

## Licensing Sub-Committee

Tuesday 24 October 2023

10.00 am

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

### Membership

Councillor Renata Hamvas (Chair)  
Councillor Barrie Hargrove  
Councillor Ian Wingfield

### Reserves

Councillor Charlie Smith

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## INFORMATION FOR MEMBERS OF THE PUBLIC

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### Access to information

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### Contact

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

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Members of the committee are summoned to attend this meeting

**Althea Loderick**

Chief Executive

Date: 16 October 2023



# Licensing Sub-Committee

Tuesday 24 October 2023  
10.00 am

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## Order of Business

Item No.	Title	Page No.
	<b>PART A - OPEN BUSINESS</b>	
1.	<b>APOLOGIES</b>	
	To receive any apologies for absence.	
2.	<b>CONFIRMATION OF VOTING MEMBERS</b>	
	A representative of each political group will confirm the voting members of the committee.	
3.	<b>NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT</b>	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	<b>DISCLOSURE OF INTERESTS AND DISPENSATIONS</b>	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	<b>LICENSING ACT 2003: STAR ONE SUPERMARKET, UNITS 1 AND 2 NORTHCHURCH, DAWES STREET, LONDON SE17 2AQ</b>	1 - 40
6.	<b>LICENSING ACT 2003: GALAXY RESTAURANT AND KARAOKE 211 WALWORTH ROAD, LONDON SE17 1RL</b>	41 - 86

**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: 16 October 2023

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 24 October 2023	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report Title</b>		Licensing Act 2003: Star One Supermarket, Units 1 and 2 Northchurch, Dawes Street, London SE17 2AQ	
<b>Ward(s) of group(s) affected</b>		Faraday	
<b>From</b>		Strategic Director of Environment, Neighbourhoods and Growth	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made by Rajenthiran Pratheepan for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Star One Supermarket, Units 1 and 2 Northchurch, Dawes Street, London SE17 2AQ.
2. Notes:
  - a) This application forms a new application for a premises licence, submitted under Section 17 of the Licensing Act 2003. The application was subject to two representations which, at the time of writing this report, remain outstanding. Therefore, the application has been referred to the Sub-Committee for determination.
  - b) Paragraphs 8 to 12 of this report provide a summary of the application under consideration by the Sub-Committee, which can be found at Appendix A.
  - c) Paragraphs 13 to 21 of this report deal with the representations submitted, which can be found at Appendixes B and C. A map showing the location of the premises is attached to this report as Appendix D.
  - d) A copy of the council's approved procedure for hearings of the Sub-Committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing 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 25 August 2023, Rajenthiran Pratheepan applied for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as Star One Supermarket, Units 1 and 2 Northchurch, Dawes Street, London SE17 2AQ.
9. The nature of the application, as shown in the original application form, is as follows:

“This is a local supermarket run by the applicant over [two] years. The store is [an] essential store for [locals] to buy their day to day needs.”
10. The application form, which can be found at Appendix A, shows the following hours applied for:
  - The supply of alcohol – to be consumed off the premises:
    - Monday to Sunday: 06:00 to 23:00
  - Opening hours:
    - Monday to Sunday: 06:00 to 23:00.
11. In addition, the applicant has offered thirteen additional conditions in their application form to help uphold the four licensing objectives.

### **Designated premises supervisor**

12. The proposed designated premises supervisor is Rajenthiran Pratheepan, who holds a personal licence issued by the London Borough of Waltham Forest.

### **Representations from responsible authorities**

13. As mentioned above, representations were received from the Metropolitan Police Service and trading standards.
14. The representation from the police related to the application not containing any particular control measures restricting the sale of low cost high strength alcohol, thereby putting the licensing objectives at risk. Consequently, they suggested the adoption of the following condition on any prospective premises licence:
  - No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.
15. The police representation can be found at Appendix B.
16. The representation from trading standards highlighted significant concern about the application, querying who was actually in control of the premises. These concerns had been raised following at least two other individuals applying for premises licences when it appeared that an original licence holder, Mr Kanupalan (who had his licence revoked), was still in control of the businesses and premises.
17. Originally, Mr Kunapalan had his premises licence revoked on 23 April 2018 by the licensing sub-committee. Following this, Mr Kunapalan unsuccessfully attempted to transfer the premises licence to his brother, a Mr Sudarapalan, and an appeal that initially lodged to contest this was subsequently withdrawn on 23 April 2018. There was, therefore, no premises licence in place to sell alcohol.

On 28 August 2021, Mr Sudarapalan applied for a premises licence in his own right. However, following a visit to the premises on 11 September 2018, Mr Kunapalan was still evidently running the premises and attempting to sell alcohol without a licence. Indeed, Mr Kunapalan confirmed to officers that, whilst he was still the owner of the premises, his brother had indeed applied for the premises licence. Mr Kunapalan was reminded of the inability to sell alcohol because no premises licence existed at the point his appeal was dropped on 23 April 2018. The licensing Sub-Committee heard, and subsequently refused Mr Sudarapalan's application on 12 November 2018.

