	Date: 6 July 2023	Meeting Name: Licensing Sub-Committee
Report title:		Licensing Act 2003: The Planet Nollywood / The Bike, 319 Camberwell Road, London SE5 0HQ	
Ward(s) or groups affected:		Camberwell Green	
From: Matt Tucker		Strategic Director of Environment, Neighbourhoods and Growth	

RECOMMENDATION

1. That the licensing sub-committee considers an application submitted by another person under Section 51 of the Licensing Act 2003 (the Act) for the review of the premises licence held by Mr Adekunle Adejumo in respect of the premises known as The Planet Nollywood / The Bike, 319 Camberwell Road, London SE5 0HQ.
2. Notes:
 - a) The grounds for the review are stated in paragraphs 12 to 14 of this report. A copy of the premises licence review application is attached as Appendix A.
 - b) The review application is supported by representations submitted by licensing as a responsible authority (Appendix B) and by other persons in support of the review application (Appendix D). Details of the representations are provided in paragraphs 15 to 19.
 - c) A copy of the current premises licence issued in respect of the premises is attached to this report as Appendix E. A map of the area that the premises are located in is attached as Appendix G.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

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

- The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm
6. In carrying out its licensing functions, a licensing authority must also have regard to:
- The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations
7. The applications 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. 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.
8. The premises licence once issued remains valid for the life of the business unless surrendered or revoked. However, under section 51 of the Act it remains open to any Responsible Authority or other person to apply to the local Licensing Authority for a review of the premises licence where there are ongoing concerns regarding one or more of the four stated licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence

9. The premises licence allows the provision of licensable activities as follows:
- The sale of alcohol to be consumed on the premises:
 - Monday to Thursday: 10:00 to 03:00
 - Friday to Sunday: 10:00 to 05:00
 - The sale of alcohol to be consumed off the premises:
 - Monday to Thursday: 10:00 to 02:00
 - Friday to Sunday: 10:00 to 05:00
 - The provision of late night refreshment (indoors only):
 - Monday to Thursday: 23:00 to 03:00
 - Friday to Sunday: 10:00 to 05:00

- Aside from plays (indoors) and boxing or wrestling indoors (below), the provision of regulated entertainment in the form of films, live music, recorded music, performances of dance and anything similar(indoors):
 - Monday to Thursday: 10:00 to 03:00
 - Friday to Sunday: 10:00 to 05:00
- Plays (indoors):
 - Monday to Thursday: 02:00 to 03:00
- Boxing or Wrestling (Indoors):
 - Monday to Saturday: 09:00 to 23:00
 - Sunday: 12:00 to 22:30
- Opening hours:
 - Monday to Thursday: 10:00 to 03:30
 - Friday to Sunday: 10:00 to 05:30.

10. The licence is subject to the mandatory conditions set down under the Act and further conditions consistent with the operating schedule submitted with the application for the licence. A copy of the full premises licence is attached as Appendix E.

Designated premises supervisor (DPS)

11. The current designated premises supervisor (DPS) named on the licence is Mr Adekunle Adejumo, who holds a personal licence with the London Borough of Lewisham and is also the premises licence holder.

The review application

12. On 15 May 2023, an application was submitted by another person under Section 51 of the Licensing Act 2003, for the review of the premises known as The Planet Nollywood / The Bike, 319 Camberwell Road, London SE5 0HQ.

13. The review application was submitted in respect of the prevention of public nuisance, on the grounds of excessive noise from patrons and loud music from the premises

“primarily during [the] late hours of the night and frequently continues into the early morning”.

14. Full details of the grounds for the review are provided within review the application. A copy of the review application is shown in Appendix A.

Representations from responsible authorities

15. There is one supporting representation submitted in relation to the review application by the licensing authority in their role as a responsible authority.
16. The representation from the licensing authority is made under the licensing objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance. It evidences disturbance incidents that have arisen at the premises and a breach of COVID Regulations. This representation is available in Appendix B.
17. Comments have been received from the environmental protection team stating that while noise complaints have been received, despite attending, the noise team have not been able to establish a statutory nuisance. Some residents have declined access to their properties to make an assessment. Therefore they are unable to support the review. The comments are available in Appendix C.

Representations from other persons

18. Five supporting representations have been received from other residents in the vicinity, citing excessive noise from patrons and music, crowds of patrons on the street causing antisocial behaviour and spreading into neighbouring streets, drunken behaviour and the subsequent impact on neighbouring residents. Their representations are attached as Appendix D.
19. There are no representations in support of the licence holder.

Operating History

20. On 12 February 2009, the premises changed hands by way of a transfer application from Redstar to The Planet Nollywood.
21. Since the above transfer, there have been various events having taken place (minor variations, reviews and DPS variations). However, the latest minor variation (20 September 2019) and vary DPS (22 July 20-21) application bring us to the current set of premises licence conditions (Appendix D) and our current DPS.
22. On 15 May 2023, an application was submitted by another person under Section 51 of the Licensing Act 2003, for the review of the premises known as The Planet Nollywood / The Blke, 319 Camberwell Road, London SE5 0HQ.
23. Also on 15 May 2023, a second review application was received from another local resident. However, at the point it was received it was not deemed full and proper and upon learning of the earlier review application that day, the applicant withdrew.
24. There is no recent history of temporary events notices for the premises.
25. The following is a table of most recent complaints regarding the premises, received by the licensing authority, over the past 24 months:

Date	Complainant	Complaint	Outcome
30 August 2021	Local Resident	Complaint of noise (sometime in the night of 29 August 2021) with amplified noise and noise from outside patrons disturbing neighbouring properties.	Written warning to the premises
6 May 2022	Local Resident Formal complaint to Call Centre	The club Planet Nollywood on the corner of the green. Every Sunday they are open and run really late, until about 4/5am, the bass is very loud and interrupts his sleep every week. After it closes there is people outside shouting at 5am, every week without fail. They are running over the noise limit. It is majorly antisocial and causing a lot of disruption. Regardless of whether they have a license, it is causing a lot of disruption and is affecting their sleep and health. On a separate note they were operating during lockdown. He wants to know if he can/how to start a petition against it. He wants their license to be reviewed.	Complainant contacted and provided with advice and details on how to initiate a resident review.
30 May 2022	Local resident	Complaint about 'Salsa City' on Sundays – noise and music especially 4/5am	Contact to premises
13 June 2022	Local resident	Complaint of noise especially on egress – screaming and fighting.	Advice to complainant on noise/reviews.
1 September 2022	Complaint via Noise Team	Noise from patrons on egress at 5am	NTE visited, but closed ATOV
3 October 2022	Local Resident	Music from the premises and noise from patrons especially on Saturday and Sunday nights.	Premises written to, see Appendix F. Police visited premises and met with PLH 07/10/2022
15 May 2023	Complaint via Noise Team	Complaint of noise and premises operating beyond hours.	Residents spoken to and advice given on reporting noise issues.
6 June 2023	Local resident	Complaint of ongoing issues of noise from the premise.	Advice given to resident.

The local area

26. A map of the local area is attached as Appendix G. It may be noted that there are a large number of licensed premises in the Camberwell area, however, there are only the following licensed premises in the immediate vicinity (100 metres):

Arc Club, Unit B, 288 Camberwell Road, London SE5 0DL:

- The sale by retail of alcohol (on sales):
 - Monday to Sunday from 12:00 to 22:00

Mozah Anx, 278 Camberwell Road, London SE5 0DL:

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

Southwark Council statement of licensing policy

27. Council assembly approved Southwark's statement of licensing policy 2021-2026 received assent on 25 November 2020 and came into effect on 1 January 2021. 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.
28. 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.
29. 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 Licensing Act 2003 - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/guidance/revised-guidance-issued-under-section-182-of-licensing-act-2003)

Cumulative Impact Area (CIA)

30. As per Southwark’s statement of licensing policy, the premises is located within the Camberwell Cumulative Impact Area (CIA), which states the following:
- Closing time for public houses is houses, wine bars or other drinking establishments: Sunday to Thursday is 23:00 hours and for Friday and Saturday 00:00 hours.
 - Closing time for night clubs (with 'sui generis' planning classification): Sunday to Thursday is 00:00hrs and for Friday and Saturday 01:00hrs

Climate change implications

31. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.

32. 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.
33. Examples of such an agreement may be:
- Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
34. 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

35. 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

36. 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.
37. 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.
38. 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>.

39. The equalities impact assessment is available at:

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

Health impact statement

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

Resource implications

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

Consultation

42. 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

43. The sub-committee is asked to determine, under Section 51 of the Licensing Act 2003, following an application, made under Section 51 of the same act, for a review of premises licence. At any stage, following the grant of a premises licence, a responsible authority or any other person may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.
44. The principles, which sub-committee members must apply, are set out below.

Principles for making the determination

45. Under Section 52 the licensing authority must hold a hearing to determine the review and any relevant representations.
46. The four licensing objectives are:
- The prevention of crime and disorder
 - The protection of public safety
 - The prevention of nuisance
 - The protection of children from harm.
47. Each objective must be considered to be of equal importance. The authority must, having regard to the application and any relevant representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives. The steps are to:
- Modify the conditions of the licence by altering, omitting or adding any condition
 - Exclude a licensable activity from the scope of the licence
 - Remove the designated premises supervisor
 - Suspend the licence for a period not exceeding three months
 - Revoke the licence.

48. For the purpose of determining a relevant representation under section 52 of the Act a “relevant representation” means representations which:
- Are relevant to one or more of the licensing objectives
 - Are made by the holder of the premises licence, a responsible authority or another person within the prescribed period
 - Have not been withdrawn
 - If made by another person (who is not also a responsible authority), that they are not, in the opinion of the relevant licensing authority frivolous or vexatious.
49. Modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months.
50. The authority may decide that no action is necessary if it finds that the review does not require it to take any steps appropriate to promote the licensing objectives.
51. In deciding what remedial action if any it should take, the authority must direct its mind to the causes or concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
52. It is of particular importance that any detrimental financial impact that may result from a licensing authority’s decision is appropriate and proportionate to the promotion of the licensing objectives in the circumstances that gave rise to the application for review.

Reasons

53. Where the authority determines an application for review it must notify the determination and reasons why for making it to:
- The holder of the licence
 - The applicant
 - Any person who made relevant representations
 - The chief officer of police for the area (or each police area) in which the premises are situated.

Hearing procedures

54. 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.

55. This matter relates to the review of the premises licence under section 51 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

56. 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.
57. 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.
58. 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.

59. 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.
60. 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.
61. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities.
62. 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.
63. 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

64. 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, Finance

65. The head of community safety and enforcement has confirmed that the costs of this process 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 & Enforcement, 160 Tooley Street, London, SE1 2QH	Kirty Read Phone number: 020 7525 5748

APPENDICES

No.	Title
Appendix A	Copy of the review application
Appendix B	Representation from licensing as a responsible authority
Appendix C	Comments from the environmental protection team
Appendix D	Representations from other persons supporting the review
Appendix E	Copy of the current premises licence
Appendix F	Warning letter sent to premises
Appendix G	Map of local area

AUDIT TRAIL

Lead Officer	Caroline Bruce, Strategic Director of Environment, Neighborhoods and Growth	
Report Author	Matt Tucker, Principal Licensing Officer	
Version	Final	
Dated	22 June 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, Finance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team	22 June 2023	

15/05/2023

Application for a review of a premises licence or club premises certificate under the Licensing Act
Ref No. 2023868

Please enter the name of applicant who is applying for the review of a premises licence under section 51/
applying for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the
premises described in part 1

--	--

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Please submit the completed form to along with the payment either by cheque or postal order made payable to London Borough of Southwark and dispatch to the following address below.

Environment and Social Regeneration
Regulatory Services – Licensing Team
160 Tooley Street
3rd Floor Hub 1
PO Box 64529
London
SE1P 5LX
E-mail: licensing@southwark.gov.uk
Tel 020 7525 4261

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

Address Line 1	THE PLANET NOLLYWOOD
Address Line 2	319 CAMBERWELL ROAD
Town	LONDON
County	
Post code	SE5 0HQ
Ordnance survey map reference or description	

Name of premises licence holder or club holding club premises certificate (if known)

--	--

Number of premises licence or club premises certificate (if known)

	845918
--	--------

I am

	1) an individual, body or business which is not a responsible authority (please read guidance note 1)
--	---

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.

Personal Details

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

Current Address

Address Line 1	████████████████████
Address Line 2	████████████████████
Town	██████████
County	
Post code	██████████

Contact Details

Daytime contact telephone number	██████████████████
E-mail address (optional)	████████████████████

Would you like to add a second applicant?

	No
--	----

This application to review relates to the following licensing objective(s)

	Please select one or more as appropriate
	3) the prevention of public nuisance

Please state the ground(s) for review (please read guidance note 2)

	<p>For quite some time now, Planet Nollywood have been causing considerable disturbances through excessive noise, which is not only disturbing the peace but also impacting the quality of life for the residents in the surrounding area. The noise emanates primarily during late hours of the night and frequently continues into the early morning, making it difficult for residents to sleep or enjoy their homes in a peace.</p> <p>This complaint is therefore, being submitted on the ground of preventing public nuisance.</p>
--	--

Please provide as much information as possible to support the application (please read guidance note 3)

	<p>Planet Nollywood is a nightclub and their current license permits them to play music until the early hours of the morning. The issue is that the music and bass penetrates the surrounding residential homes. Despite having double glazing and wearing earplugs, the sound cannot be dampened.</p> <p>This is not a one off issue but is something that is happening regularly. Myself, and other residents have called the council and police on multiple occasions in order to get support in dealing with this. We have had zero success and guidance as to how this issue can be rectified.</p> <p>Not only is the music very loud, but after the club is closed the streets becomes full of people who continue to make a noise and to play music.</p> <p>According to Planet Nollywood's license agreement, the premise is required to adhere to specific regulations and restrictions concerning noise levels, operating hours, and the well-being of the neighborhood. Unfortunately, these stipulations have been blatantly disregarded, causing severe inconvenience to those residing nearby.</p> <p>The disturbances caused by the premises have resulted in increased levels of stress, sleep deprivation, and a general deterioration in the quality of life for the residents. This situation is untenable and demands immediate attention and corrective action from the council.</p> <p>I kindly request that the council investigate this matter thoroughly, conduct noise level measurements, and take the necessary steps to ensure that residents of Southward Council are able to enjoy their homes. As concerned residents, we have the right to enjoy a peaceful and quiet environment within our community, and it is crucial that the council upholds these rights.</p>
--	---

Notes for Guidance

2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.

Have you made an application for review relating to this premises before?

	No
--	----

If yes, please state the date of the application

--	--

If you have made representations before relating to these premises please state what they were and when you made them

--	--

Checklist

	I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate I understand that if I do not comply with the above requirements my application will be rejected
--	---

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 CONVICTION TO A FINE OF ANY AMOUNT

Declaration (please read guidance note 5)

Applicant Full Name	██████████
Applicant or Applicant's solicitor or other duly authorised agent	
Date	15/05/2023
Capacity	

Notes for guidance

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

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Full name	██████████
-----------	------------

Address (please read guidance note 6)

Address Line 1	██████████
Address Line 2	██████████████████
Town	██████████
County	
Postcode	██████████
Telephone number (if any)	
Email	██████████████████

Notes for Guidance

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

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: 12 June 2023
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	The Planet Nollywood (t/a The Bike), 319 Camberwell Road, Camberwell, London, SE5 0HQ	
Ref':	880248	

We support the application for the review of the premises licence, submitted by an 'other person' (that being a local resident) under The Licensing Act 2003 (the Act), in respect of the premises known as The Planet Nollywood (t/a The Bike), 319 Camberwell Road, Camberwell, London, SE5 0HQ.

1. The application

The application has been submitted in respect of the prevention of public nuisance licensing objective and states the following grounds for the review (verbatim):

"For quite some time now, Planet Nollywood have been causing considerable disturbances through excessive noise, which is not only disturbing the peace but also impacting the quality of life for the residents in the surrounding area. The noise emanates primarily during late hours of the night and frequently continues into the early morning, making it difficult for residents to sleep or enjoy their homes in a peace. This complaint is therefore, being submitted on the ground of preventing public nuisance.

Planet Nollywood is a nightclub and their current license permits them to play music until the early hours of the morning. The issue is that the music and bass penetrates the surrounding residential homes.

Despite having double glazing and wearing earplugs, the sound cannot be dampened. This is not a one off issue but is something that is happening regularly. Myself, and other residents have called the council and police on multiple occasions in order to get support in dealing with this. We have had zero success and guidance as to how this issue can be rectified.

Not only is the music very loud, but after the club is closed the streets becomes full of people who continue to make a noise and to play music. According to Planet Nollywood's license agreement, the premise is required to adhere to specific regulations and restrictions concerning noise levels, operating hours, and the well-being of the neighborhood. Unfortunately, these stipulations have been blatantly disregarded, causing severe inconvenience to those residing nearby.

The disturbances caused by the premises have resulted in increased levels of stress, sleep deprivation, and a general deterioration in the quality of life for the residents. This situation is untenable and demands immediate attention and corrective action from the council.

I kindly request that the council investigate this matter thoroughly, conduct noise level measurements, and take the necessary steps to ensure that residents of Southward Council are able to enjoy their homes. As concerned residents, we have the right to enjoy a peaceful and quiet environment within our community, and it is crucial that the council upholds these rights.”

2. The extant premises licence

The premises licence (number 875222) issued in respect of the premises allows for the following –

Films, indoor sporting event, live music, recorded music, performance of dance, entertainment similar to live / recorded music, (all indoors) consumed on the premises:

Monday – Thursday: 10:00 – 03:00
Friday – Sunday: 10:00 – 05:00

Plays:

Monday – Thursday: 02:00 – 03:00

Boxing:

Monday – Saturday: 09:00 – 23:00
Sunday: 12:00 – 22:30

The sale by retail of alcohol to be consumed on the premises:

Monday – Thursday: 10:00 – 03:00
Friday – Sunday: 10:00 – 05:00

The sale by retail of alcohol to be consumed off the premises:

Monday – Thursday: 10:00 – 02:00
Friday – Sunday: 10:00 – 05:00

Late night refreshment:

Monday – Thursday: 10:00 – 03:00
Friday – Sunday: 10:00 – 05:00

Opening hours:**Monday – Thursday: 10:00 – 03:30****Friday – Sunday: 10:00 – 05:30**

A copy of the premises licence number 875222 is attached to this representation as appendix 1.

2. The Locale

The premises are located at the north eastern corner of Camberwell Green. Camberwell Green is a busy town centre, major vehicular thoroughfare and major bus transport hub. There are a typical variety of town centre shops in the locale, many licensed premises and a high density of residential dwellings. Photographs showing the premises and its immediate surroundings (including residential dwellings adjacent to, and in close proximity to, the premises) are attached as appendix 2. A map of the local area is attached as appendix 3. The map shows the proximity of high-density residential blocks / housing estates in the locale.

3. This council's Statement of Licensing Policy

According to sections 6 & 7 of this council's statement of licensing policy 2021 – 2026 (the SoLP), the premises fall within the Camberwell District Town Centre.

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 Camberwell District Town Centre as follows –

Restaurants and cafes –

Sunday – Thursday: 00:00

Friday – Saturday: 01:00

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) –

Monday – Thursday: 01:00

Friday – Saturday: 03:00

Sunday: 00:00

4. Our comments in support of the review application

Our comments relate to the promotion of the all of the licensing objectives.

Since 2019 the Licensing Unit has received 12 complaints from 9 different local residents regarding noise nuisance, anti-social behaviour and disorder arising as a result of the premises' operation. Although these complaints comprise allegations that have not been substantiated, they indicate that local residents do perceive that problems arise directly as a result of the premises' operation. Details of the complaints are attached in appendix 4.

In addition to the statement provided by the review applicant in their application, we have also received a Computer Aided Dispatch (CAD) report, and Crime Report Investigating System (CRIS) reports from Southwark Police Licensing Unit relating to allegations / instances of crime and disorder regarding the premises, and in the immediate vicinity of the premises. The reports are dated as follows as set out in appendix 5 –

- CRIS: 07/08/2021
- CRIS: 27/09/2021
- CRIS: 22/11/2021
- CRIS: 04/04/2022
- CAD: 29/04/2023
- CRIS: 29/05/2023

Our position is that many of the existing licence conditions require amending to make them more robust and enforceable, and that such amendments may address the concerns of review applicant and also ensure the orderly operation of the premises.

We recommend that the licensing sub-committee considers the amendments to existing licence conditions, and the inclusion of additional licence conditions, as set out in appendix 6.

We further recommend that the premises' closing time is amended to 22:30 hours on Sunday (with licensable activities finishing at the same time except for the on sale of alcohol as detailed below).

We suggest that the hours permitted for the on sale of alcohol should be amended to:

Monday – Thursday:	10:00 – 02:30
Friday – Saturday:	10:00 – 04:30
Sunday:	10:00 – 22:00

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer

Licensing Act 2003

Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

875222

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
The Planet Nollywood 319 Camberwell Road	
Ordnance survey map reference (if applicable): 532499176924	
Post town: London	Post code: SE5 0HQ
Telephone number	

Licensable activities authorised by the licence
Films - Indoors Indoor Sporting Event Live Music - Indoors Recorded Music - Indoors Performance of Dance - Indoors Entertainment Similar to live/recorded music - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises Plays - Indoors Boxing or Wrestling - Indoors

The opening hours of the premises. For any non standard timings see Annex 2
Monday 10:00 - 03:30 Tuesday 10:00 - 03:30 Wednesday 10:00 - 03:30 Thursday 10:00 - 03:30 Friday 10:00 - 05:30 Saturday 10:00 - 05:30 Sunday 10:00 - 05:30

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

The times the licence authorises the carrying out of licensable activities
For any non standard timings see Annex 2 of the full premises licence
Films - Indoors
Monday 10:00 - 03:00 Tuesday 10:00 - 03:00 Wednesday 10:00 - 03:00 Thursday 10:00 - 03:00 Friday 10:00 - 05:00

Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Indoor Sporting Event

Monday 10:00 - 03:00
 Tuesday 10:00 - 03:00
 Wednesday 10:00 -03:00
 Thursday 10:00 - 03:00
 Friday 10:00 - 05:00
 Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Live Music - Indoors

Monday 10:00 - 03:00
 Tuesday 10:00 - 03:00
 Wednesday 10:00 -03:00
 Thursday 10:00 - 03:00
 Friday 10:00 - 05:00
 Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Recorded Music - Indoors

Monday 10:00 - 03:00
 Tuesday 10:00 - 03:00
 Wednesday 10:00 -03:00
 Thursday 10:00 - 03:00
 Friday 10:00 - 05:00
 Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Performance of Dance - Indoors

Monday 10:00 - 03:00
 Tuesday 10:00 - 03:00
 Wednesday 10:00 -03:00
 Thursday 10:00 - 03:00
 Friday 10:00 - 05:00
 Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Entertainment Similar to live/recorded music - Indoors

Monday 10:00 - 03:00
 Tuesday 10:00 - 03:00
 Wednesday 10:00 -03:00
 Thursday 10:00 - 03:00
 Friday 10:00 - 05:00
 Saturday 10:00 - 05:00
 Sunday 10:00 - 05:00

Late Night Refreshment - Indoors

Monday 23:00 - 03:00
 Tuesday 23:00 - 03:00
 Wednesday 23:00 - 03:00
 Thursday 23:00 - 03:00
 Friday 23:00 - 05:00
 Saturday 23:00 - 05:00
 Sunday 23:00 - 05:00

Sale by retail of alcohol to be consumed on premises

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 - 03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Sale by retail of alcohol to be consumed off premises

Monday	10:00 - 02:00
Tuesday	10:00 - 02:00
Wednesday	10:00 - 02:00
Thursday	10:00 - 02:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Plays - Indoors

Monday	02:00 - 03:00
Tuesday	02:00 - 03:00
Wednesday	02:00 - 03:00
Thursday	02:00 - 03:00

Boxing or Wrestling - Indoors

Monday	09:00 - 23:00
Tuesday	09:00 - 23:00
Wednesday	09:00 - 23:00
Thursday	09:00 - 23:00
Friday	09:00 - 23:00
Saturday	09:00 - 23:00
Sunday	12:00 - 22:30

Part 2

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

Adekunle Adejumo

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

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

Adekunle Adejumo

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

Licence No.:

Authority.:

Licence Issue date: 23/07/2021

Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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

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

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

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

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

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

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

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined

by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

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

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

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

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either

- (a) a holographic mark; or
- (b) an ultraviolet feature.

489 The responsible person shall ensure that -

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

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

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

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V),$$

where-

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

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

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax; (2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

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

111 This licence provides for the provision of private music and dancing entertainment that is promoted for private gain;

112 This licence allows for the premises to remain open for non standard timings as stated on the days below. Christmas eve, Christmas day, new years eve, New years day and August bank holidays 06.00 finish.

113 This licence allows for the premises to remain open for the sale or supply of alcohol for non standard timings as stated below on the following days: Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

114 This licence allows for the premises to extend the following licensable activities for non standard timings as stated below on the following days: Provision of regulated entertainment Plays, Films, Indoor Sporting Events, Live Music, Recorded Music, Performances of Dance, Anything of a similar discription. Provision of Entertainment Facilities Making Music, Dancing: on Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

115 This licence allows for the premises for the provision of late night refresherment for non standard timings stated below on the following days: Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

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

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

c.In the event of failure of the normal lighting

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

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

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

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

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

180 a.The premises shall be effectively ventilated.

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

288 That CCTV system be installed upon the premises and be maintained in good working condition and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing an image of every persons who enters the premises.

289 That all CCTV system footage shall be kept for a period of thirty-one (31)days and shall, upon request, be made immediately available to Officers of the police and the council.

290 That SIA registered door supervisors, at least one of whom shall be female, shall be employed at all times after 22:00 on Friday, Saturday and Sunday Nights until the terminal hour as detailed on the premises licence. They must be provided with hand held metal detection units in order to ensure searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants. One door supervisor will be supplied with a mechanical counting device to ensure the maximum accommodation limit is not exceeded and to monitor the number of persons on the premises at any one time.

293 All bar staff shall be trained in the prevention of incidents and accidents and a record of the dates and names of the staff trained kept.

298 That signs shall be displayed in the entrance foyer to the premises that state 'Drugs Free Zone' and "NO SEARCH - NO ENTRY"; Management reserve the right to refuse entry'.

302 That all matters relating to drugs shall be in accordance with the Metropolitan Police Best Practice Guide on the handling of drugs in pubs and clubs;

303 That the Licensee shall require any outside promoter hiring the premises to complete the 'Hire Venue Agreement' provided by Southwark Council, and provide a copy of the completed agreement to the Police and the Licensing Unit a minimum of 14 days prior to the date of hire

307 That the total number of persons that may be accommodated at any one time within the premises shall not exceed a maximum of four hundred & sixty (460) persons; comprising of a maximum of three hundred & Fifty (350) persons in the ground floor and one hundred & ten (110) persons in the first floor.

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

312 Customers shall used no outside area after 22:00hrs other than those who temporarily leave the premises to smoke a cigarette. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.

313 That there shall be no movement of musical or amplification equipment, to or from the premises, between the hours of midnight and 08.00

319 That the entrances are lobbied and windows are to be kept closed at all times while the premises are in use under the licence.

324 Maintain contact with a local taxi firm on condition they are able to respond quickly to remove customers from the premises quickly and quietly.

325 That after 00.00 children under 16 shall not be admitted in any area where alcohol is sold and consumed

326 That all appropriate staff shall be trained in the age identification scheme required at the premises and

records of training shall be kept and made available for inspection by authorised officers of the Council

327 That signs shall be displayed informing customers and staff that sales of alcohol will not be made to under 18s and that age identification will be required

328 That all staff employed to sell or supply alcohol shall be 18 years of age or over

329 That "Retailer Alert Bulletins" issued by the Portman Group under the Group's Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks shall be complied with

330 That a soft drinks pricing policy shall be compiled intended to ensure that consumption of soft drinks by young people is not discouraged. The policy and revisions to the policy shall be provided to the Council's Trading Standards Service

332 All children on the premises under 18 will be accompanied by a parent or responsible adult at all times

333 That an age identification scheme shall be established and maintained. The scheme shall

a. Require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to responsible staff to be under the age of 16 who is attempting to gain admission to any area where alcohol is sold or consumed after 21.00

b. Require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to staff engaged in selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol

336 A personal licence holder shall be on the premises at all times that intoxicating liquor is supplied

340 Recorded music will be reduced to background level during the wind down period to create a mood change to help with the dispersal of patrons.

341 That the premises licence holder and/or designated premises supervisor join and support a local pub watch scheme should there be one in existence for the area in which the premises is located.

343 Additional waiter/waitress will be employed to collect empty bottles immediately

344 That an ID scanning system to the reasonable satisfaction of police be installed and maintained. The system should be capable of sharing information about banned customers with other venues, identify the hologram of an ID and read both passports and ID cards, able to identify fake or forged ID documents to a reasonable standard. The system will be in operation at all times whilst the ground floor of the premises are in operation under the premises licence. All persons that enter the premises including all SIA registered door supervisors, patrons, DJs and associated staff will be scanned and have their details recorded on the system. The details shall be stored and made available on request for a period of no less than 31 days. That the ID scanning system will be in operation for all events on the ground floor from 22:00hrs save for those events where 7 days notice has been given to the police Licensing Unit and Police consent is obtained. A copy should be made available on request by authorised officers from the council or police.

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

8AB All staff involved in the sale of alcohol shall be trained in the agecheck '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.

8AC Agecheck 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 agecheck 'Challenge 25' policy applies and proof of age may be required

8AI 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 the Council's authorised officers or the Police.

808 There shall be no new admissions or re-admissions of the public to the premises after 02.30 on Fridays and Saturdays and Sundays.

809 A sound limiter shall be installed at the premises with levels set in conjunction with the council's environmental protection team.

840 Drinks shall not be allowed outside the premises at any time.

8AD That at least two SIA registered door supervisors, at least one of whom shall be female, shall be employed at all times after 22:00hrs on Friday, Saturday and Sunday nights until the terminal hour as detailed on the premises licence. They must be provided with hand held metal detection units in order to ensure searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants. One door supervisor will be supplied with a mechanical counting device to ensure the maximum accommodation limit is not exceeded and to monitor the number of persons on the premises at any one time

841 That the premises will serve all beverages in polycarbonate or plastic containers with the exception of bottles of still or sparkling wine which shall be allowed in the restaurant area only.

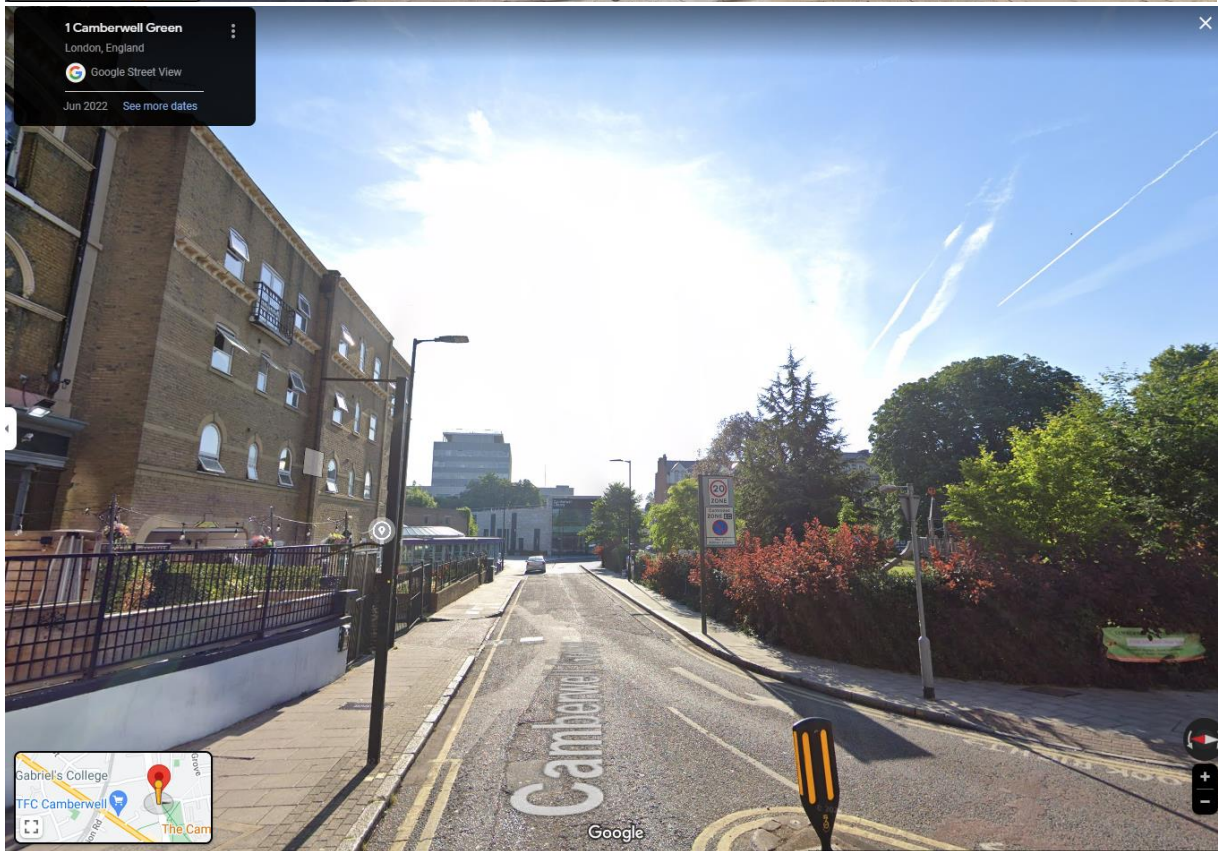
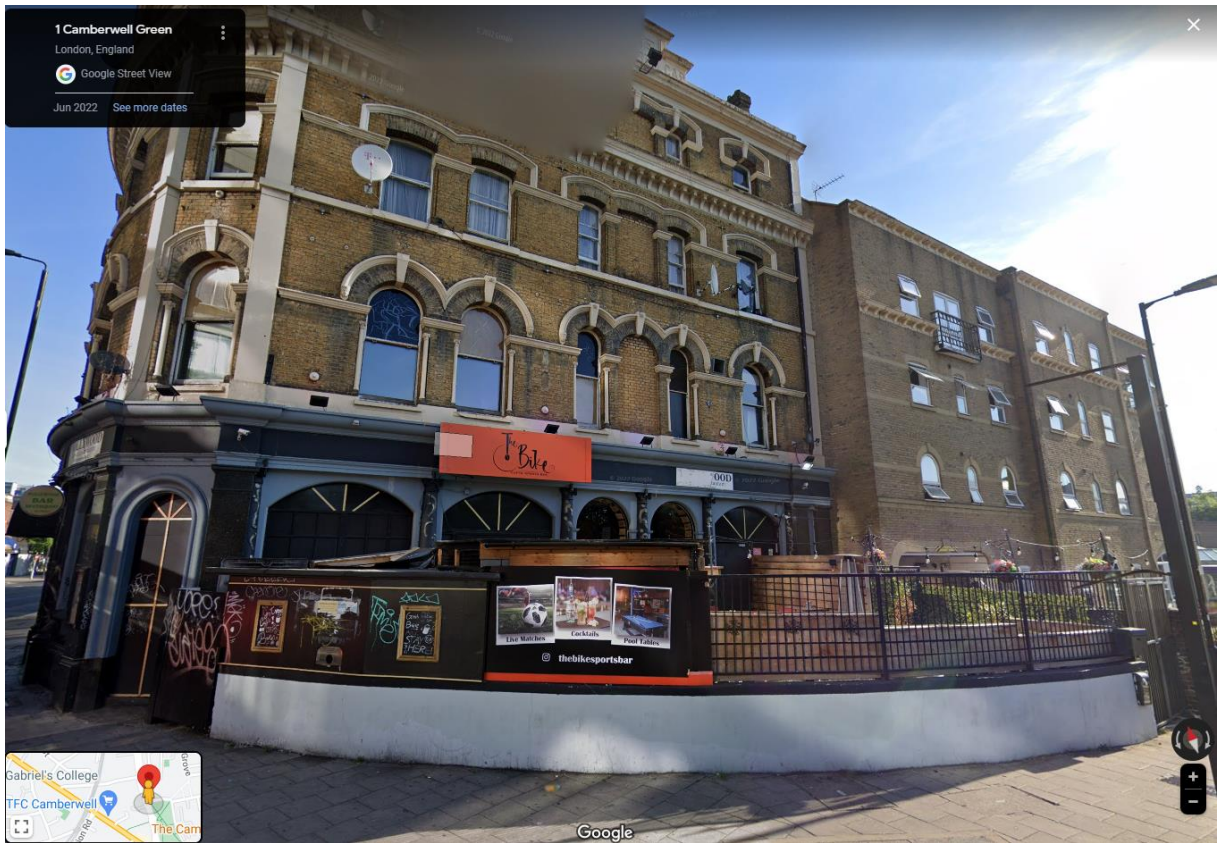
Annex 4 - Plans - Attached