On 24 May 2019, Mrs Pratheepan (the current applicant's wife) applied for a premises licence, although it was discovered that the lease was still in Mr Kunapalan's name. Also, the unsigned contractual documentation between her and Mr Kunapalan allowed him to unilaterally take back control of the business should he so wish. A Land Registry Search on 8 November 2019 also confirmed that lease for the property was still in the name of Mr Kunapalan. In their view Mr Kunapalan was still the controlling person behind the business and, ultimately, Mrs Pratheepan's application was refused by the licensing sub-committee on 20 January 2020.

18. Trading standards have indicated that they are willing to work with the new Applicant regarding prospective conditions. However, they would need to be provided with some evidence that Mr Kanapalan does, and will, not have any access or control over the premises and business.
19. The representation from trading standards can be found at Appendix C.

### **Representations from other persons**

20. No other representations were received in respect of this application.

### **Conciliation**

21. At the time of writing this report, both representations remain in place, creating the need for the sub-committee to consider the application. Should any further updates arise before the commencement of the hearing, all parties will be made aware of the same.

### **Map**

22. A map showing the location of the premises is attached to this report as Appendix D and the following licensed premises is within the immediate vicinity:

#### **Chris Convenient Store, 100 Dawes Street, London E17 2EB:**

- Sale by retail of alcohol (to be consumed off the premises):
  - Monday to Saturday: 08:00 to 23:00
  - Sunday: 10:00 to 22:30
- Opening hours:
  - Monday to Saturday: 08:00 to 23:00
  - Sunday: 10:00 to 22:30.

### **Southwark Council statement of licensing policy**

23. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
24. 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.
25. 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.
26. 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://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

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

27. The premises does not fall within a CIA.
28. Under the Southwark statement of licensing policy 2021 – 2026, the following closing times are recommended as appropriate within this area:
- Restaurants and cafes:
    - Monday to Sunday: 23:00

- Public houses, wine bars or other drinking establishments:
  - Monday to Sunday: 23:00
- Off licenses:
  - Monday to Sunday: 23:00
- Cinemas:
  - Monday to Sunday: 23:00.

29. It should be noted that takeaways and nightclubs are not considered suitable for this area.

### **Climate change implications**

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

31. 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.

32. 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.

33. 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**

34. 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**

35. 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.

36. 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.
37. 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>.
38. The equalities impact assessment is available at:
- <https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

### **Health impact statement**

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

### **Resource implications**

40. A fee of £190 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**

41. 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**

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

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

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

46. 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.
47. 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.
48. 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**

49. 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.
50. The four licensing objectives are:
- The prevention of crime and disorder
  - Public safety
  - The prevention of nuisance
  - The protection of children from harm.
51. 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.

52. 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.
53. 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**

54. 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**

55. 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.
56. 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**

57. 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.
58. 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.
59. 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.
60. 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.
61. 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.
62. 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.
63. 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.
64. 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

65. 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

66. 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	Premises licence application
Appendix B	Metropolitan Police Service epresentation
Appendix C	Trading standards representation.
Appendix D	Premises map

## AUDIT TRAIL

<b>Lead Officer</b>	Caroline Bruce, Strategic Director of Environment, Neighbourhoods and Growth	
<b>Report Author</b>	Matt Tucker, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	11 October 2023	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Assistant Chief Executive - Governance and Assurance	Yes	Yes
Strategic Director, Finance	No	No
<b>Cabinet Member</b>	No	No
<b>Date final report sent to Constitutional Team</b>		12 October 2023

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

25/08/2023

Business - Application for a premises licence to be granted under the Licensing Act 2003  
Ref No. 2071397

## 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

RAJENTHIRAN PRATHEEPAN
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## Notes for Guidance

- 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.
- 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)

£	19000
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

#### Premises trading name

STAR ONE SUPERMARKET
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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	UNITS 1 AND 2
Address Line 2	NORTHCHURCH DAWES STREET
Town	LONDON
Post code	SE17 2AQ
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	PRATHEEPAN
Forenames	RAJENTHIRAN
Date of birth	██████████
I am 18 years old or over	Yes
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?

	01/10/2023
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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 )

	THIS IS A LOCAL SUPERMARKET RUN BY THE APPLICANT OVER 2 YEARS. THE STORE IS ESSENTIAL STORE FOR LOCAL TO BUY THEIR DAY TO DAY NEEDS. THE STORE IS ALSO LARGE AND HAS HIGH BUSINESS RATE ETC
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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
--	----------------

**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)


Provision of 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.