Licence No. 875222

Plan No. 32197/235

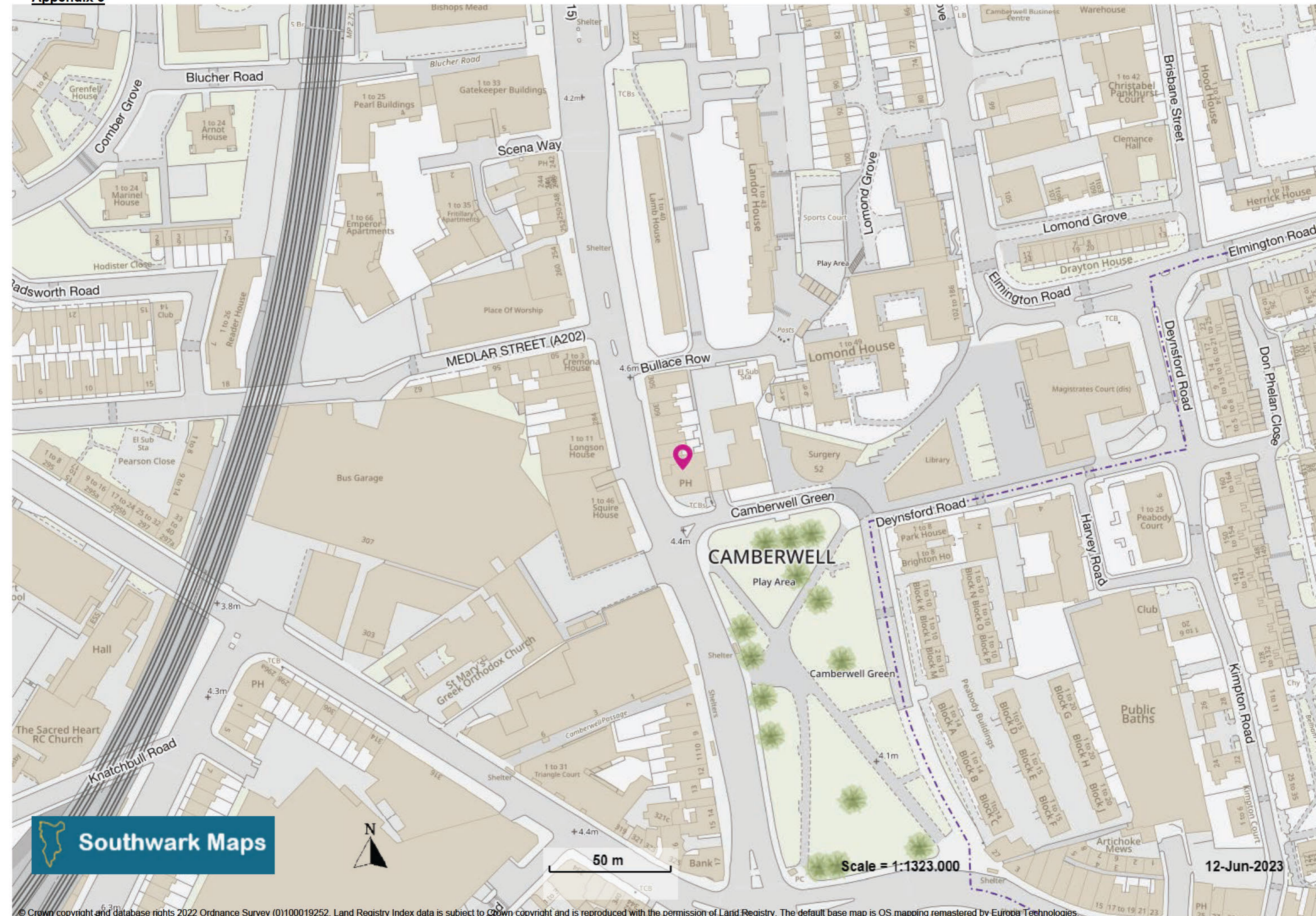
Plan Date 8 November 2004

Appendix 2









50 m

Scale = 1:1323,000

12-Jun-2023

Appendix 4

Date of complaint	Complaint reference number	Resident	Summary of complaint / allegation
20/02/2019	895756	Local resident 1	Loud amplified music, and patrons shouting outside of the premises, cause nuisance every Friday and Saturday until 05:00 hours.
30/04/2019	899877	Local resident 2	Extremely loud music until 05:00 hours. Drunk and disorderly behaviour of the premises' patrons in the locale. Patron's park their cars illegally. Patrons drink drive. The aforementioned happens weekly, and the complainant alleges seeing mass brawls outside the premises on occasion. The licence should be reviewed.
06/11/2019	913877	Local resident 2	Severe anti-social behaviour from Friday night through to Monday morning including cars parked on the pavement, littering, bottles being smashed, shouting and fighting. Loud music from the premises is also causing severe nuisance. The licence should be reviewed.
12/03/2020	921278	Local resident 3	Noise nuisance emanates from the premises and the premises' patrons engage in anti-social behaviour in the locale. The licence should be reviewed.
06/08/2020	931939	Local resident 4 (the review applicant)	An outdoor area has been constructed and is being used. Customers are using the area after 22:00 hours in breach of premises licence condition 312. Noise from the premises and the outside area is greatly affecting the resident. The resident asks - Are they operating compliantly?
29/08/2021	960493	Local resident 3	Patrons congregating outside of the premises cause noise nuisance by shouting. Loud amplified music is also causing nuisance, particularly the bass. The resident requests that the management are advised to keep the noise down.
06/05/2022	976138	Local resident 5	Loud amplified music, and patrons shouting outside of the premises, cause nuisance every Friday and Saturday until

Appendix 4

			05:00 hours. The bass is very loud. The licence should be reviewed.
13/06/2022	978568	Local resident 6	Loud amplified music, and patrons screaming, shouting and arguing outside of the premises, cause nuisance. There are also often fights outside. Lack of sleep is affecting the resident.
01/09/2022	984409	Local resident 7	Nuisance caused by loud voices when customers leave the premises and congregate in the surrounding streets. Lack of sleep is damaging the resident's mental health.
03/10/2022	986427	Local resident 8	Loud amplified music, and patrons shouting outside of the premises, cause nuisance every Sunday night into Monday morning. Waste glass is deposited in the locale by patrons. The patrons frequently fight and engage in anti-social behaviour in the locale after leaving the premises, and congregate en masse in Camberwell Green. The resident's sleep is being seriously affected. Loud music gets played in the cars of patrons who have parked in the locale. The Sunday operating hours should be reduced.
15/05/2023	999264	Local resident 9	Patrons shout when leaving the premises, causing nuisance every Sunday night / Monday morning.
05/06/2023	A00494	Local resident 7	Loud amplified music, and patrons shouting outside of the premises, cause nuisance every Friday to Sunday until 05:00 hours. Patrons engage in fights outside of the premises. Noise nuisance has been occurring for years. The licence should be revoked.

IIP Record Print

Requested by P252253



Reason: Licensing review data

Handling and Use of this Information

The information in this report attracts a protective marking of Restricted. Please handle in accordance with the MetSec code.

The information may be used only for the discharge of genuine police duties. The unauthorised disclosure of this information is a criminal offence.

CRIS MD/3020778/21

Classification S105/01-SUBSTANT./Common Assault
 Event Date SATURDAY 07/08/2021 00:30 to SATURDAY 07/08/2021 01:00
 Venue 319,CAMBERWELL ROAD, LONDON,SE5 0HQ
 Geog Location Unit MD - SOUTHWARK

General Information**Main**

Investigating Unit ASBCU - AS Basic Command Unit
 Crime Type B - Beat Crime
 Committed From SATURDAY 07/08/2021 00:30
 Committed To SATURDAY 07/08/2021 01:00
 Reported Date SATURDAY 07/08/2021 03:08
 How Notified NP - Phone Call to Police
 Body Worn Video? N - No

Flags

Service MU - Created by Mobile User

Investigating Officer

Investigating Officer PC 255224 [REDACTED]
 Duty AA - Borough Uniform
 Station/Branch ASBCU - AS Basic Command Unit
 Allocated 07/08/2021 09:27
 Allocation Noted Y - Yes
 BWV Noted No
 Date BWV Noted -

Press

Suitable for Press? N - No
 Is this a Specrim? N - No
 DV/Hate Crime N - No
 Firearm used / Threatened N - No
 Other weapon used / Threatened N - No
 Terrorist Implications N - No
 Suspects Present on Police Arrival N - No
 Suspects Arrested on Police Arrival N - No

CAD/CHS/MERLIN Reference

Seq. No.	Source System	Reference
1	CAD	001085/07AUG21

Totals

VIW(s) 1
 Accused 0
 Suspect(s) 0
 Property 0
 Vehicle(s) 0

Original Main Classification S105/01-SUBSTANT./Common Assault

Original Classification 11/08/2021 - CIV 615961 [REDACTED] - CIV 615961 [REDACTED]
Confirmed

Administrative Detections

Of Interest To

Victim Amendments

Messages

Details of Investigation

Date and Time 07/08/2021 09:55
Entered By PC 255224 [REDACTED]

This report was created using the CRIS app.

IMMEDIATE AND FAST TRACK ACTIONS

CAD: 001085/07AUG21

Offence: 105/01 Common Assault

Committed from 7 Aug 2021 00:30 to 01:00

Reported: 7 Aug 2021 03:08

Venue of offence: 319, Camberwell Road, LONDON, SE5 0HQ

Borough where offence took place: MD

Officers attending

Officer Name: [REDACTED]

Offence Summary and Officer's Initial Actions:

Officers from AS61E on appointment car duties spoke to [REDACTED] over the phone as part of 09:00hrs appointment booked. [REDACTED] called police at 03:08hrs in the early hours of 07/08/2021 stated that he believed his drink had been spiked.

[REDACTED] stated that he was out drinking with his friend [REDACTED] when he entered the NOLLYWOOD BAR, CAMBERWELL at approximately 00:00hrs. [REDACTED] stated he had only drunk one alcoholic beverage before entering the bar. He went to the upstairs bar, which he said was empty expect for staff, his friend [REDACTED] and himself. He ordered a Jack Daniels and coke and then after approximately 10 mins of drinking it he stated that he started feeling strange. [REDACTED] believed this was between 00:30 and 01:00hrs and he was unable to finish the drink as he started feeling very tired and had to go home. [REDACTED] described the symptoms as feeling very tired and being drained of energy, was was able to remember everything and take himself home without issue. [REDACTED] also reported nothing stolen and stated that nobody approached him and does not therefore know who could have possibly tampered with his drink.

[REDACTED] also stated that he did not wish to support a prosecution into the matter and that he only wanted it

reported in case the incident was to happen again.

CID contacted: No

Supervisor/duty officer contacted: No

Specialist team contacted: No

VICTIM/S

VIW 1:

Name: [REDACTED]

Gender: [REDACTED]

Injury: No

Is victim considered vulnerable: No

Is victim repeat victim of crime in last 12 months: No

Was victim given crime reference number: Yes

Was victim given Victim Care Card: No

Victim's account of the incident: VIW called as he believed that he was spiked when he went to the Nollywood bar as he only drank two alcoholic drinks and felt very tired and had to go home. Does not however know who did it as bar was empty except for himself and his friend.

PHYSICAL AND FORENSIC EVIDENCE

CCTV available: Not known

LOCAL ENQUIRIES AND INITIAL SEARCH

Local enquiries/House to House?: No

ADDITIONAL LINES OF ENQUIRY

HAVES RISK FRAMEWORK

History

N/A

Aggravating Factors

N/A

Vulnerability

N/A

Escalation

N/A

Steps taken to Address Risk

N/A

SOLVABILITY ASSESSMENT

The investigation is complete.

The reason is: victim does not support a prosecution and there are no leads regarding the suspect

Home Office Outcome Code: 16 Susp id; V not support; evidential difficulties.

The victim/s was informed of this decision.

Date and Time 07/08/2021 12:51
Entered By PS 207651 [REDACTED] 247AS

27

CRIS Initial supervision

=====

I am the section sergeant responsible for the initial review of this investigation. My role is to ensure the initial investigation has been completed to a satisfactory standard.

This CRIS has been recorded correctly in accordance with NCRS.

I am satisfied at this stage this CRIS meets initial Mi

Investigation standards.

Date and Time 11/08/2021 10:53
Entered By CIV 615961 [REDACTED]

Screened Out

Date and Time 11/08/2021 11:00
Entered By CIV 615961 [REDACTED]

Classification confirmed

Supervision

Initial Entry

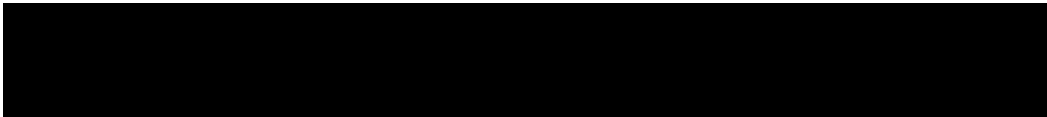
Action	By Officer	Date and Time
Crime Recorded	PC 255224 [REDACTED]	07/08/2021 09:21
Initial IO	PC 255224 [REDACTED]	07/08/2021 09:21

Supervision

Action	By Officer	Date and Time
Initial Entry Checked	PS 207651 [REDACTED] 247AS	07/08/2021 12:51
Investigation Complete	APS 243292 [REDACTED] 1967AS	10/08/2021 22:57

IIP Record Print

Requested by P252253



Reason: Licensing review data

Handling and Use of this Information

The information in this report attracts a protective marking of Restricted. Please handle in accordance with the MetSec code.

The information may be used only for the discharge of genuine police duties. The unauthorised disclosure of this information is a criminal offence.

CRIS MD/3026139/21

Classification S008/01-SUBSTANT./GBH/Serious Wounding
 Event Date MONDAY 27/09/2021 03:00
 Venue O/S,nollywood 319,CAMBERWELL ROAD, LONDON,SE5 0HQ
 Geog Location Unit MD - SOUTHWARK

General Information**Main**

Investigating Unit ASBCU - AS Basic Command Unit
 Crime Type B - Beat Crime
 Committed On MONDAY 27/09/2021 03:00
 Reported Date MONDAY 27/09/2021 03:07
 How Notified NP - Phone Call to Police
 Body Worn Video? Y - Yes

Flags

Service VR - Body Worn Video Devices

Investigating Officer

Investigating Officer PC 250929 [REDACTED] 2125AS
 Duty AA - Borough Uniform
 Station/Branch ASERASE
 Allocated 27/09/2021 06:18
 Allocation Noted Y - Yes
 BWV Noted Y
 Date BWV Noted 03/10/2021 16:02

Press

Suitable for Press? N - No
 Is this a Specrim? N - No
 DV/Hate Crime N - No
 Firearm used / Threatened N - No
 Other weapon used / Threatened N - No
 Terrorist Implications N - No
 Suspects Present on Police Arrival N - No
 Suspects Arrested on Police Arrival N - No

CAD/CHS/MERLIN Reference

Seq. No.	Source System	Reference
1	CAD	000686/27SEP21

Totals

VIW(s) 3
 Accused 0
 Suspect(s) 1
 Property 0
 Vehicle(s) 0

Details of Investigation

Date and Time 27/09/2021 07:09
Entered By PC 250929 [REDACTED] 2125AS

CAD 686/27SEP21

AS71N

Offence - ABH

VIW - Chuka

Witness 1 - [REDACTED] (Door staff)

Witness 2 - [REDACTED] (Door staff)

Police have been called to reports of two males assaulting another male close to Camberwell Green. When officers have arrived they have located the victim [REDACTED] laying in the middle of the green with cuts to his face. [REDACTED] is very intoxicated and becomes increasing aggressive towards officers as they try to check his injuries. [REDACTED] attempts to run back towards nightclub Nollywood to fight the males that have assaulted him. He is restrained by officers for his own safety. [REDACTED] refuses medical treatment and is taken to KCH under the medical capacity act. Officers found blood splattered on the pavement outside Nollywood.

After speaking to the manager [REDACTED] he explains that two males had been fighting inside the venue and where removed by door staff. After checking CCTV it shows [REDACTED] having an altercation with another male. [REDACTED] is restrained by door staff and this unknown other male is seen to throw a punch at him.

[REDACTED] has a superficial cuts to his nose and right hand. He was given a CT scan and medically cleared at hospital. His aggressive behaviour suggested he may have been under the influence of alcohol and drugs at the time. Injuries confirmed non life threatening and non life changing by Doctor Kyrtatos.

OIC will attempt to make contact with the victim at a later date and confirm if they wish to make an allegations and continue with this

investigation

Investigation Continues:

In my professional opinion this investigation needs to be continued in order to exhaust all reasonable lines of enquiry.

I have identified the following enquires which need further progression:

CCTV: Seen by police. The manager has been asked to save the footage and it has been partially caught on BWV. camera 6 at 0258-0302

Witness: two door staff witness the altercation

Forensics: none identified

Property: none

Suspects: cctv footage shows suspect outside the venue. No named suspect at this time

Other:

VICTIM UPDATE: Victim was taken to KCH under mental capacity and was therefore unable to give an account of what had happened

Date and Time 27/09/2021 12:07
Entered By PS 204730 [REDACTED] 249AS

Noted by AS7E. Initial classification appears correct. There are potential leads to the suspect through CCTV enquiries at the venue, and statements to be taken from VIW and witnesses. To be screened in for further investigation.

Date and Time 29/09/2021 15:13
Entered By PC 223551 [REDACTED] 3789SE

Screened In

Date and Time 29/09/2021 15:16
Entered By PC 223551 [REDACTED] 3789SE

Classification confirmed

Date and Time 29/09/2021 15:16
Entered By PC 223551 [REDACTED] 3789SE

TP CMS ENTRY

Confirmed as GBH as per HOCR - Cuts to face

Date and Time 03/10/2021 16:02
Entered By PC 250929 [REDACTED] 2125AS

Service Flag VR added

Date and Time 05/10/2021 16:57
Entered By PC 250929 [REDACTED] 2125AS

OIC UPDATE

I have conducted IIP checks on this victim and visited both of his last known addresses today. [REDACTED] and [REDACTED]. I got no reply at either address.

The victim in this case has not made any direct allegations of assault. Another male has stated he witnessed him being assaulted outside the club by two males but he refused to give any of his details to police.

At this stage we do not have having allegations from the victim and we do not have

any contact details for him. I have conducted extensive IIP checks on the victim and cannot find any contact number.

Licensing have been made aware of this incident and are going to look into the management of the venue.

Date and Time 06/10/2021 00:45

Entered By APS 200736 [REDACTED] 2572AS

Supervision Entry By A/Ps 2572AS

Investigation continues, IIO to consider attending the HA of the victim, to ascertain their wishes, Obtain the CCTV from the venue, and F172 from the victim covering the injury.

Date and Time 15/10/2021 15:59
Entered By PS 223928 [REDACTED] 5248U

****SUPERVISION ENTRY****

OIC update required regarding actions that were requested to be completed

Date and Time 16/10/2021 09:29
Entered By PC 250929 [REDACTED] 2125AS

OIC UPDATE

This is a third party report. The victim has not made any allegations to police and has not made any reports to police about this incident since it was reported. He was extremely aggressive when officers assisted with the LAS when he was taken to hospital under the Mental Capacity Act. I have visited both the victim last known addresses and could hear people inside but no one answered the door.

I will visit both these addresses again and update.

Date and Time 23/10/2021 21:12
Entered By PC 250929 [REDACTED] 2125AS

OIC UPDATE

I have attended the victims last known address and spoke with his sister. She stated that she had seen him since the incident and he was fine. She stated that they do not talk much and she didn't know anything about this incident. I asked her to tell him to contact police if he would like to make any allegations and she stated that she would if she saw him but she doubted if he would want to talk to police.

The victim has not made any allegations of assault in this case. He has not come forward and reported any incidents to police since this incident and at this time it would seem that he does not want to pursue

this investigation.

All the victim LKAs have been visited and IIP checks do not show any contact details for him.

As a result of this, this report can be closed until the time that the victim does wish to make any allegations.

Report complete

OUTCOME CODE 16

Date and Time 25/10/2021 10:40
Entered By PS 223928 [REDACTED] 5248U

****SUPERVISION REVIEW****

I have reviewed this investigation and am aware the OIC has made attempts to contact the victim to see if they wish to pursue this matter. There has been no response.

Outcome 14

Evidential difficulties victim based named suspect not identified. The crime is confirmed but the victim declines or is unable to support further police action to identify the offender.

Date and Time 12/05/2022 18:36
Entered By PS 200003 [REDACTED] 65TP

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CMS Entry

This report was submitted for closure prior to THRIVE+ go-live on CRIS. It does not require any further assessment to be added by the submitting officer/staff or by the closing officer/staff.

Supervision**Initial Entry**

Action	By Officer	Date and Time
Crime Recorded	PC 240365 [REDACTED] 2332AS	27/09/2021 06:17
Initial IO	PC 250929 [REDACTED] 2125AS	27/09/2021 06:17

Supervision

Action	By Officer	Date and Time
Initial Entry Checked	PS 204730 [REDACTED] 249AS	27/09/2021 12:07
Investigation Complete	PS 223928 [REDACTED] 5248U	25/10/2021 10:40
Crime Report Closed	PS 200003 [REDACTED] 65TP	12/05/2022 18:36

Supervision History

Date and Time	Supervision By
06/10/2021 00:47	APS 200736 [REDACTED] 2572AS
15/10/2021 16:00	PS 223928 [REDACTED] 5248U
25/10/2021 10:40	PS 223928 [REDACTED] 5248U

Screening

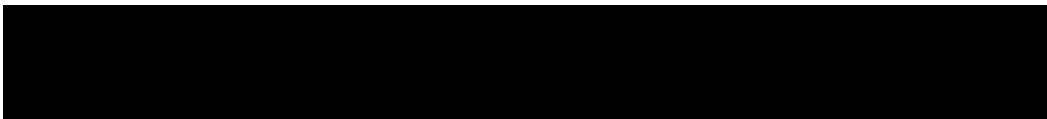
Date and Time 29/09/2021 15:13
Decision IN - Crime screened "in" for further investigation.
Reason 92 - Proportionate Investigation
Text th
By PC 223551 [REDACTED] 3789SE

Completion

CR Last Updated 14/05/2022 18:07

IIP Record Print

Requested by P252253



Reason: Licensing review data

Handling and Use of this Information

The information in this report attracts a protective marking of Restricted. Please handle in accordance with the MetSec code.

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CRIS MD/3032277/21

Classification S105/01-SUBSTANT./Common Assault
 Event Date MONDAY 22/11/2021 03:15
 Venue 319,CAMBERWELL ROAD, LONDON,SE5 0HQ
 Geog Location Unit MD - SOUTHWARK

General Information**Main**

Investigating Unit ASBCU - AS Basic Command Unit
 Crime Type B - Beat Crime
 Committed On MONDAY 22/11/2021 03:15
 Reported Date MONDAY 22/11/2021 03:22
 How Notified NP - Phone Call to Police
 Body Worn Video? N - No

Flags**Investigating Officer**

Investigating Officer PC 243051 [REDACTED] 2261AS
 Duty AA - Borough Uniform
 Station/Branch ASERASE
 Allocated 29/11/2021 20:39
 Allocation Noted Y - Yes
 BWV Noted No
 Date BWV Noted -

Previous OIC	Usual Relief / Duty	Station / Branch	Allocated	Noted
ADMIN AS00001 AS ERPT	/BB - TP Central Unit	LX - LAMBETH BOROUGH	23/11/2021 15:52	-
PC 243051 [REDACTED] 2261AS	/AA - Borough Uniform	ASERASE	24/11/2021 08:29	26/11/2021 10:39
PC 252550 [REDACTED]	/AA - Borough Uniform	ASHQ	28/11/2021 14:38	28/11/2021 14:42
PC 255139 [REDACTED]	/AA - Borough Uniform	ASHQ	28/11/2021 14:42	29/11/2021 20:38

Press

Suitable for Press? N - No
 Is this a Specrim? N - No
 DV/Hate Crime N - No
 Firearm used / Threatened N - No
 Other weapon used / Threatened N - No
 Terrorist Implications N - No
 Suspects Present on Police Arrival N - No
 Suspects Arrested on Police Arrival N - No

Totals

[REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] -
 CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449
 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] -
 CIV 74449 [REDACTED] - CIV 74449 [REDACTED]

No Crime

Statistical Information

Current Status U - Undetected Crime
 Original Main Classification S105/01-SUBSTANT./Common Assault

Original Classification 23/11/2021 - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED]
 Confirmed [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED]
 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED]
 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED] - CIV 74449 [REDACTED]

Administrative Detections

Of Interest To

Victim Amendments

Messages

Details of Investigation

Date and Time 22/11/2021 08:07
 Entered By PC 243051 [REDACTED] 2261AS

CAD 661/22NOV21

Officers attending

PC [REDACTED] 2261, PC [REDACTED] 2072AS

On Monday 22 November 2021 police were called to Nollywood on Camberwell Road SE5 male stating he has been assaulted by the security.

Officers attended and spoke to all parties involved. The security stated both males were at the venue and left. Both came back after a short time again trying to get back in. The security stated they have a timing of 02:30 and after this no one is allowed into the venue. The security stated the door to the venue was closed and one of the males has yanked the door open. The security has told both males that they are not allowed back in as the venue is closed now.

Both males were still trying to get in and one of the male thrown a punch but did not hit him. The security guard stated he has then pushed the male away. The security guard stated the only yer shorter male was holding a drink and thrown it over him. The male has then said he is going to call the police to the security guard and called police.

Officers spoke to both males who had been drinking and did not speak English. Officers get on the phone to language line and the male stated they were at the venue and left. Shortly after they went back because they had left something

behind and the security would not let them in. The male stated he was then punched by the security guard. When asked if there was any other altercation and the male stated no and when asked about the drink he stated he did not have any drink. The male did not have any visible injuries and did not require LAS.

There is CCTV at the location however this can

only be accessed by the boss who was not at work so officers were unable to view the CCTV. [REDACTED] who is also the security witnessed this incident. [REDACTED] stated both males were trying to get into the venue after refused entry and VIW1 has thrown a punch at the security guard and there was a little tussle after. Both males then walked away.

There was counter allegation and officers could not view the CCTV at the time to confirmed what s happened and who started the fight. VIW1 was told this will be reported and CCTV will be checked and officers will update him. Both parties does not know each other or where they live. Both parties left in different direction so there is no risk. This can now be dealt with in slow time by MIST team.

No statement was taken from the victim as both were drunk and did not speak English.

Date and Time 22/11/2021 12:16
Entered By APS 235967 [REDACTED] 2271AS

Investigation review by PS 321ASAS

I have reviewed this matter, appropriate enquires are in hand. To be screened in to the appropriate team for further investigation or closure.

Date and Time 23/11/2021 15:46
Entered By CIV 74449 [REDACTED]

Screened In

Date and Time 23/11/2021 15:46
Entered By CIV 74449 [REDACTED]

Classification confirmed

Date and Time 23/11/2021 15:52
Entered By CIV 74449 [REDACTED]

OIC Changed

Date and Time 24/11/2021 08:29
Entered By PC 223782 [REDACTED] 1258AS

OIC Changed

Date and Time 28/11/2021 14:38

Entered By PC 243051 A MIAH 2261AS

*****IIO UPDATE*****

On Friday 26 November 2021 Spanish speaking officer spoke to the victim and he stated he is willing to provide a statement and go court. Officer explained that the only evidence at this stage is based on what's on the CCTV.

I attended NOLLYWOOD to check for CCTV but the venue was closed. I called the number for NOLLYOOD but NRRR.

Date and Time 28/11/2021 14:38
Entered By PC 243051 [REDACTED] 2261AS

OIC Changed

Date and Time 28/11/2021 14:42
Entered By PC 252550 [REDACTED]

OIC Changed

Date and Time 28/11/2021 14:46
Entered By PC 252550 [REDACTED]

*** AS-E B ERPT MIST ***

IIO has failed to complete the initial investigation and apply crime assessment principles regarding CCTV

It has not been confirmed that it does not capture the offence

IIO has not established if the footage has captured a clear facial image

No attempt made to establish if CCTV is ready to collect

ALL principles must be fulfilled in order to screen in the CRIS

If IIO believes Primary Investigation is complete then they are to memo MIST DS for review

Date and Time 29/11/2021 19:01
Entered By PS 241721 [REDACTED] 2483AS

Supervision -

As per above remarks, OIC to clarify the points

Date and Time 29/11/2021 20:39
Entered By PC 255139 [REDACTED]

OIC Changed

Date and Time 06/12/2021 12:19
Entered By PC 243051 [REDACTED] 2261AS

*****IIO UPDATE*****

On Wednesday 01 December 2021 I have attended Nollywood during the night shift but the premises was closed. I have also called the number provided 02077011155.number of times but getting no reply. I cannot proceed at this stage as I cannot get hold of anyone to view CCTV

Date and Time 10/12/2021 23:51
Entered By PS 241721 [REDACTED] 2483AS

Supervision -

OIC to make attempts to attend the venue in person to obtain this CCTV. Speak to the victim, what are their intentions etc.

Date and Time 12/12/2021 01:43
Entered By PC 243051 [REDACTED] 2261AS

*****UPDATE*****

I have been unable to attend Nollywood during the early shift due to abstraction on team and two late shift due to being abstracted for Aid. I attended the venue during the night shift on Friday 10 December 2021 but the venue was closed and had padlocks on the door. I have also called the number but still getting no answer.

I have made attempt to make contact the security at Nollywood to find out about any other person that has access to CCTV but NRRR. I cannot progress this report until CCTV is viewed. I will contact the victim on the earlies after my rest days to confirm if he

still wishes to proceed.

Date and Time 18/12/2021 18:43
Entered By PS 241721 [REDACTED] 2483AS

Supervision

OIC is currently off work with COVID. This will be updated on his return.

Date and Time 26/12/2021 09:49
Entered By PC 243051 [REDACTED] 2261AS

*****OIC UPDATE*****

I have been off self-isolating. I have made number of attempts to get the CCTV however I'm getting no reply every time I call the number. I have attended the venue on 3 different occasions but the venue was closed and had padlocks on the door and appeared as the venue has been shut down.

This incident happened back in November and it has been over 28 days and the CCTV is likely to be expired now. There is no evidence to proceed and its one word against another. The security guard stated the victim has tried to force his way back into the premises after being told he is not allowed as per their policy and the premises will be closing. The security has prevented the victim from getting back in and the victim has alleged that he has been punched by the

Security but there is no evidence to prove it. The only lead was CCTV but I cannot get hold of anyone and the venue is shut when I attended.

This report can now be closed as there is no evidence to proceed.

OUTCOME CODE 15

Date and Time 27/12/2021 11:53
Entered By PS 241721 [REDACTED] 2483AS

Supervision -

I have reviewed this matter, there are no clear or proportionate lines of enquiry available in this investigation.

OUTCOME 15 confirmed

Date and Time 04/08/2022 12:29
Entered By PS 200003 [REDACTED] 65TP

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CMS Entry

This report was submitted for closure prior to THRIVE+ go-live on CRIS. It does not require any further assessment to be added by the submitting officer/staff or by the closing officer/staff.

Supervision

Initial Entry

Action	By Officer	Date and Time
Crime Recorded	PC 243051 [REDACTED] 2261AS	22/11/2021 08:04
Initial IO	PC 243051 [REDACTED] 2261AS	22/11/2021 08:04

Supervision

Action	By Officer	Date and Time
Initial Entry Checked	APS 235967 [REDACTED] 2271AS	22/11/2021 12:16
Investigation Complete	PS 241721 [REDACTED] 2483AS	27/12/2021 11:53
Crime Report Closed	PS 200003 [REDACTED] 65TP	04/08/2022 12:29

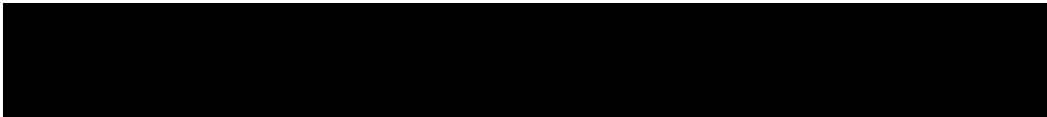
Supervision History

Date and Time	Supervision By
29/11/2021 19:01	PS 241721 [REDACTED] 2483AS
10/12/2021 23:51	PS 241721 [REDACTED] 2483AS
18/12/2021 18:46	PS 241721 [REDACTED] 2483AS
27/12/2021 11:53	PS 241721 [REDACTED] 2483AS

Screening

IIP Record Print

Requested by P252253



Reason: Licensing review data

Handling and Use of this Information

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CRIS MD/3009613/22

Classification S049/10-SUBSTANT./Theft Not Classified Elsewhere
 Event Date MONDAY 04/04/2022 03:20 to WEDNESDAY 06/04/2022 04:00
 Venue REINO UNIDO,ROOF TOP SE0127,FATHER REDCAP,319,CAMBERWELL ROAD,
 SOUTHWARK,LONDON,SE5 0HQ
 Geog Location Unit MD - SOUTHWARK

General Information**Main**

Investigating Unit ASBCU - AS Basic Command Unit
 Crime Type B - Beat Crime
 Committed From MONDAY 04/04/2022 03:20
 Committed To WEDNESDAY 06/04/2022 04:00
 Reported Date WEDNESDAY 06/04/2022 20:12
 How Notified NI - Internet Reporting
 Body Worn Video? N - No

Flags

Service CH - Created by CHS User
 TI - T/phone Invest. No scene visit
 PI - Pathfinder OnlineInvestigation

Investigating Officer

Investigating Officer PC 255245 ■■■
 Usual Relief S
 Duty AA - Borough Uniform
 Station/Branch ASHQ
 Allocated 30/04/2022 15:54
 Allocation Noted Y - Yes
 BWV Noted No
 Date BWV Noted -

Previous OIC	Usual Relief / Duty	Station / Branch	Allocated	Noted
PC METCHS1 CHS GENERIC ACCOUNT	/OA - Other duty(Uniform)	TPHQ - TPHQ - Headquarters	06/04/2022 20:12	-
CIV 12347 ■■■	/BB - TP Central Unit	TPTIU-C - TP Central TIU Team C	07/04/2022 17:54	07/04/2022 17:54
ADMIN AS00001 AS ERPT	/BB - TP Central Unit	LX - LAMBETH BOROUGH	07/04/2022 18:11	-
PC 261071 ■■■	/AA - Borough Uniform	ASHQ	08/04/2022 13:40	08/04/2022 13:48

Press

Suitable for Press? Y - Yes
 Is this a Specrim? N - No
 DV/Hate Crime N - No
 Firearm used / Threatened N - No
 Other weapon used /
 Threatened N - No

Description SUBSTANT./Theft Not Classified Elsewhere
Date and Time 07/04/2022 18:06

Confirmed 07/04/2022 18:06 - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED]
[REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] -
CIV 12347 [REDACTED]

No Crime

Statistical Information

Current Status U - Undetected Crime
Original Main Classification S049/10-SUBSTANT./Theft Not Classified Elsewhere

Original Classification 07/04/2022 - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED]
Confirmed [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED] - CIV 12347 [REDACTED]
[REDACTED] - CIV 12347 [REDACTED]

Administrative Detections

Of Interest To

Victim Amendments

Messages

Details of Investigation

Date and Time 06/04/2022 20:22
Entered By PC METCHS1 CH CHS GENERIC ACCOUNT

Service Flag CJ added

Date and Time 06/04/2022 20:22
Entered By PC METCHS1 CH CHS GENERIC ACCOUNT

*** THIS CRIME REPORT HAS BEEN AUTOMATICALLY CREATED FROM A CHS DEMAND RECORD AND INVESTIGATED BY THE TDIU***

It is the responsibility of the IIO to clarify and confirm the details recorded in this report.