J - Supply of Alcohol

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

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

Day	Start	Finish
Mon	06:00	23:00
Tues	06:00	23:00
Wed	06:00	23:00
Thur	06:00	23:00
Fri	06:00	23:00
Sat	06:00	23:00
Sun	06:00	23:00

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

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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 )

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

	DPS-CONSENT.pdf
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- For example (but not exclusively), where the activity will occur on additional days during the summer months.
- For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 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	RAJENTHIRAN
Surname	PRATHEEPAN

DOB

Date Of Birth	[REDACTED]
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Address of proposed designated premises supervisor

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

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

Personal licence number ( if known )	[REDACTED]
Issuing authority ( if known )	WALTHAM FOREST

K

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

	NONE
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9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.



L - Hours premises are open to public

- For example (but not exclusively), where the activity will occur on additional days during the summer months.
- For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 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	06:00	23:00
Tues	06:00	23:00
Wed	06:00	23:00
Thur	06:00	23:00
Fri	06:00	23:00
Sat	06:00	23:00
Sun	06:00	23:00

State any seasonal variations ( Please read guidance note 5 )

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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 )

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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 )

	<ol style="list-style-type: none"> <li>The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</li> <li>All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</li> <li>Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</li> <li>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</li> </ol>
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	<p>inspection at the premises on request by Council authorised officers or the Police.</p> <p>5. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.</p> <p>6. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.</p> <p>7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>8. All off sales of alcohol shall be made in sealed containers for consumption away from the premises</p> <p>9. Staff shall ensure that their customers do not loiter outside the premises so as to cause nuisance to their neighbours</p> <p>10. That 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 shall be kept pertaining to such training. The records will be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.</p> <p>11. An age till prompt system will be utilised at the premises in respect of all age restricted products</p> <p>12. All spirits shall be displayed on shelves behind the serving counter of the premises</p> <p>13. There shall be an incident report register in which full details of all incidents are recorded. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The register shall be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or the Police upon request.</p>
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## b) the prevention of crime and disorder

	<p>1. The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</p> <p>2. All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</p> <p>3. Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</p> <p>4. A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.</p> <p>5. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.</p>
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	<p>The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.</p> <p>6. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.</p> <p>7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>8. All off sales of alcohol shall be made in sealed containers for consumption away from the premises</p> <p>9. Staff shall ensure that their customers do not loiter outside the premises so as to cause nuisance to their neighbours</p> <p>10. That 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 shall be kept pertaining to such training. The records will be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.</p> <p>11. An age till prompt system will be utilised at the premises in respect of all age restricted products</p> <p>12. All spirits shall be displayed on shelves behind the serving counter of the premises</p> <p>13. There shall be an incident report register in which full details of all incidents are recorded. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The register shall be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or the Police upon request.</p>
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## c) public safety

	<p>1. The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</p> <p>2. All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</p> <p>3. Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</p> <p>4. A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.</p> <p>5. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises</p>
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	<p>entrance.</p> <p>6. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.</p> <p>7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>8. All off sales of alcohol shall be made in sealed containers for consumption away from the premises</p> <p>9. Staff shall ensure that their customers do not loiter outside the premises so as to cause nuisance to their neighbours</p> <p>10. That 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 shall be kept pertaining to such training. The records will be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.</p> <p>11. An age till prompt system will be utilised at the premises in respect of all age restricted products</p> <p>12. All spirits shall be displayed on shelves behind the serving counter of the premises</p> <p>13. There shall be an incident report register in which full details of all incidents are recorded. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The register shall be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or the Police upon request.</p>
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d) the prevention of public nuisance

	<p>1. The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</p> <p>2. All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</p> <p>3. Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</p> <p>4. A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.</p> <p>5. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.</p> <p>6. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the</p>
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	<p>request of Police or authorised officer throughout the entire 31-day period.</p> <p>7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>8. All off sales of alcohol shall be made in sealed containers for consumption away from the premises</p> <p>9. Staff shall ensure that their customers do not loiter outside the premises so as to cause nuisance to their neighbours</p> <p>10. That 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 shall be kept pertaining to such training. The records will be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.</p> <p>11. An age till prompt system will be utilised at the premises in respect of all age restricted products</p> <p>12. All spirits shall be displayed on shelves behind the serving counter of the premises</p> <p>13. There shall be an incident report register in which full details of all incidents are recorded. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The register shall be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or the Police upon request.</p>
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e) the protection of children from harm

	<p>1. The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</p> <p>2. All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</p> <p>3. Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</p> <p>4. A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.</p> <p>5. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.</p> <p>6. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.</p> <p>7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This</p>
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<p>staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.</p> <p>8. All off sales of alcohol shall be made in sealed containers for consumption away from the premises</p> <p>9. Staff shall ensure that their customers do not loiter outside the premises so as to cause nuisance to their neighbours</p> <p>10. That 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 shall be kept pertaining to such training. The records will be updated every 6 months and shall be made immediately available to officers of the police and the council upon request.</p> <p>11. An age till prompt system will be utilised at the premises in respect of all age restricted products</p> <p>12. All spirits shall be displayed on shelves behind the serving counter of the premises</p> <p>13. There shall be an incident report register in which full details of all incidents are recorded. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The register shall be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or the Police upon request.</p>
---