Please note the following screens for updating:

- General Screen: DV/Hate Crime Tab has been shown as "No" - Requires verification.
- General Screen: Digital Evidence Tab has been shown as "No" - Requires verification.
- Venue Screen: Main location has been shown as AZ - Requires verification.
- Venue Screen: For Burglary. Approach, Security, Entry and Exit values - Requires verification.

- VIW Screen: Injury/Dress Tab. Injury Degree has been shown as HD (No Injury) - Requires verification.
- VIW Screen: If victim is of school age, School address - Requires verification.
- SUSPECT, VEHICLE and PROPERTY details recorded on DETS - Requires screen creation.

CHS 20220406033385 06/04/2022 20:12:28 p234727 ([REDACTED])

Opening codes:

008 - Theft Other

Email sent to [REDACTED]

Allegation details:

=====

This report was created from information submitted online. The original report is held here [REDACTED]

Sender IP Address: [REDACTED]

Has anyone reported this already? No

What happened?

I went out for a moment and I forgot my jacket with my AirPods inside, when I came back they were no longer in my place and they told me to leave. Right now I can track my AirPods and know where their last location was.

Do you feel race, ethnicity, sex, gender, sexuality, disability or religion were a factor in this crime? No

Were the items stolen from a building?

Yes - Business premises

If youre unsure about the date or time, please give a few more details below

Monday 4 of April Night at 3 am

Evidence Details

=====

Has the suspect clearly left something at the scene; such as clothing, blood, any other bodily fluids, discarded items, obvious fingerprints or footprints? Or has the suspect caused any damage or made a mess searching? No

Do you have any video, audio or photo evidence?

Yes

Please describe what can be seen in your evidence

it was in a bar so maybe they can provide some proof of who it could be

Does another person or business have video evidence such as CCTV or mobile phone footage?

I don't know

Additional details:

=====

Are you under 18 years of age? No

Have you experienced any other crimes in the past 12 months? No

Do you have any health, mobility or welfare issues that are making this situation more difficult? No

Do you have a disability? No

Ethnic Background: Mixed - White & Black Caribbean

Would you like to be contacted by Victim Support? Yes

At any point, were you on public transport? No

Lat Long: 51.4757091,-0.0933685

Easting Northing: 532508,176918

Address: 319 Camberwell Rd, London SE5 0HQ, Reino Unido

Map Url: <https://www.google.co.uk/maps?q=51.4757091+-0.0933685>

You gave us this map location earlier. Is the address correct? Can you tell us anything else to help pinpoint the exact location? yes, first I lost it in that place when I went back for it the security

people told me that it was not there and that I should leave the place

Witness element group

Witness details

Did anyone else see what happened?

I don't know

Suspects element group

Suspect details:

=====

Suspect details

Suspect

Suspect 1

Do you know this person?

No I don't know anything about them

Property details:

=====

Stolen items

Stolen from element

Were the items stolen from a building?

Yes

Yes, they were stolen from a building

Select building type

Business premises

Was entry forced into the building?

No

How did they get in?

they were already inside because when I went back for my jacket it was gone

Were the items stolen from a vehicle?

No

Item

Item 1

Item type

Other item

Other item

Description

It is a black feather jacket from the Ralph Lauren brand with the sign in red, inside it had black nike gloves and 3rd generation AirPods with a black case

Approximate value

250

Item 2

Item type

Identifiable item

Identifiable item

Serial or reference number

[REDACTED]

Description

AirPods 3rd generation with a black case, I have the last location where they tried to use it and it is 87 Kildare Road, London E16 4AH England

Approximate value

169

Damaged Property

Item

Item 1

Describe the item

Ralph Lauren jacket

Describe the damage

Stolen

Approximate value or repair/replacement

250

Item 2

Describe the item

AirPods 3rd generation

Describe the damage

Stolen

Approximate value or repair/replacement

169

Was a vehicle damaged?

No

Date and Time Entered By 07/04/2022 17:54 CIV 12347 [REDACTED]

Service Flag TI added

Date and Time Entered By 07/04/2022 17:54 CIV 12347 [REDACTED]

Service Flag CJ deleted

Date and Time Entered By 07/04/2022 17:54 CIV 12347 [REDACTED]

OIC Changed

Date and Time Entered By 07/04/2022 17:54 CIV 12347 [REDACTED]

Service Flag PI added

Date and Time 07/04/2022 18:06
Entered By CIV 12347 [REDACTED]

Classification confirmed

Date and Time 07/04/2022 18:09
Entered By CIV 12347 [REDACTED]

Duplicate CRIS search complete no duplicate reports

This report has been created in line with CRIB policy. The Primary Investigation has been completed from either an online report, a live call or a call back to a victim. It is CRIB policy that informants for certain types of volume crime are not routinely called back.

THEFT OTHER JACKET

=====

I have not spoken to the victim/informant known as Mr [REDACTED] [REDACTED] [REDACTED] for this report.

I attempted to call the victim on Phone number: [REDACTED] @17:51hrs

I have not spoken to the victim because there is sufficient information for me to make a screening decision based on the Crime Assessment Principles (CAP).

Not believed to be vulnerable/intimidated/repeat victim/no known communication issues

CCTV Enquiries: Not Known according to victim report

Crime Assessment Principles:

Principle 1: Victim is willing to prosecute NA

Principle 2: Suspect Identified NA

Principle 3: Value proportionate NA

Principle 4a: CCTV Exists NA

Principle 4b: CCTV suitable time frame NA

Principle 4c: Clear image of suspect AND offence NA

Principle 5: Forensics only NA

Principle 6: Theft of Fuel (is VEH known to police for dishonesty offences and/or is the vehicle a repeat MOWP sus VEH) NA

I have applied the above assessment to this CRIS and my assessment result is to ASSESS -IN

TP-Crib -Investigation completed

Date and Time 07/04/2022 18:10
Entered By CIV 12347 [REDACTED]

Screened In

Date and Time 07/04/2022 18:11
Entered By CIV 12347 ■■■■■

OIC Changed

Date and Time 08/04/2022 13:40
Entered By DS 227586 ■■■■■ 692PL

27

DS REVIEW

CCTV will be the only line of enquiry.

Victim will need to provide details of where in the bar and what clothing he was wearing etc to assist.

Date and Time 08/04/2022 13:41
Entered By DS 227586 ■■■■■ 692PL

OIC Changed

Date and Time 09/04/2022 16:09
Entered By PC 261071 ■■■■■

UPDATE

OIC has contacted VIW to ascertain more details.

VIW was at NOLLYWOOD in CAMBERWELL with 3 other males.

VIW was wearing a beige tracksuit and has dark hair. VIW spoke with security at the time of the incident.

Will contact venue to see if CCTV is available

Date and Time 09/04/2022 16:54
Entered By PC 261071 ■■■■■

30

*** THRIVE Assessment ***

T Threat (Real or perceived to person(s) or property) - Stolen property, financial loss

H Harm (What damage or injury is likely to occur if threat is realised or has it already occurred) no further threat

R Risk (What is the likelihood or threat actually occurring, any other factors to consider?)

no further risk occurring

I Investigation (What info/evidence is available and by who, any outstanding enquiries?)further enquiries regarding CCTV

V Vulnerability (Are they able to care and protect themselves or other dependants?) NO KNOWN VULNERABILITIES

E Engagement (How can we create further support are they accepting of this?) VIW happy to engage with Police

+ - Prevention (What advice/actions can be implemented to minimise risk & harm in the future) This appears to be an isolated incident.

+ - Intervention (What can be done to minimise risk & harm right now can include other agencies)

no further invention at this stage. if oic identifies need, please refer

=====

Auto-generated: The above THRIVE assessment covers the following newly triggered THRIVE events; and/or existing outstanding deferred/overdue assessments

Event: Updating Officer (Date / Time)

Start of a Secondary investigation: 12347 CIV [REDACTED] (07/04/2022 18:10:04)

Crime Report Creation: 12347 CIV [REDACTED] (06/04/2022 20:22:29)

Date and Time 12/04/2022 10:25
Entered By PC 261071 [REDACTED]

*** UPDATE ***

OIC has raised a request with TFL through the TRACEIT site. No response yet from TFL after an update conversation.

Date and Time 12/04/2022 10:26
Entered By PC 261071 [REDACTED]

*** UPDATE ***

Last updated entered in error on this CRIS.

Date and Time 12/04/2022 10:37
Entered By PC 261071 [REDACTED]

*** UPDATE ***

Police attended the venue to conduct CCTV enquiries.

Venue looked closed down as all windows were boarded up and chains on the entry door. Small venue to the side The Bike - Sports Bar and Caffé was closed at the time.

OIC called venue after 4pm when it opened. No response and facility to leave a message.

Will try again Tuesday.

Date and Time 21/04/2022 12:52
Entered By DS 227586 [REDACTED] 692PL

27

DS REVIEW

OIC comments noted, if no CCTV this report can be submitted for closure

Date and Time 30/04/2022 15:54
Entered By APS 254745 [REDACTED]

OIC Changed

Date and Time 08/05/2022 10:49
Entered By PC 255245 [REDACTED]

*****OIC UPDATE*****

this investigation is complete and can be closed under outcome 18

18 Investigation is complete - no suspect identified. Crime investigated as far as reasonably possible case closed pending further investigative opportunities becoming available

the reason for this is the venue is closed down and eliminates the idea of having cctv. i note that there is a comment on the dets about TFL camera, all TFL cameras have live coverage and or 7 day view back only. there is no available cctv and therefor this report is to close pending further evidence.

Date and Time 08/05/2022 10:52
Entered By PC 255245 [REDACTED]

30

*****THRIVE*****

T

None

H

no further threat

R

no further risk occurring

I

Case closed pending further evidence

V

none apparent

E

VIW happy to engage with Police

+

This appears to be an isolated incident.

Date and Time 08/05/2022 13:06
Entered By APS 254745 [REDACTED]

25

I have reviewed this crime report and I am in agreement with the officers actions.

CCTV enquiries have been conducted and reasonable lines of enquiry have been exhausted.

THRIVE Assessment completed.

This report is suitable for closure.

OUTCOME 18

Date and Time 08/05/2022 13:38
Entered By PC 255245 [REDACTED]

30

thrive completed

=====

Auto-generated: The above THRIVE assessment covers the following newly triggered THRIVE events; and/or existing outstanding deferred/overdue assessments

Event: Updating Officer (Date / Time)

Investigation Complete: 254745 APS [REDACTED] (08/05/2022 13:06:41)

Supervision

Initial Entry

Action	By Officer	Date and Time
Initial IO	PC METCHS1 CHS GENERIC ACCOUNT	06/04/2022 20:22
Crime Recorded	PC METCHS1 CHS GENERIC ACCOUNT	06/04/2022 20:22

Supervision

Action	By Officer	Date and Time
Initial Entry Checked	CIV 12347 [REDACTED]	07/04/2022 18:10
Investigation Complete	APS 254745 [REDACTED]	08/05/2022 13:06
Crime Report Closed	PC 231317 [REDACTED] 610TP	28/12/2022 15:28

PRINTED AT 11:19 12:JUN:23 1264

252253

SINGLE INCIDENT PRINTOUT
PAGE 1

INCIDENT No. 603:29APR23

INCIDENT No. 603 entered at 01:47 on 29APR23 by CHS/CHS in CCC/IR

INCIDENT WAS ENTERED "EXTERNALLY"
INCIDENT IS "TAGGED"

Rec By : ██████████ y)
 Call Tel : ██████████
 Call Name: ██████████
 Call Type:
 Call Mail:
 Cntct Tel:
 Att Locn :319 CAMBERWELL RD, SE5
 Map :Page 162, Grid Reference 532495,176908
 GPA :MC Division: [ASE:AWW]
 Inc Locn :
 Map :
 GPA :
 Call Locn:
 Map :
 GPA :
 Opening 1:001 (Violence Against The Person)
 Open Text:
 Urgency :I (Immediate)
 Major :
 VRMs :
 Proposal :(CCC at 01:48/29APR23):
 TJ3S TJ100A TJ200F TJ21A U441 U442 U445 U451 U452
 Assigned :
 DeAssign :AS110N, AS9N, AS71N, AS801N, AS7N, AS20N
 TOA : 2 9APR23
 DO Name : ██████████
 DO Tel : ██████████
 CRIME REF:
 Class 1 :314 (Suspicious Circumstances)
 Qual 1 :701 (Assistance Requested / Rendered)
 Res 1 :709 (CRIMINT Entry)
 Clo Text :CRIMINT MDRT00767867 CREATED BY 2180AS
 O Dealing:2180AS
 Metops :
 CHS Demid:20230429025691

 Linked :explicitly to 613:29APR23 930:29APR23
 Linked :implicitly to (none)

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
 NO UNAUTHORISED DISCLOSURE-DISPOSE OF AS CONFIDENTIAL WASTE.

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252253

SINGLE INCIDENT PRINTOUT
PAGE 2

INCIDENT No. 603:29APR23

Location Field : (For previous Incidents at this location use
action:LCD or LCL - use DARIS to extend search)
Gazetteer Comments : (May have existed or altered since Incident creation
-
Use MSS SMF:SPECARCHIVE)

Location Based Comments

** Attendance Location **

CAMBERWELL RD,SE5 (274 - 319)

ALL PROPERTY IN SE5

MB: 1 - 181 ODD 2 - 24 EVEN

MC: THE REMAINDER

290 CAMBERWELL RD: SEE "SQUIRE HSE" FOR ALL RELEVANT COMMENTS

Remarks:

Time	Date	Opid	Termid
01:48:17	29APR23	CHS	CHS (pre 1st routing)
		CREATED IN: CHS	AT: 2023-04-29 01:47:41 CAD AT: 2023-04-29

```

=====
01:48:10 ENTERED BY: CHS (c740996 ) AT: 2023-04-29 01:48:10
          FIGHT IN PROGRESS
01:48:18 29APR23 CHS #2
          ENTERED BY: CHS (c740996 ) AT: 2023-04-29 01:48:18
          MTF
01:48:38 29APR23 050209 L3039 #3
          CIRC PR
01:48:59 29APR23 CHS #4
          ENTERED BY: CHS (c740996 ) AT: 2023-04-29 01:48:59
          INFT STATES THERE ARE PEOPLE TRYING TO FORCE ENTRY TO THE CLUB
AND THEY
          ARE FIGHTING
-
          INFT STATES THERE ARE ABOUT 30 OF THEM
01:49:45 29APR23 050209 L3039 #5
          CCTV CHECKING
01:49:46 29APR23 CHS #6
          ENTERED BY: CHS (c740996 ) AT: 2023-04-29 01:49:46
          UNSURE IF ANY WEAPONS
01:50:41 29APR23 CHS #7
          ENTERED BY: CHS (c740996 ) AT: 2023-04-29 01:50:16
          INFT NOW ANSWERING MY QUESTIONS NOW
-
          THERE IS LOTS OF SHOUTING
01:50:41 29APR23 CHS #8

```

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
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PRINTED AT 11:19 12:JUN:23 1264

252253

SINGLE INCIDENT PRINTOUT
PAGE 3

INCIDENT No. 603:29APR23

Time Date Opid Termid

ENTERED BY: CHS (c740996) AT: 2023-04-29 01:50:41
NFD
-

01:51:23 29APR23 CHS #9
MALE HAS CLEARED THE LINE
ENTERED BY: CHS (c740996) AT: 2023-04-29 01:51:23
THRIVE+ summary: HIGH

01:53:32 29APR23 050209 L3039 #10
^2720AS - MORE UNITS TO THE DOOR...

01:53:45 29APR23 050209 L3039 #11
^2963AS - THE CLUB IS SHUT AND PEOPLE ARE TRYING TO GET IN

01:55:18 29APR23 050209 L3039 #12
^2720AS - MAIN DOOR TO THE VENUE HAS BEEN CLOSED

01:55:43 29APR23 728598 L3041 #13
^338AS A LOT OF ANGRY PEOPLE HERE, SECURITY HAVE SHUT THE DOORS,
TRYING TO PREVENT BOP
^ASE ON CCTV

02:05:33 29APR23 050209 L3039 #14
^

02:07:20 29APR23 050209 L3039 #15
^136AS - WE HAVE APPROX 200 PEOPLE HERE WHO CAME TO CELEBRATE
INDEPENDENCE DAY AT THE CLUB. THE CLUB IS NOW CLOSED AND THEY
ARE ALL
STILL QUEUING. WE ARE JUST TALKING TO THEM AND WILL KEEP UNITS
HERE
UNTIL THEY DISPERSE

02:13:38 29APR23 743573 L3040 #16
^2720AS VENUE IS BEING SHUT DOWN

02:14:23 29APR23 012166 L6164 #17
^SI - PLEASE ADD YOUR DUTY OFFICERS DETAILS TO THE CAD.