## Guidance note 10

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

Please upload a plan of the premises

PREMISES-PLAN.pdf

Please upload any additional information i.e. risk assessments

## Checklist

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

## Home Office Declaration

Please tick to indicate agreement

I am 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)

--	--

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

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	NIRA SURESH
Date (DD/MM/YYYY)	25/08/2023
Capacity	LICENSING AGENT

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

Full name	
Date (DD/MM/YYYY)	
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	ARKA LICENSING CONSULTANTS TRIDENT BUSINESS CENTRE 89 BICKERSTETH ROAD LONDON SW17 9SH
Telephone No.	
If you prefer us to correspond with you by e-mail, your email address (optional)	contact@arkalicensing.co.uk

**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.

**From:** [Ian.Clements@met.police.uk](mailto:Ian.Clements@met.police.uk) <[Ian.Clements@met.police.uk](mailto:Ian.Clements@met.police.uk)>  
**Sent:** Friday, September 29, 2023 12:26 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** [mark.A.Lynch@met.police.uk](mailto:mark.A.Lynch@met.police.uk); [REDACTED]  
**Subject:** Star One 1&2 North Church

Please find the above attached letter of representation with regard to the above new premises licence application.

Kind Regards

Ian Clements PC 2362 AS

NOTICE - This email and any attachments are solely for the intended recipient and may be confidential. If you have received this email in error, please notify the sender and delete it from your system. Do not use, copy or disclose the information contained in this email or in any attachment without the permission of the sender. Metropolitan Police Service (MPS) communication systems are monitored to the extent permitted by law and any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude binding agreements on behalf of the MPS by email and no responsibility is accepted for unauthorised agreements reached with other personnel. While reasonable precautions have been taken to ensure no viruses are present in this email, its security and that of any attachments cannot be guaranteed.





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: 0207 232 6756

Email:

SouthwarkLicensing@met.police.uk

**Our**                      **MD/21/IJC1/23**  
**reference:**

**Date:**                      **29<sup>th</sup> September 2023**

**Re:- Star One Supermarket Unit 1&2 North Church Dawes Street SE17 2AQ**

Dear Sir/Madam

Police are in receipt of an application from the above for a new premises licence to operate as an off licence. The hours applied for are inside that recommended within Southwark's Statement of licensing policy.

The applicant has provided a number of control measures with regard to the promotion of the licensing objectives. I note that the application does not contain and particular control measures restricting the sale of low cost high strength alcohol. These particular products are linked to the cause of alcohol related anti-social behaviour and alcohol related illnesses including alcohol dependency

Police object to the granting of this licence on the grounds that it does not fully promote the prevention of crime and disorder and public nuisance licensing objectives.

Police request the applicant amends the operating schedule to include the following control measure to address this concern.

1. No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

Submitted for your consideration, Police would welcome the opportunity to conciliate with the applicant should the need arise.

Yours Sincerely

**PC Ian Clements 2362 AS**  
Licensing Officer  
Southwark Police Licensing Unit

**From:** Moore, Ray <[Ray.Moore@southwark.gov.uk](mailto:Ray.Moore@southwark.gov.uk)>  
**Sent:** Tuesday, September 12, 2023 3:56 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>; ARKA LICENSING <[REDACTED]>  
**Cc:** Forrest, Yemisi <[Yemisi.Forrest@Southwark.gov.uk](mailto:Yemisi.Forrest@Southwark.gov.uk)>  
**Subject:** Application for a new premises license, Mr Rajenthiran PRATHEEPAN T/A "Star One Supermarket", Units 1 & 2 Northchurch, Dawes Street, London, SE17 2AQ Ref: 881022

Trading Standards are in receipt of an application for the above premises by Mr Rajenthiran PRATHEEPAN for a new premises license. His wife Mrs Janani PRATHEEPAN put in for a new premises license in 2019 which was refused at the Licensing Sub Committee on 21<sup>st</sup> January 2020. This premises had previously had its premises license revoked by the Licensing Subcommittee.

Trading Standards, as a responsible authority, are putting in representations with respect to this application under all the licensing objectives. The following is from the previous representations put in by Trading Standards in relation to Mrs PRATHEEPAN's application. Current business rates show that the business rates are as follows:-

26-APR-2019 to (open)

Liabile Parties

J/S Mr Rajenthiran & Mrs Janani Pratheepan, Mr Pirasanna Siva

Property Address

1-2 Northchurch, Dawes Street, London , SE17 2AQ

Trading Standards representations in relation to the last application:-

"As a responsible authority under the Licensing Act 2003, Trading Standards are in receipt of an application from Janani PRATHEEPAN for a new premises licence in respect of the above address and respond accordingly with representations made under the Licensing Objectives. Trading Standards are objecting to this new application on the basis of the licensing objectives "the prevention of crime and disorder". It should be noted that trading standards originally brought a review for this premises that was heard at the licensing subcommittee on 23rd April 2018. The panel revoked the license and this revocation was appealed by the then Premises