02:32:51 29APR23 743573 L3040 #18
^AS1N I AM AUTHORISING A S35 DISPERSAL ORDER FOR 5 HOURS. I WILL
CREATE THE ADDITIONAL CAD WITH THE DETAILS

02:34:23 29APR23 050209 L3039 #19
^136AS - PEOPLE INSIDE ARE DISPERING BUT THERE ARE STILL PEOPLE
OUTSIDE MILLING AROUND

02:34:43 29APR23 225666 657AS #20
^AS1 - 35 DISPERSAL AUTHORISED BY INSP JAMES AT 02:30HRS FOR 5
HRS.
PARAMETERS WYNDHAM ROAD, CAMBERWELL NEW ROAD, CAMBERWELL CHURCH
STREET, KIMPTON ROAD, LONDON GROVE, BOWYER PLACE.

02:43:00 29APR23 743573 L3040 #21
^AS10N CLUB IS COMPELTELY EMPTY. THE OWNER WILL KEEP THE BAR
SHUT FOR
THE REST OF THE NIGHT 2180AS WILL PUT ON A REPORT ON FOR THE
NIGHT

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
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PRINTED AT 11:19 12:JUN:23 1264

252253

SINGLE INCIDENT PRINTOUT
PAGE 4

INCIDENT No. 603:29APR23

Time	Date	Opid	Termid
			TIME ECONOMY. S35 STILL IN PLACE, CCTV TO MONITOR.
02:46:13	29APR23	743573	L3040 #22
			^2089AS GROUP HAVE HEADED TOWARDS WALWORTH ROAD
03:38:35	29APR23	239411	#23
			ENTERED BY: CADL (p239411) AT: 2023-04-29 03:38:35
			MDRT00767867

Previous Actions:

Time	Date	Opid	Termid	ACTION
01:48:17	29APR23	CHS	CCC:CCL	O() 001:VIOLENCE AGAINST THE PERSON
01:48:18	"	"	"	PI
01:48:21	"	050209	DIV:ASE	AK
01:48:55	"	"	"	AV/AS110N
01:48:59	"	CHS	CCC:CCL	PI
01:49:02	"	050209	DIV:ASE	AV/AS9N
01:49:06	"	"	"	AV/AS71N
01:49:07	"	"	"	AK
01:49:14	"	253556	CCC:CADL	VI/p253556
01:49:15	"	050209	DIV:ASE	AV/AS801N
01:49:39	"	"	"	CI/AS7N
01:49:40	"	231139	CCC:IVMA	MA/DELIVERED TO AS7N
01:49:42	"	253556	CCC:CADL	VI/p253556
01:49:46	"	CHS	CCC:CCL	PI
01:49:48	"	050209	DIV:ASE	AK
01:50:41	"	CHS	CCC:CCL	PI
01:51:02	"	050209	DIV:ASE	AK
"	"	728598	"	AK
01:51:23	"	CHS	CCC:CCL	PI
01:51:26	"	728598	DIV:ASE	AK
01:52:24	"	SYSTEM	SYSTEM	NA/AS7N
01:52:33	"	050209	DIV:ASE	TOA/AS110N AS801N
01:52:34	"	"	"	AK
01:53:53	"	"	"	CI/AS20N
01:53:54	"	255039	CCC:IVMA	MA/DELIVERED TO AS20N
01:54:59	"	257165	CCC:CADL	VI/p257165
01:55:15	"	263511	"	VI/p263511
01:55:24	"	257165	"	VI/p257165
01:55:45	"	728598	DIV:ASE	TI/CCTV
01:55:53	"	"	"	AV/AS7N
"	"	"	"	TOA/AS7N

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
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PRINTED AT 11:19 12:JUN:23 1264

252253

SINGLE INCIDENT PRINTOUT

PAGE 5

INCIDENT No. 603:29APR23

Time	Date	Opid	Termid	ACTION
01:56:24	29APR23	SYSTEM	SYSTEM	NA/AS20N
01:56:33	"	050209	DIV:ASE	AK
01:56:44	"	"	"	TOA/AS9N
01:58:13	"	"	"	AV/AS20N
"	"	"	"	TOA/AS20N AS71N
02:13:18	"	090595	DIV:VCC	ACR/NC
"	"	"	"	PI
02:13:21	"	"	"	XCR/NC
"	"	"	"	PI
02:13:22	"	"	"	AK
02:13:23	"	743573	DIV:ASE	AK
"	"	090595	DIV:VCC	SI
02:13:25	"	"	"	AK
02:13:26	"	"	"	PS/CM
02:13:34	"	012166	CCC:IR	PI/(AUTO CM)
02:13:38	"	743573	DIV:ASE	AK
02:13:52	"	012166	CCC:IR	TI/CCCSI
02:14:23	"	"	"	PI/(AUTO CM)
02:14:40	"	740597	DIV:ASE	DO()
02:14:53	"	743573	"	AK
02:14:58	"	740597	"	DN()
02:23:37	"	050209	"	DA/AS110N
02:34:43	"	225666	"	PI
02:34:46	"	050209	"	AK
02:43:13	"	743573	"	AC()
"	"	"	"	AQ()
"	"	"	"	AR()
02:43:16	"	"	"	OD()
02:43:21	"	"	"	LOCA(319 CAMBERWELL RD, SE5) (MC)
02:43:27	"	"	"	DA/AS9N AS71N AS801N AS7N AS20N
02:43:29	"	"	"	AWT/CREF
02:52:16	"	012166	CCC:IR	XT/CCCSI
03:14:38	"	239411	CCC:CADL	VI/p239411
03:32:38	"	256014	"	VI/p256014
03:38:35	"	239411	"	PI
03:38:37	"	"	"	VI/p239411
03:38:39	"	050209	DIV:ASE	AK
03:52:54	"	226527	CCC:CADL	VI/p226527
04:38:59	"	257165	"	VI/p257165
04:43:34	"	263511	"	VI/p263511
04:46:07	"	"	"	VI/p263511

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
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PRINTED AT 11:19 12:JUN:23 1264

252253

SINGLE INCIDENT PRINTOUT
PAGE 6

INCIDENT No. 603:29APR23

Time	Date	Opid	Termid	ACTION
-----	-----	-----	-----	-----
05:13:28	29APR23	261399	CCC:CADL	VI/p261399
05:59:45	"	200736	DIV:ASE	CTX()
"	"	"	"	PI
05:59:48	"	"	"	PS/CM
05:59:54	"	050209	"	AK
06:00:20	"	"	"	R(710)
06:00:26	"	"	"	LOCA((2180AS) 319 CAMBERWELL RD, SE5) (MC)
06:15:00	"	224133	"	C(016)
06:15:10	"	"	"	ACR/NC
06:15:11	"	"	"	CM
07:06:47	"	083517	DIV:VCC	CM
15:42:23	20MAY23	252253	CCC:CADL	VI/p252253
10:20:33	09JUN23	204323	"	VI/p204323
10:20:53	"	"	"	VI/p204323
10:22:28	"	"	"	IP//237AS/1/p204323@met.police.uk
11:14:47	12JUN23	252253	"	VI/p252253
11:19:42	"	"	"	IP//1264/1/p252253@met.police.uk

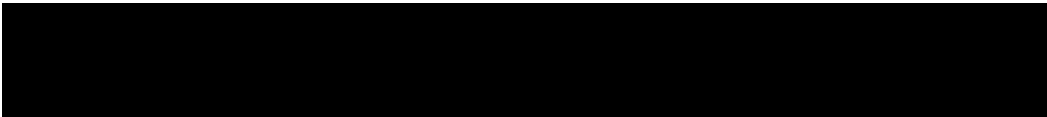
... END OF

PRINT ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT
NO UNAUTHORISED DISCLOSURE-DISPOSE OF AS CONFIDENTIAL WASTE.

IIP Record Print

Requested by P252253



Reason: Licensing review data

Handling and Use of this Information

The information in this report attracts a protective marking of Restricted. Please handle in accordance with the MetSec code.

The information may be used only for the discharge of genuine police duties. The unauthorised disclosure of this information is a criminal offence.

CRIS MD/3016601/23

Classification S008/01-SUBSTANT./GBH/Serious Wounding
 Event Date MONDAY 29/05/2023 05:04 to MONDAY 29/05/2023 05:05
 Venue O/S,CAMBERWELL GREEN, LONDON,SE5 7AA
 Geog Location Unit MD - SOUTHWARK

General Information**Main**

Investigating Unit ASBCU - AS Basic Command Unit
 Crime Type C - Major Crime
 Committed From MONDAY 29/05/2023 05:04
 Committed To MONDAY 29/05/2023 05:05
 Reported Date MONDAY 29/05/2023 05:06
 How Notified NP - Phone Call to Police
 Body Worn Video? Y - Yes

Flags

Service VR - Body Worn Video Devices

Investigating Officer

Investigating Officer DC 258994 [REDACTED]
 Duty AA - Borough Uniform
 Station/Branch ASHQ
 Allocated 03/06/2023 20:20
 Allocation Noted Y - Yes
 BWV Noted Y
 Date BWV Noted 09/06/2023 12:46

Previous OIC	Usual Relief / Duty	Station / Branch	Allocated	Noted
ADMIN AS00002 AS CID	/BB - TP Central Unit	LX - LAMBETH BOROUGH	29/05/2023 08:32	-
DS 227586 [REDACTED] 692PL	N/OB - Other duty (CID)	DPHP	29/05/2023 13:01	01/06/2023 10:36

Press

Suitable for Press? N - No
 Is this a Specrim? N - No
 DV/Hate Crime N - No
 Firearm used / Threatened N - No
 Other weapon used /
Threatened Y - Yes
 Terrorist Implications N - No
 Suspects Present on Police
Arrival 2
 Suspects Arrested on Police
Arrival 2

Totals

VIW(s) 8

Entered By PC 251941 [REDACTED]

Service Flag VR added

Date and Time 29/05/2023 08:12
Entered By PC 251941 [REDACTED]

PRIMARY INVESTIGATION DETAILS : 1 - Immediate action

CAD: 1227/29MAY23

AS21N 2720AS, 2715AS 3293AS

VIW1 [REDACTED] lost a black iPhone and blue wallet (victim injuries of arm, bit sticking out)

VIW2 [REDACTED] victim (eye bump)

VIW3 - [REDACTED] (husband to victim above) [REDACTED]

SUS1 [REDACTED] (IC3 male large build, a/a 20-30s, black beard, black doorag, black top with green markings, dark bomber jacket, grey trousers white trainers and gold watch).

SUS2 [REDACTED] (IC2 male, slim build, a/a 20s, white headband light blue puffer jacket, white t-shirt and white trousers, long black hair in a bun, some black facial hair)

Venue O/S CAMBERWELL GREEN

CAD 1227/29MAY23 came out and stated that there was a fight at the location. The CAD came in via CCTV.

Officers attended the scene and there were approx. 20-30 people mix of males and females all believed to be Hispanic at the location and approx. 5 walking wounded and other wounded were stated to have already left the scene and made their way to hospital. Most if not all people on scene were intoxicated.

[REDACTED] was walking away from the scene and there were lots of members of the public were pointing at [REDACTED] and then pointing at their injuries. Based on this it was believed [REDACTED] was involved in the incident in some way.

Officers then went to stop [REDACTED] from leaving but he kept trying to move past officers and then when officers when to place [REDACTED] in

handcuffs he fought against officers and had to be PAVA d and taken to the ground. [REDACTED] was then arrested on suspicion of GBH and violent disorder due to the number of walking wounded and people in the area.

One other male [REDACTED] was also pointed out by members of the public who were present during incident to have been involved in assaulting people. He was also arrested on suspicion of GBH and violent disorder.

Officers then tried to speak to the other members of the public but only one or two of them could speak English and there were no Spanish speaking officers available. From what could be ascertained [REDACTED] had assaulted various people and there was also mention of two phones being taken. Due to the language barrier it was difficult to get one clear account of what had happened and it was unknown if each person spoken was an independent witness.

Alleged stolen phone descriptions were recorded and they did not match the phones of the arrested suspects and suspects were able to unlock phones in custody and it would be unlikely that in that time phone password/pins could have been changed.

The following in the list of the walking wounded and their injuries (full level of injuries unknown as LAS would not attend the scene after being requested)

[REDACTED] lost a black iPhone and blue wallet (victim injuries of arm, bit

sticking out)

████████████████████ witness

████████████████████ key witness (willing to give a statement)

████████████████████ victim (eye bump)

████████████████████

(husband to victim above) ██████████

There may be more victims/witnesses or suspects but the above were the only ones on scene upon police arrival.

Also another white iphone has been stolen. Two other named victims already at hospital (unclear how they got there and their level of injuries is what has been stated by crowd who were intoxicated) ██████████ (ear severely injured) and ██████████. Area search conducted for the phone no trace and phones not found on suspect.

After suspects were arrested and victims triaged and made their way to hospital a member of the public approached police and showed them video footage taken from her phone which showed part of the incident. This footage has been uploaded onto the cris.

This footage shows a number of people hitting each other with bottles, throwing bottles and punching each other. ██████████ can be clearly seen holding a dark brown glass bottle and swinging it at the back of someone's head and then holding this same person and punching him multiple times in head with force.

██████████ was seen punching someone multiple times in the face and then go to pick up what looks to be a glass bottle and then the camera pings off.

Unable to get statements of anyone due to them being either intoxicated or needing an interpreter details obtained.

PRIMARY INVESTIGATION DETAILS: 2 - Scene

No scene

PRIMARY INVESTIGATION DETAILS: 3 Forensics

No forensics

PRIMARY INVESTIGATION DETAILS: 4 - Victims/Witnesses

████████████████████ lost a black iPhone and blue wallet (victim injuries of arm, bit sticking out)

████████████████████ witness

████████████████████ key witness (willing to give a statement)

████████████████████ victim (eye bump)

██████████ (husband to victim above) ██████████

PRIMARY INVESTIGATION DETAILS: 5 Suspects

SUS1 ██████████ (IC3 male large build, a/a 20-30s, black beard, black doorag, black top with green markings, dark bomber jacket, grey trousers white trainers and gold watch).

SUS2 ██████████ 1 (IC2 male, slim build, a/a 20s, white headband light blue puffer jacket, white t-shirt and white trousers, long black hair in a bun, some black facial hair)

PRIMARY INVESTIGATION DETAILS: 6 - Other evidence

Phone footage of the incident captured and obtained by police uploaded onto the cris.

IIO's summary:

CCTV: obtained phone footage

Witnesses: No independent witnesses

Suspects: 2 arrested

Forensics: None

Threat Large scale violence, this group has been stated to have been reported to police before for ASB in this same location

Harm GBH level injuries based on video

Risk suspects ascertained arrested, crowd dispersed, unknown if this will happen again due to want to reprisals and that fact that group has been seen there before may be a place where they all go after going on a night out.

Investigation unable to take statements due to intoxication or needing interpreters

Vulnerabilities None stated

Engagement officers attended, suspects arrested crowd dispersed

Prevention as above

Intervention as above

Date and Time 29/05/2023 08:12
Entered By PC 251941 [REDACTED]

30

As above

=====
Auto-generated: The above THRIVE assessment covers the following newly triggered THRIVE events; and/or existing outstanding deferred/overdue assessments

Event: Updating Officer (Date / Time)

Crime Report Creation: 251941 PC [REDACTED] (29/05/2023 07:03:02)

Date and Time 29/05/2023 08:33
Entered By PC 251941 [REDACTED]

SOUTHWARK CCTV contacted on scene and they stated that they did not pick up the incident when it was occurring.

CID DS TURNER appraised and accepted handover.

Date and Time 29/05/2023 11:35
Entered By APS 233099 [REDACTED] 2263AS

27

INITIAL SUPERVISION APS 2263AS

Having reviewed this report and conducted initial CRIS supervision I am satisfied that the primary investigation and proportionate actions have been completed by the initial investigating officer.

Date and Time 29/05/2023 13:01
Entered By DS 235226 [REDACTED] 1526AS

OIC Changed

Date and Time 29/05/2023 13:01
Entered By DS 235226 [REDACTED] 1526AS

27

Screened to DS ATOR for review

Date and Time 29/05/2023 13:19
Entered By PC 195072 [REDACTED] 241TP

Screened In

Date and Time 29/05/2023 13:25
Entered By PC 195072 [REDACTED] 241TP

Classification confirmed

Date and Time 29/05/2023 18:45
Entered By PC 257237 [REDACTED]

Interview: [REDACTED] [REDACTED]

Interviewing officer: DC [REDACTED]

Second officer: DC [REDACTED]

Solicitor: [REDACTED] [REDACTED] AL Law

Interpreter: [REDACTED] [REDACTED]

[REDACTED] gave a speaking interview.

He stated that he had been at a club in Camberwell called NOLLYWOOD. He was there with a number of friends and was there until it closed, around 4am. He walked into CAMBERWELL GREEN with his female friends and saw that a fight was taking place. He did not know the person who was fighting however he knows his friends as they are all Spanish speakers. One of [REDACTED] female friends ran towards the fight as she knew the people and she wanted to separate them. [REDACTED] followed her to make sure she was ok and to also try to split up the fight. Once

he got there someone threw the contents of a glass at him and grabbed him by the front of his shirt. He punched the person in self-defence before being dragged away by his friend. He then saw that another one of his friends was being sick so he went and helped her, that s when he was arrested. He denied ever being in possession of a glass bottle or hitting anyone with a bottle.