License Holder, Mr Murugesu KUNAPALAN. There was an attempt to transfer the license in an application made by the premises license holders brother, Mr Murugesu SUDARAPALAN dated 11th July 2018. The police put in objections to this attempt to transfer the license and the application to transfer the license was withdrawn prior to any hearing on the matter. Police objections to the transfer attached pdf. In a letter dated 26th July 2018 the appeal put in by the solicitors of Mr Murugesu KUNAPALAN (Hartley Bain Solicitors) formally withdrew the appeal. Pdf of Notice of decision for 23rd April 2018 attached. On 28th August 2018 this authority received an application for a new premises license from Murugesu SUDARAPALAN. This is the brother of the previous premises license holder who holds a personal license with Kingston and Sutton shared Environmental Service, personal license number 18/00588/LAPERK. It should be noted that this individual has a spent previous conviction for selling counterfeit vodka that was injurious to health from an off license trading as "Esher Wines" on Esher High Street, Esher, Surrey. I produce a press article relating to this prosecution from 2009 taken by Surrey Trading Standards. <https://www.getsurrey.co.uk/news/local-news/eshes-wines-owner-fined-selling-4823570> pdf attached. Mr Ray MOORE from the Trading Standards Team visited the premises on Tuesday 11th September 2018 accompanied by a licensing officer, Mr Justin WILLIAMS, and two police officers from the Night Time Economy Team, PC Mark LYNCH MD 296 and PC Jonathan DUCKER MD491. The premises is now split into two separate businesses but the one previously trading as KG2P (now "Star One Supermarket") takes up the right hand side of the store as you enter. One man was behind the counter in this section with no one else working there. This is the person that Ray MOORE recognised as the previous premises license holder and owner of the business, Mr Murugesu KUNAPALAN. The alcohol was still on the shelves; behind the counter and in the chiller units but covered with sheets, although clearly visible in gaps. Mr MOORE took pictures of this and took details from Murugesu KUNAPALAN. He confirmed that he was Mr Murugesu KUNAPALAN, that he was the owner of the business and that it was his brother that had applied for a new premises license for the business. He also confirmed that he leased the premises from the London Borough of Southwark. Mr MOORE took pictures of the set up in the business and gave Mr KUNAPALAN a notice to get the alcohol removed from the shop within the next 24 hours as it did not have a premises license and that the previous license ceased to apply when the appeal against revocation

was dropped on 26th July 2018. This matter was heard by the by the Licensing Sub Committee on 12th November 2018 and the application was refused.

On 24th May 2019 the current applicant applied for a new premises license for this premises. It was discovered that the lease for the premises was still with the person whose license had previously been revoked, Mr Murugesu KUNAPALAN. On 5th June 2019 Ray MOORE from the trading standards team visited the premises and noted the following:- "Visit wrt new application. Spoke to applicant on phone.... he e-mailed me a copy of a business management agreement limited to less than 2 years and with a unilateral exit clause. Spoke with traders solicitor and advised that he and his client should withdraw application. New applicant also had issues with licensing sub committee in Tower Hamlets. Gave until Friday 14th June to withdraw application. Clients solicitor.. Phone number: [REDACTED]" The issue that arose was that the lease for the premises with the London Borough of Southwark remained with Mr Murugesu KUNAPALAN. An unsigned sub lease was produced. See attached pdf. This effectively allowed Mr KUNAPALAN to unilaterally take back control of the business. A search of the Land Register for 8th November 2019 showed that the lease is still with Mr KUNAPALAN and there has been no attempt to transfer. There is therefore no change from when the current applicant applied for a new license in May of 2019. This application should therefore be refused by the subcommittee as the controlling mind of the business is still Mr KUNAPALAN. See attached land registry record for 8th November 2019."

**If the applicant can produce a lease that does not give Mr KUNAPALAN access and control over the premises then we can discuss conditions.**

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment, Neighbourhoods and Growth

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

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

[www.southwark.gov.uk/TradingStandards](http://www.southwark.gov.uk/TradingStandards)

Need advice on consumer issues? Visit Citizens Advice via

[www.direct.gov.uk/consumer](http://www.direct.gov.uk/consumer)

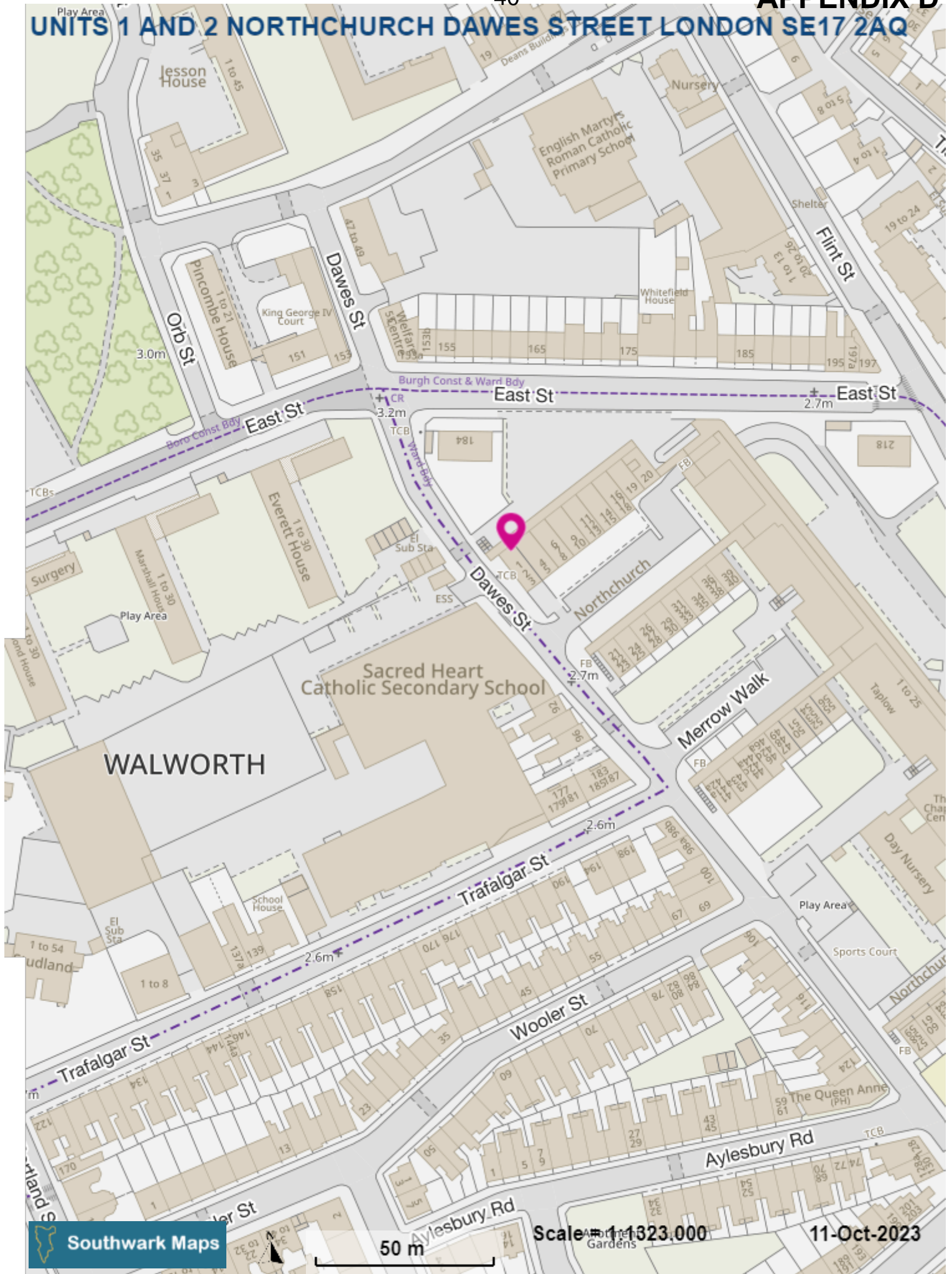


<http://www.southwark.gov.uk/business/trading-standards-and-food-safety/illegal-tobacco-e-cigarettes-and-shisha>

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



UNITS 1 AND 2 NORTHCHURCH DAWES STREET LONDON SE17 2AQ



Southwark Maps

50 m

Scale = 1:1323,000

11-Oct-2023

<b>Item No.</b> 6.	<b>Classification:</b> Open	<b>Date:</b> 24 October 2023	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report Title</b>		Licensing Act 2003: Galaxy Restaurant and Karaoke 211 Walworth Road, London SE17 1RL	
<b>Ward(s) of group(s) affected</b>		North Walworth	
<b>From</b>		Strategic Director of Environment, Neighbourhoods and Growth	

## RECOMMENDATION

That the licensing sub-committee considers an application made by VX Capital Limited to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Galaxy Restaurant and Karaoke, 211 Walworth Road, London SE17 1RL.

### 1. Notes:

- a) The application seeks to vary the premises licence held in respect of the premises known as Galaxy Restaurant and Karaoke under section 34 of the Licensing Act 2003. Existing permitted licensable activities are not under consideration at this meeting. The variation application is subject to representations submitted by one responsible authority.
- b) Paragraph 7 of this report provides a summary of the current premises licence issued in respect of the premises and a copy of this is attached to this report as Appendix A.
- c) Paragraphs 8 of this report provide a summary of the application and a copy of this is attached as Appendix B.
- d) Paragraphs 9 to 12 of this report deal with the representation submitted in respect of the application and a copy of this is attached as Appendix C. Appendix D also contains a copy of the original Decision Notice for the initial premises licence granted in this case on 30 January 2020. A map showing the location of the premises is attached to this report as Appendix E.
- e) 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

#### 2. 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.
3. Within Southwark, the licensing responsibility is wholly administered by this council.
  4. 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.
  5. 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.
  6. 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 current premises licence**