He was asked to provide the names of the other people involved however he declined to provide any details.

He was then shown the footage of the fight and he identified himself in the footage. He stated that the fight started inside the park, and it was inside the park that he punched the male in self-defence. He was asked why he did not extract himself from the fight and he stated that he does not know. It was put to him that he was not acting in self-defence and that he was willing getting involved in the fight. He state that there was no reason for him to keep getting involved in the fight. As a group they had drunk several bottles together, he declined to state whether he had taken any drugs.

He stated that if he were to see these people again then they would probably ask him about what happened and then they would have a laugh about it.

Date and Time 29/05/2023 18:46
Entered By PC 257237 ■■■■■■■■■■

Interview times for above

Start: 1600hrs

End: 1626hrs

Date and Time 29/05/2023 19:05
Entered By PC 257237 ■■■■■■■■■■

Interview: ■■■■ ■■■■

Interviewing officer: DC ■■■■■■■■■■

Second officer: DC ■■■■■■■■■■

Solicitor: ■■■■ ■■■■■■■■■■ AL Law

Interpreter: ■■■■ ■■■■■■■■■■

Start: 1700hrs

End: 1733hrs

■■■■ gave a speaking interview.

He stated that he had been at NOLLYWOOD club and left at the same time as everyone else to go to McDonalds. As he walking

through the park he saw that a male that he was talking to was being assaulted by eight or nine other males. ■■■■ intervened to separate the fight when the people started to attack him. He fought back in order to defend himself. He accepted that at one point he had a glass bottle in his hand. His friend was still in the park and ■■■■ was worried that the males were going to fight him again so he waved the bottle at them to keep them off. He also accepted hitting a male with the bottle once but the bottle did not break. He stated that he punched four or five people in order to defend himself as they were attacking him.

He was shown the video footage and was able to identify himself as the male who hit another male over the head with a bottle. He denied ever hitting a woman during the incident. He stated that it did not show the full incident on the video and we could see part of what has happened. He stated that he was in the middle of the fight so he was not able to get out of

it, and that he was in fear for his safety.

█ stated that this was something that just happened. It started and ended and that was it.

Date and Time 29/05/2023 20:55
Entered By PC 257237 █

Released on Bail

Both suspects have been released on bail, BTR date █

They have been giving conditions to not contact each other (both denied knowing eachother). SAA has been given a condition not to enter Camberwell and ANGULO has been given a condition not to contact SOUTHWARK.

Date and Time 03/06/2023 20:19
Entered By DS 227586 █ 692PL

27

DS REVIEW

I need to review the handover to determine an investigation strategy, and whether any victim statements/evidence of assault has been obtained.

I have viewed the footage and it appears

that many parties get involved in the fight, the two suspects have provided accounts and identified themselves on CCTV.

Screened to OIC to provide a meaningful update on the report of the investigation to date.

Date and Time 03/06/2023 20:20
Entered By DS 227586 █ 692PL

OIC Changed

Supervision

Initial Entry

Action	By Officer	Date and Time
Initial IO	PC 251941 █	29/05/2023 07:03
Crime Recorded	PC 251941 █	29/05/2023 07:03

Supervision

Action	By Officer	Date and Time
Initial Entry Checked	APS 233099 █ 2263AS	29/05/2023 11:36

Supervision History

Date and Time	Supervision By
03/06/2023 20:20	DS 227586 █ 692PL

Appendix 6

Existing premises licence conditions 288 & 289 to be replaced with the following:

- That a digital 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 responsible authority 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 storage device, CCTV footage at the immediate request of responsible authority officers.
- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers advising to the effect that CCTV is in operation at the premises. Such signage shall be kept free from obstructions at all times.

To add the following new condition to the premises licence:

- That all relevant 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 ('the staff training logs') shall be kept at the premises, shall be updated every 6 months and shall be made immediately available to responsible authority officers on request. The training logs 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 by the trainee.

Licence conditions 290 & 8AD to be replaced with the following:

- That a minimum of three (3) SIA registered door supervisors will be employed at the premises at all times after 22:00 hours on Friday and Saturday. 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, to assist management in liaising with the police regarding instances of crime and to assist with ensuring that the premises' dispersal policy is adhered to. When deployed, they shall remain at the premises at least until the premises close and all patrons have vacated the premises. The door supervisors shall be easily identifiable.

- That all security and management / supervisory 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 counting devices shall be used by the security staff who are controlling customer entry to the premises to keep an accurate count of the number of people at the premises and to ensure that the premises' accommodation limit is never exceeded. Staff using the counting devices should be able to determine the number of people at the premises immediately on the request of responsible authority officers.
- That metal detectors shall be used by the security staff who are controlling customer entry to the premises regarding all entries or re-entries to the premises. Any person refusing a metal detection search shall not be permitted entry / re-entry to the premises.

Licence condition 293 to be replaced with the following:

- That an incident log shall be kept at the premises to record details of any of the following occurrences at the premises:
 - i. Instances of anti-social or disorderly behaviour
 - ii. Calls to the police by the premises' staff
 - iii. Any complaints received
 - iv. Ejections of people from the premises
 - v. Visits to the premises by the local authority or emergency services
 - vi. Any malfunction in respect of the CCTV system
 - vii. All crimes reported to the venue
 - viii. All seizures of drugs or offensive weapons
 - ix. Any other relevant incidents

The incident log shall contemporaneously record the time, date, location in the premises 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 log shall be available / be accessible at the premises at all times that the premises are in use, and shall be made immediately available to responsible authority officers on request. All relevant staff employed at the premises shall be trained in the use of the incident log. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

Licence condition 298 to be replaced with the following:

That clearly legible signage shall be prominently displayed at the entrance to the premises where it can easily be seen and read by customers stating: 'Drugs Free Zone', 'NO SEARCH - NO ENTRY' and 'The management reserve the right to refuse entry'. Such signage shall be kept free from obstructions at all times.

Licence condition 302 to be replaced with the following:

- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers in the premises' main floor areas and toilets 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 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 which shall include the printed name of the trainee and the date that the training was received.

Licence condition 303 to be replaced with the following:

- That any 3rd parties / members of the public using the premises for a promoted or private event must complete a venue hire agreement with the premises licence holder. The venue hire agreement shall include the full name and address of the hirer, copy of valid photo identification of the hirer (kept on file in accordance with data protection requirements), the hirer's signature and the date that the venue hire agreement has been signed. The venue hire agreement shall include all of the licensee's terms of hire. Such agreements shall be kept on file for 6 months from the date of the event and be made immediately available to responsible authority officers on request.

(Please note that there is no longer a 'Hire Venue Agreement' provided by Southwark Council as required by current licence condition 303).

Licence condition 307 be amended to read:

- That the total number of persons that may be accommodated at any one time within the premises excluding staff (the 'accommodation limit') shall not exceed a maximum of four hundred & sixty (460) persons in total; comprising of a maximum of three hundred & fifty (350) persons in the ground floor and one hundred & ten (110) persons in the first floor.

Licence condition 311 to be replaced with the following:

- 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 staff shall be trained to, and shall request if and when required, that customers behave at, and / or leave, the premises and locale in a quiet and orderly manner. Customers deemed by staff to be engaging in anti-social behaviour shall be asked to leave the premises. The details of such training,

including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

Licence condition 312 to be replaced with the following:

- That any external areas of the premises will be closed to customers between 22:00 hours and 10:00 hours the following day except for up to a maximum of 5 people at any one time using the external areas after 22:00 hours to smoke only. All outdoor furniture must be rendered unusable by 22:15 hours each day.

Licence condition 313 be amended to read:

- That there shall be no movement of speakers, amplification or stage equipment, to or from the premises, between 21:00 hours and 07:00 hours the following day.

Licence condition 319 to be replaced with the following:

- That external doors at the premises shall be kept closed except to allow immediate, and emergency, access and egress to and from the premises.
- That windows at the premises shall be kept closed at all times that the premises are in use.

Licence condition 324 to be replaced with the following:

- That the telephone number / contact details for a local taxi service shall be available at the premises and provided to customers on request. Taxis shall be asked to park in an area that will minimise disturbance to local residents. Drivers of taxis that have been ordered to the premises will be instructed not to sound their horns in the vicinity of the premises to alert customers to their presence, or to idle their engines whilst waiting for customers.

Licence conditions 325 & 332 to be replaced with the following:

- That after 22:00 hours children under the age of eighteen shall not be permitted on the premises.
- That children under the age of 18 must be accompanied on the premises by a responsible adult at all times.

Licence conditions 326 – 329, 333, 8AB, 8AC & 8AI to be replaced with the following:

- That a challenge 25 scheme shall be maintained requiring that staff selling or delivering 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 (including the prevention of 'proxy sales') and the challenge 25 scheme in operation at the premises. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused 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 responsible authority officers on request.

Licence conditions 340 to be replaced with the following:

- That the sound level of any entertainment shall be attenuated to a quiet 'background' level at least 30 minutes prior to the premises closing on each day to create a 'winding down' period that will encourage customers to leave the premises.

Licence conditions 343 to be replaced with the following:

- That glassware and broken or waste glass / earthenware shall be cleared away as soon as possible on a continuous basis whilst the premises are in use. Staff shall be trained in this condition and the details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

Licence condition 809 to be replaced with the following:

- 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 level of amplified sound at the premises does not cause a statutory or public nuisance. Particular regard must be given to the attenuation of bass

frequencies. 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 responsible authority officers.

(Please note that the council does not help to calibrate sound limiting devices as is required by current licence condition 809.)

- That only management staff shall have access to any amplification equipment at the premises.

Licence condition 841 to be replaced with the following:

- That drinks served for consumption on the premises shall be decanted into multi-use polycarbonate / plastic receptacles, or into recyclable paper / card receptacles.

We seek that the following conditions are to be added to the premises licence:

- 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 responsible authority officers on request. The entry policy shall cover (but not necessarily be limited to):
 - I. Safe customer entry to the premises,
 - II. If / when applicable, searching / scanning of attendees,
 - III. The barring of customer entry to the premises for any reason,
 - IV. Restricted items (e.g. weapons / drugs or any other items restricted by the licensee),
 - V. Pre-opening safety checks of the premises,
 - VI. Dealing with overcrowding and / or crowd surges
 - VII. Dealing with suspect packages

All relevant staff shall be trained in the implementation of the latest version of the entry policy and the details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- 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 accessible at the premises at all times that the premises are in operation. The policy should include (but not necessarily be limited to) the following:
 - I. Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
 - II. Details of public transport in the vicinity and how customers will be advised in respect of it.
 - III. Details of the management of taxis to and from the premises.
 - IV. Details of the management of any 'winding down' period at the premises.

- V. Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
- VI. Details of any cloakroom facility at the premises and how it is managed.
- VII. Details of road safety in respect of customers leaving the premises.
- VIII. Details of the management of ejections from the premises.
- IX. Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up (e.g. flyer clean up, post event clean up).

All relevant staff employed at the premises shall be trained in the latest version of the dispersal policy. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. The dispersal policy shall be made immediately available to responsible authority officers on request.

- 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 responsible authority officers 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. All relevant staff employed at the premises shall be trained in the latest version of the NMP. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That a qualified professional acoustic consultant is employed to calibrate the sound limiter at the premises and to arrange the layout, installation and orientation of the speakers at the premises so that sound transmission to adjacent buildings is minimised. A signed and dated report from the acoustic consultant shall be devised regarding the calibration of the sound limiter and any amendments to the speaker installation at the premises. A copy of the report shall be kept at the premises and provided to responsible authority officers immediately on request. Once the sound limiter has been calibrated, its control settings shall not be altered at any time, except for when altered by a qualified professional acoustic consultant.
- That the premises' management shall regularly monitor any external areas of the premises and the immediate frontage of the premises on Camberwell Road and Camberwell Green and take all necessary steps to ensure that noise from patrons, or the premises' operation, does not cause disturbance or nuisance of any kind. A log of such monitoring including the printed name of the person who undertook the monitoring, the date & time of the monitoring and any observations or actions taken subsequent to the monitoring shall be kept at the premises and be made immediately available to responsible authority officers on request.
- That the operation of the premises shall not give rise to public, statutory or nuisance of any other kind at any time.

- That clearly legible signage stating a dedicated contact telephone number for the premises shall be prominently displayed where it can easily be seen read by passers-by. The signage shall state to the effect that the phone number shown can be used to contact the premises in respect of any complaints regarding the operation of the premises. Such signage shall be kept free from obstructions at all times. The telephone in respect of this number, if a mobile phone, must be on the duty manager's person at all times.
- 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 responsible officers immediately on request. 'Identified' in this condition means known to all members of staff.
- That all relevant staff will be trained in conflict resolution and incident de-escalation, and to deal with any disorderly incidents in a calm manner. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

From: Binya, Raymond <Raymond.Binya@southwark.gov.uk>
Sent: Monday, May 22, 2023 2:09 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Review of premises licence - Planet Nollywood, 319 Camberwell Road SE5 0HQ our ref 999377

Dear Licensing Team,

Review of the licence under the Licensing Act 2003.

Premises Licence: 845918

Address: The Planet Nollywood
 319 Camberwell Road
 London
 SE5 0HQ

I am writing on behalf of Southwark Environmental Protection Team (EPT) in our capacity as Environmental Health Responsible Authority regarding the above application to review the premises licence.

I note our records (attached here) have shown an a number of complaints from residents regarding loud music and patron noise. Our noise team have attended to some of these complaints but they have not been able to establish nuisance. A few residents have been declining visit to their properties when officers explained to them that this is important part of assessment.

CMU ref (Time)	Date	Details of complaint	Action taken
999264	15/5/2023	Noise and patron noise	Complaint forwarded from N&NT to Licensing. Resident denied advised to contact the noise to substantiate
999261	15/5/2023	Noise and patron noise	Referred to Licensing and a letter was sent to Licensee of the premises advising of complaints
999260 (04.08)	15/5/2023	Loud music	N&NT drove by and witnessed club closing
998854 (09.13)	8/5/2023	Loud music	Voicemail left for resident to contact N&NT
996788 (10.05)	4/4/2023	Loud music	Voicemail left for resident to contact N&NT
996743 (15.17)	3/4/2023	Loud music and patron noise when leaving	Voicemail left for resident to contact N&NT
989693 (0.25)	27/11/2022	Loud music and patron noise	N&NT drove by and witnessed club closing

I also note that the resident is requesting for:

“I kindly request that the council investigate this matter thoroughly, conduct noise level measurements, and take the necessary steps to ensure that residents of Southward Council are able to enjoy their homes. As concerned residents, we have the right to enjoy a peaceful and quiet environment within our community, and it is crucial that the council upholds these rights”.

Therefore, although I am not supporting review of the premises licence, I however strongly recommend that we monitor the premises through NTE and at the same time advising the resident of the Noise Team services.

Kind Regards

Raymond Binya
Principal Environmental Protection Officer

From: [REDACTED] >
Sent: Wednesday, May 17, 2023 11:37 AM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Fwd: Support for application 880248

Dear Sir/Madame,

I am a resident of the Camberwell on the Green development [REDACTED] and my apartment faces the Green.

I would like to support the application to close down Nollywood quoting 880248.

Not only does it create a lot of noise and antisocial behaviour during the night, but also waking up in the morning with a view of broken glasses, bottles and rubbish from people who continue partying after Nollywood closes is unacceptable

This is supposed to be a green space for the local residents and our children to enjoy but what we experience is appalling.

I hope you take this feedback on board when you review the licence of Nollywood Planet

Please let me know if there is anything else you would like to discuss with me.

My full details are

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Best Wishes

[REDACTED]

OTHER PERSON B

From: [REDACTED] >
Sent: Thursday, May 18, 2023 12:02 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Re: Premises License 880248 - The Planet Nollywood, 319 Camberwell Road, London, SE5 0HQ

Hello,

My full address is as follows:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Please let me know if you need anything else to accept my representation.

Kind Regards,

[REDACTED]

On May 18, 2023, at 11:14 AM, Regen, Licensing <Licensing.Regen@southwark.gov.uk> wrote:

Dear [REDACTED],

Thank you for your email. However, we are unable to process your representation as you have not provided your full postal address.

Kind regards,

Southwark Council | Licensing | Regulatory Services

From: [REDACTED] >
Sent: Wednesday, May 17, 2023 11:16 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Premises License 880248 - The Planet Nollywood, 319 Camberwell Road, London, SE5 0HQ

Hello,

I am writing to submit my representation and express my support of the application submitted by Jasmine Wilson regarding The Planet Nollywood premises license nr.: 880248.

I am a resident in the building opposite the night club and in the past several months have experienced noise disturbance at night and in the very early hours of the morning. This is usually caused by the club staying open past its official opening hours and people gathering outside on the street speaking loudly, drinking and forming groups which causes loud noise that wakes me and my partner up at night.

I would like the club's license to be reviewed and their compliance monitored as this issue keeps on coming back due to club owners disregarding the rules they are supposed to follow.

Please see below images that illustrate my statement.

Kind Regards,

A solid black rectangular redaction box covering the signature area.

OTHER PERSON C

From: [REDACTED]
Sent: Thursday, May 18, 2023 8:48 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Premises License 880248 - The Planet Nollywood, 319 Camberwell Road, London, SE5 0HQ

Good evening,

I am writing to submit my representation and express my support for the application submitted by [REDACTED] regarding The Planet Nollywood premises license number: 880248.

I am a resident of the building opposite the nightclub [REDACTED] [REDACTED]).

Over the past few months, I have been consistently experiencing noise disturbance during the night and early morning hours. This disruption is a direct result of The Planet Nollywood operating until very late from Thursday to Sunday. The club's lack of proper sound insulation allows amplified sound to escape, particularly when the club's door is opened (which occurs every minute). Additionally, patrons tend to gather on the street near the club, engaging in loud conversations, drinking, and forming groups that create noise disturbances, causing both myself and my partner to be awakened during the night.