7. A premises licence was first issued in respect of the premises known as Galaxy Restaurant and Karaoke, 211 Walworth Road, London, SE17 1RL was first issued on 30 January 2020. Whilst this has been amended since then (see Paragraphs 14 to 19 below), the current premises licence dated 24 January 2022 allows for the following licensable activities:
  - **Opening hours of the premises:**
    - Sunday to Thursday: 11:30 to 02:30
    - Friday and Saturday: 11:30 to 03:30
  - **Recorded music – indoors:**
    - Sunday to Thursday: 23:00 to 02:00
    - Friday and Saturday: 23:00 to 03:00

- **Entertainment similar to live/recorded music/dance – indoors:**
  - Sunday to Thursday: 11:30 to 02:00
  - Friday and Saturday: 11:30 to 03:00
- **Late night refreshment – indoors:**
  - Sunday to Thursday: 23:00 to 02:00
  - Friday and Saturday: 23:00 to 03:00
- **Sale by retail of alcohol to be consumed (on and off the premises):**
  - Sunday to Thursday: 11:30 to 02:00
  - Friday and Saturday: 11:30 to 03:00.

A copy of the existing premises licence is attached as Appendix A.

### **The variation application**

8. On 6 September 2023, VX Capital Limited applied to this council to vary the premises licence granted under the Licensing Act 2003 in respect of the premises known as Galaxy Restaurant and Karaoke, 211 Walworth Road, London SE17 1RL. The premises purpose and nature of the variation, which also contains a change in address for the designated premises supervisor (DPS), is described within the application (Appendix B) as follows:

- **To change the opening hours of the premises:**
  - Monday to Sunday: 11:30 to 03:30
- **To change the hours for recorded music – indoors:**
  - Monday to Sunday: 11:30 to 03:00.
- **To change the hours for entertainment similar to live/recorded music/dance – indoors:**
  - Monday to Sunday: 11:30 to 03:00
- **To remove the following conditions from the premises licence, which currently reads as follows:**

362 That if more than four of the karaoke rooms are in use after 20.00hrs, then an SIA registered door supervisor shall be employed at the premises until the premises is closed, the last customer has left and all customers have dispersed from the premises.

364 That there shall be no admission to the Karaoke rooms other than to pre-booked groups, which must be booked before 17.00 on the date for which the booking is due or for bookings due between midnight and 03.30, by 17.00 on the day before the date for which the booking is due.

- **To add the following conditions on the Premises Licence to help, according to the applicant, align with other similar premises they manage elsewhere:**
  1. All karaoke session after 22:00 must either be booked in advance, or when customers arrive at the premises after 22:00 without a booking, they must provide the following details for the main guest in the group:
    - (a) Full name (backed up by a form of ID).
    - (b) Contact telephone number.
    - (c) E-mail address.
  2. That if more than four of the karaoke rooms are in use after 22.00, then an SIA registered door supervisor shall be employed at the premises until the premises is closed, the last customer has left and all customers have dispersed from the premises.

### **Representations from responsible authorities**

9. A representation was received from Metropolitan Police Service.
10. The police representation raised issue with the premises not having a grace period before closure which, in their view, could lead to noise nuisance from patrons being ejected from the premises all at the same time. Concerns were also made about the removal of conditions 362 and 364 as these are, in their view, primarily meant to prevent anti-social behaviour and help protect staff.
11. The police representation can be found at Appendix C.

### **Conciliation**

12. As of the time of writing this report, we have yet to receive notification that the police are withdrawing their representation, thus presenting the need for a sub-committee to consider the application.

### **Representations from other persons**

13. Representations have not been received by any other persons in this case.

### **Premises licensing history**

14. The original premises licence in respect of the premises was issued to VX Capital Ltd on 30 January 2020 (Appendix D) and allowed for the following:
  - **The opening hours of the premises:**
    - Sunday to Thursday: 16:00 to 02:30
    - Friday and Saturday: 16:30 to 03:30
  - **Recorded music – indoors:**
    - Sunday to Thursday: 23:00 to 02:00
    - Friday and Saturday: 23:00 to 03:00