I kindly request a review of the club's license and continued monitoring of their compliance. This issue continues to recur because the club owners refuse to acknowledge any responsibility or demonstrate a willingness to address this problem, greatly affecting the quality of life for many Camberwell residents.

It is difficult to comprehend how a club without proper sound insulation, which attracts rowdy groups of people outside, is allowed to remain open in such proximity to residential apartments.

Kind Regards,

[REDACTED]

OTHER PERSON D

From: [REDACTED]
Sent: Tuesday, May 23, 2023 3:41 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: License no: 880248

To whom it may concern,

I would like to raise my support for the review of the above license for Planet Nollywood.

I am a resident of [REDACTED] and my flat essentially [REDACTED] onto Planet Nollywood.

There are frequent noise disturbances coming from this establishment, particularly at weekends, with loud music penetrating into my flat. In addition, because of the late hours, there is also frequent disturbances from the users of the establishment as they enter and exit at the late hours of the evening. The users normally congregate on the street before and after and sometimes continue their "partying" onto the street and into Camberwell Green. This has had a severe affect on my ability to sleep, particularly at the weekend.

I would note that I'm not against the establishment in its entirety, what I do not understand however is how they have a current license that allows them to operate to 5.30am Fri-Sun and 3.30am Mon-Thurs. In what world do the council think these are reasonable hours for a club to operate whilst located in a residential area with flats directly opposite? It defies all logic, particularly given most other pubs in residential areas are typically only licensed to 11pm Mon-Thurs and 12am-1am Fri-Sat.

To allow Planet Nollywood to continue operating to such ridiculous hours and disturbing local residents would be an outrage.

I trust this will be resolved.

Thanks,

[REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Monday, May 29, 2023 7:56 AM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: 880248 support

Hello,

I'd like to state my support for application 880248 against Planet Nollywood.

I've lived in [REDACTED] for nearly [REDACTED] years now and my flat is opposite the Green. Over this time I have called Southwark Council to log noise complaints multiple times.

I can hear the music and base in my flat as if it was being played in the room next to me - in one case it was so loud that when I opened my balcony door on the phone to the council they could also hear the music.

Being kept up till 5am is awful any day, but what is particularly ruining my quality of life in the flat is the Sunday night / early hours of Monday morning noise. I think it's completely unreasonable for any premise to have a license to blast music at this hour on a Monday morning, especially a premise with such poor sound proofing!

I can't remember the exact dates that I've phoned the council over the years, but I'd hope that they've been logging them (under [REDACTED]).

Please let me me know if there's anything I can do to support this case?

Thanks,

[REDACTED]

Licensing Act 2003 Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

875222

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
The Planet Nollywood 319 Camberwell Road London SE5 0HQ	
Ordnance survey map reference (if applicable), 532499176924	
Post town London	Post code SE5 0HQ
Telephone number [REDACTED]	

Where the licence is time limited the dates

Licensable activities authorised by the licence
Films - Indoors Indoor Sporting Event Live Music - Indoors Recorded Music - Indoors Performance of Dance - Indoors Entertainment Similar to live/recorded music - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises Sale by retail of alcohol to be consumed off premises Plays - Indoors Boxing or Wrestling - Indoors

The opening hours of the premises
For any non standard timings see Annex 2
Monday 10:00 - 03:30
Tuesday 10:00 - 03:30
Wednesday 10:00 - 03:30
Thursday 10:00 - 03:30
Friday 10:00 - 05:30
Saturday 10:00 - 05:30

Sunday	10:00 - 05:30
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Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

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

The times the licence authorises the carrying out of licensable activities

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

Films - Indoors

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Indoor Sporting Event

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Live Music - Indoors

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Recorded Music - Indoors

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Performance of Dance - Indoors

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Entertainment Similar to live/recorded music - Indoors

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Late Night Refreshment - Indoors

Monday	23:00 - 03:00
Tuesday	23:00 - 03:00
Wednesday	23:00 - 03:00
Thursday	23:00 - 03:00
Friday	23:00 - 05:00
Saturday	23:00 - 05:00
Sunday	23:00 - 05:00

Sale by retail of alcohol to be consumed on premises

Monday	10:00 - 03:00
Tuesday	10:00 - 03:00
Wednesday	10:00 -03:00
Thursday	10:00 - 03:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Sale by retail of alcohol to be consumed off premises

Monday	10:00 - 02:00
Tuesday	10:00 - 02:00
Wednesday	10:00 - 02:00
Thursday	10:00 - 02:00
Friday	10:00 - 05:00
Saturday	10:00 - 05:00
Sunday	10:00 - 05:00

Plays - Indoors

Monday	02:00 - 03:00
Tuesday	02:00 - 03:00
Wednesday	02:00 - 03:00
Thursday	02:00 - 03:00

Boxing or Wrestling - Indoors

Monday	09:00 - 23:00
Tuesday	09:00 - 23:00
Wednesday	09:00 - 23:00
Thursday	09:00 - 23:00
Friday	09:00 - 23:00
Saturday	09:00 - 23:00
Sunday	12:00 - 22:30

Part 2

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

Adekunle Adejumo

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

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

Adekunle Adejumo

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

Licence No [REDACTED]
Authority. London Borough of Lewisham

Licence Issue date 23/07/2021

[REDACTED]
Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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

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

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

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

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

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

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

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined

by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

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

it is reasonably available.

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

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

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either

(a) a holographic mark; or

(b) an ultraviolet feature.

489 The responsible person shall ensure that -

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

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

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

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

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

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

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

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

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

(b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V),$$

where-

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence;

(ii) the designated premises supervisor (if any) in respect of such a licence; or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax; (2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

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

111 This licence provides for the provision of private music and dancing entertainment that is promoted for private gain;

112 This licence allows for the premises to remain open for non standard timings as stated on the days below. Christmas eve, Christmas day, new years eve, New years day and August bank holidays 06.00 finish.

113 This licence allows for the premises to remain open for the sale or supply of alcohol for non standard timings as stated below on the following days: Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

114 This licence allows for the premises to extend the following licensable activities for non standard timings as stated below on the following days: Provision of regulated entertainment Plays, Films, Indoor Sporting Events, Live Music, Recorded Music, Performances of Dance, Anything of a similar discription. Provision of Entertainment Facilities Making Music, Dancing: on Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

115 This licence allows for the premises for the provision of late night refresment for non standard timings stated below on the following days: Christmas eve, Christmas day, new years eve, New years day and August bank holidays 05.30 finish.

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

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

c.In the event of failure of the normal lighting

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

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

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

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

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

180 a.The premises shall be effectively ventilated.

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

288 That CCTV system be installed upon the premises and be maintained in good working condition and be continually recording at all times the premises are in use under the licence. The CCTV system must be capable of capturing an image of every persons who enters the premises.

289 That all CCTV system footage shall be kept for a period of thirty-one (31) days and shall, upon request, be made immediately available to Officers of the police and the council.

290 That SIA registered door supervisors, at least one of whom shall be female, shall be employed at all times after 22:00 on Friday, Saturday and Sunday Nights until the terminal hour as detailed on the premises licence. They must be provided with hand held metal detection units in order to ensure searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants. One door supervisor will be supplied with a mechanical counting device to ensure the maximum accommodation limit is not exceeded and to monitor the number of persons on the premises at any one time.

293 All bar staff shall be trained in the prevention of incidents and accidents and a record of the dates and names of the staff trained kept.

298 That signs shall be displayed in the entrance foyer to the premises that state 'Drugs Free Zone' and 'NO SEARCH - NO ENTRY'; Management reserve the right to refuse entry'.

302 That all matters relating to drugs shall be in accordance with the Metropolitan Police Best Practice Guide on the handling of drugs in pubs and clubs;

303 That the Licensee shall require any outside promoter hiring the premises to complete the 'Hire Venue Agreement' provided by Southwark Council, and provide a copy of the completed agreement to the Police and the Licensing Unit a minimum of 14 days prior to the date of hire

307 That the total number of persons that may be accommodated at any one time within the premises shall not exceed a maximum of four hundred & sixty (460) persons; comprising of a maximum of three hundred & Fifty (350) persons in the ground floor and one hundred & ten (110) persons in the first floor.

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

312 Customers shall used no outside area after 22:00hrs other than those who temporarily leave the premises to smoke a cigarette. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.

313 That there shall be no movement of musical or amplification equipment, to or from the premises, between the hours of midnight and 08.00

319 That the entrances are lobbied and windows are to be kept closed at all times while the premises are in use under the licence.

324 Maintain contact with a local taxi firm on condition they are able to respond quickly to remove customers from the premises quickly and quietly.

325 That after 00.00 children under 16 shall not be admitted in any area where alcohol is sold and consumed

326 That all appropriate staff shall be trained in the age identification scheme required at the premises and records of training shall be kept and made available for inspection by authorised officers of the Council

327 That signs shall be displayed informing customers and staff that sales of alcohol will not be made to under 18s and that age identification will be required

328 That all staff employed to sell or supply alcohol shall be 18 years of age or over

329 That "Retailer Alert Bulletins" issued by the Portman Group under the Group's Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks shall be complied with

330 That a soft drinks pricing policy shall be compiled intended to ensure that consumption of soft drinks by young people is not discouraged. The policy and revisions to the policy shall be provided to the Council's Trading Standards Service

332 All children on the premises under 18 will be accompanied by a parent or responsible adult at all times

333 That an age identification scheme shall be established and maintained. The scheme shall

a. Require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to responsible staff to be under the age of 16 who is attempting to gain admission to any area where alcohol is sold or consumed after 21.00

b. Require the production of evidence of age (comprising any PASS accredited card or passport or driving licence) from any person appearing to staff engaged in selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol

336 A personal licence holder shall be on the premises at all times that intoxicating liquor is supplied

340 Recorded music will be reduced to background level during the wind down period to create a mood change to help with the dispersal of patrons.

341 That the premises licence holder and/or designated premises supervisor join and support a local pub watch scheme should there be one in existence for the area in which the premises is located.

343 Additional waiter/waitress will be employed to collect empty bottles immediately

344 That an ID scanning system to the reasonable satisfaction of police be installed and maintained. The system should be capable of sharing information about banned customers with other venues, identify the hologram of an ID and read both passports and ID cards, able to identify fake or forged ID documents to a reasonable standard. The system will be in operation at all times whilst the ground floor of

the premises are in operation under the premises licence. All persons that enter the premises including all SIA registered door supervisors, patrons, DJs and associated staff will be scanned and have their details recorded on the system. The details shall be stored and made available on request for a period of no less than 31 days. That the ID scanning system will be in operation for all events on the ground floor from 22:00hrs save for those events where 7 days notice has been given to the police Licensing Unit and Police consent is obtained. A copy should be made available on request by authorised officers from the council or police.

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

8AB All staff involved in the sale of alcohol shall be trained in the agecheck '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.

8AC Agecheck 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 agecheck 'Challenge 25' policy applies and proof of age may be required

8AI 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 the Council's authorised officers or the Police.

808 There shall be no new admissions or re-admissions of the public to the premises after 02.30 on Fridays and Saturdays and Sundays.

809 A sound limiter shall be installed at the premises with levels set in conjunction with the council's environmental protection team.

840 Drinks shall not be allowed outside the premises at any time.

8AD That at least two SIA registered door supervisors, at least one of whom shall be female, shall be employed at all times after 22:00hrs on Friday, Saturday and Sunday nights until the terminal hour as detailed on the premises licence. They must be provided with hand held metal detection units in order to ensure searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants. One door supervisor will be supplied with a mechanical counting device to ensure the maximum accommodation limit is not exceeded and to monitor the number of persons on the premises at any one time

841 That the premises will serve all beverages in polycarbonate or plastic containers with the exception of bottles of still or sparkling wine which shall be allowed in the restaurant area only.

Annex 4 - Plans - Attached

Licence No. 875222

Plan No. 32197/235

Plan Date 8 November 2004

From: Heron, Andrew
Sent: Thursday, October 6, 2022 5:06 PM
To:
Subject: Planet Nollywood - Complaint

Dear Adekunle Adejumo,

Southwark Council has received a complaint about noise and nuisance from your premises. The complainant states that there is excessive noise from music and from patrons on egress, especially on a Sunday night.

I have arranged for The Metropolitan Police to visit your premises to discuss the matter with you.

Please make sure that when your patrons are departing, that they leave the locality quickly and quietly so as to cause a minimum impact on the residents around you.

You are reminded that the following conditions are on your premises licence:

- 311 That notices shall be displayed and announcements made requesting that customers leave the premises in a quiet and orderly manner
- 312 Customers shall use no outside area after 22:00hrs other than those who temporarily leave the premises to smoke a cigarette. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.
- 319 That the entrances are lobbied and windows are to be kept closed at all times while the premises are in use under the licence.
- 340 Recorded music will be reduced to background level during the wind down period to create a mood change to help with the dispersal of patrons.
- 809 A sound limiter shall be installed at the premises with levels set in conjunction with the council's environmental protection team.

Section 136 (1) (a) of The Licensing Act 2003, which states that:

“A person commits an offence if -

(a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or

(b) knowingly allows a licensable activity to be so carried on.

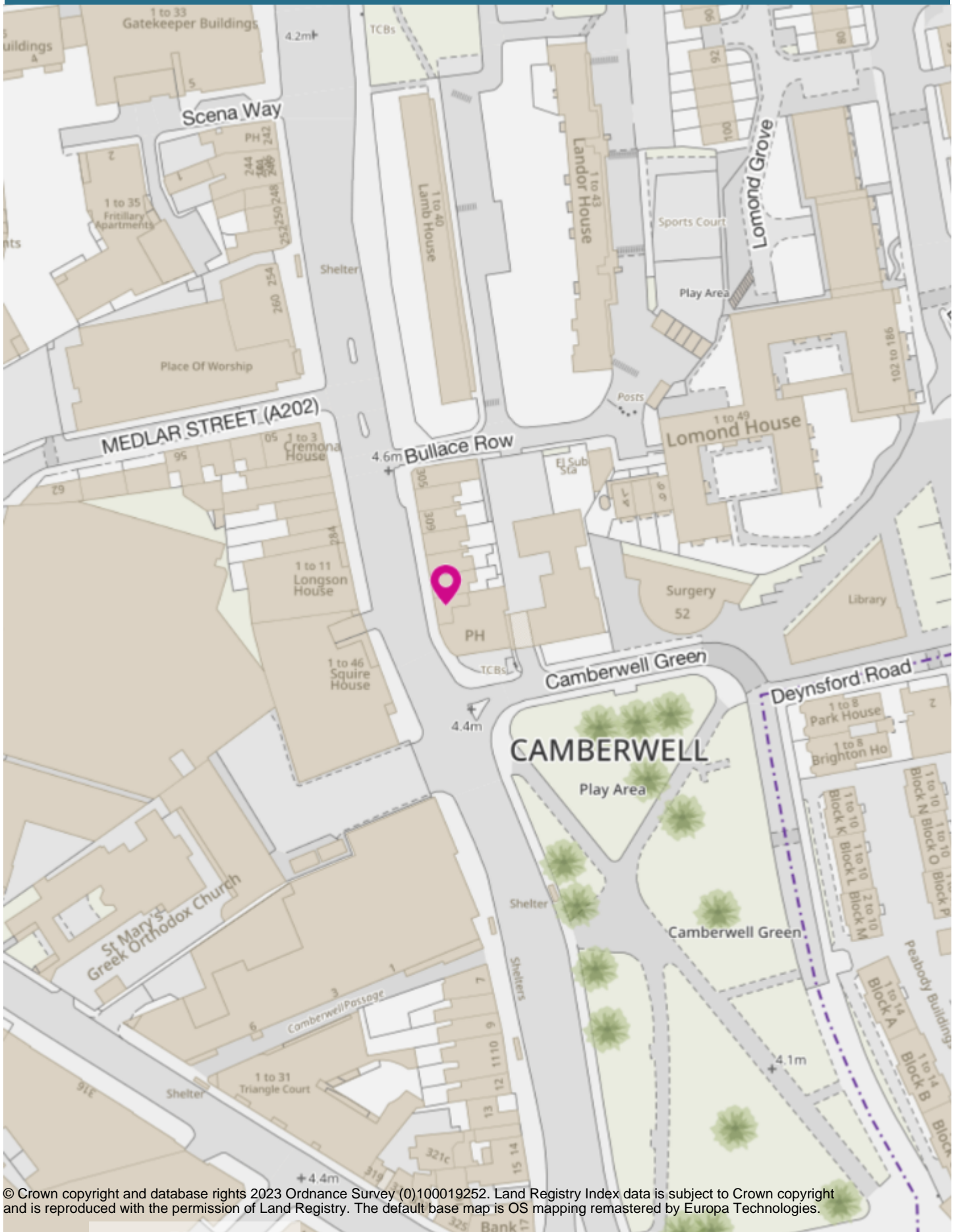
You must ensure that the hours listed and the conditions attached to the Operating Schedule of your licence are adhered to. A further visit will be made to check on these matters. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or an unlimited fine.

Please be advised that the resident may also initiate a review of your premises licence, if they believe that you are failing to promote one or more of the four licensing objectives.

I hope this warning will ensure that compliance is achieved and no further action will be required. Thank you in anticipation of your co-operation

Regards,

Andrew Heron
Pronouns: He/Him
Team Leader - Licensing
London Borough of Southwark
Regulatory Services – Environment & Leisure
020 7525 5767



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Scale = 1:100,000,000

15-Jun-2023

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LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2023-24

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

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Councillor Renata Hamvas (Chair)	1	Debra Allday, legal team	
Councillor Charlie Smith	1	Toyin Calfos, legal team	
Councillor Ian Wingfield	1	Charlotte Precious, legal team	
		Andrew Heron, licensing team	
Reserve		Wesley McArthur, licensing team	
Councillor Barrie Hargrove	1	Matt Tucker, licensing team	
		Jayne Tear, licensing team	
		Andrew Weir, constitutional team	
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