- **Entertainment similar to live/recorded music/dance – indoors:**
    - Sunday to Thursday: 11:30 to 02:00
    - Friday and Saturday: 11:30 to 03:00
  - **Late night refreshment – indoors:**
    - Sunday to Thursday: 23:00 to 02:00
    - Friday and Saturday: 23:00 to 03:00
  - **Sale by retail of alcohol to be consumed (on the premises):**
    - Sunday to Thursday: 18:00 to 02:00
    - Friday and Saturday: 18:30 to 03:00
  - **Sale by retail of alcohol to be consumed (off the premises):**
    - Sunday to Thursday: 18:00 to 22:00
    - Friday and Saturday: 18:30 to 22:00.
15. On 3 December 2020, a minor variation was granted to permit the alteration of the premises to allow for alcohol and karaoke as ancillary to their main food offer.
  16. On 6 January 2021, a minor variation was granted to facilitate changes to the kitchen and staff access areas of the premises.
  17. On 15 October 2021, a DPS variation took place.
  18. On 24 January 2022, a variation application was granted for the following:
    - A change in the opening hours of the premises to 11:30 Monday to Sunday.
    - The bringing forward of commencement of serving alcohol (both for consumption on and off the premises) to 11:30 Monday to Sunday.
    - To extend the sale by retail of alcohol (to be consumed off the premises) to 02:00 Sunday to Thursday and 03:00 Friday and Saturday.
    - A change in some of the existing conditions on, and (in the case of Conditions 362 and 364) some additional conditions to, the premises licence.
  19. On 2 May 2022, an application to review the premises licence (on the grounds of excessive noise from inside and outside the premises, along with significant numbers of gathering patrons externally) was submitted. However, following questioning about whether the applicant (a local resident) had served the application on the premises licence holder and confirmation that no supporting representations had been received, the applicant withdrew their application on 31 May 2022.

### **Temporary event notices (TENs)**

20. On 25 November 2021, a TEN was granted for the sale by retail of alcohol (on the premises) from 2 to 6 December 2021 from 12:00 to 22:30.
21. On 26 November 2021, TENs were granted for the following:

- Sale by retail of alcohol (on the premises) from 8 to 12 December 2021 from 12:00 to 22:30.
- Sale by retail of alcohol (on the premises) from 15 to 19 December 2021 from 12:00 to 22:30.
- Sale by retail of alcohol (on the premises) from 22 to 26 December 2021 from 12:00 to 22:30.

## Complaints

22. Only one complaint has been received in respect of the premises, as follows:

Date	Complainant	Complaint	Outcome
24 August 2021	Local Resident	Concerns raised about loud noise emanating from the premises at 2am and people outside the rear of the premises also causing adverse noise to neighbouring residents.	On 27 August 2021, the premises licence holder was advised, during a physical visit by an enforcement officer, to refrain from using the ground floor karaoke room, thus allowing them to form of acoustic lobby or additional sound insulated door to stop sound travelling to the rear of the premises. Five further visits were made to the premises by enforcement officers between 3 and 19 September 2021, but no issues were identified in any of these cases.

## Map

23. A map showing the location of the premises is attached to this report as Appendix E and the following premises are also within the immediate vicinity:

### **McDonald's Restaurants, 198-200 Walworth Road, London SE17 1JJ:**

- **Late night refreshment – indoors:**
  - Monday to Sunday: 23:00 to 05:00
- **Opening hours:**
  - Monday to Sunday: 00:00 to 00:00

**Memz Off Licence, 187 Walworth Road, London SE17 1RW:**

- **Sale by retail of alcohol (to be consumed off the premises):**
  - Monday to Saturday: 08:00 to 23:00
  - Sunday: 09:00 to 22:30
- **Opening hours:**
  - Monday to Sunday: 07:00 to 23:00

**Shop and Stop, 201 Walworth Road, London SE17 1RL:**

- **Sale by retail of alcohol (to be consumed off the premises):**
  - Monday to Saturday: 07:30 to 23:30.
  - Sunday: 08:30 to 23:30.
- **Opening hours:**
  - Monday to Sunday: 07:00 to 23:30

**Jerk Chicken, 209 Walworth Road, London SE17 1RL:**

- **Late night refreshment - indoors:**
  - Monday to Sunday: 23:00 to 05:00
- **Opening hours:**
  - Monday to Sunday: 07:00 to 05:00

**Malata Supermarket, 213 Walworth Road, London SE17 1RL:**

- **Provisions similar to making music and dancing – indoors:**
  - Monday to Thursday: 10:00 to 22:00.
  - Friday and Saturday: 10:00 to 23:00.
  - Sunday: 10:00 to 21:00
- **Sale by retail of alcohol (to be consumed on and off the premises):**
  - Monday to Thursday: 10:00 to 22:00.
  - Friday and Saturday: 10:00 to 23:00.
  - Sunday: 10:00 to 21:00
- **Opening hours:**
  - Monday to Thursday: 10:00 to 22:00
  - Friday and Saturday: 10:00 to 23:00
  - Sunday: 10:00 to 21:00

**Fes Restaurant 210 Walworth Road, London SE17 1JE:**

- **Late night refreshment – indoors and outdoors:**
  - Monday to Sunday: 23:00 to 03:00
- **Sale by retail of alcohol (to be consumed on and off the premises):**
  - Monday to Sunday: 10:00 to 23:00
- **Opening hours:**
  - Monday to Sunday: 10:00 to 03:00

**Zing Zing, 227 Walworth Road, London SE17 1RL:**

- **Sale by retail of alcohol (to be consumed on and off the premises):**
  - Monday to Sunday: 12:00 to 23:00
- **Opening hours:**
  - Monday to Sunday: 12:00 to 23:00

**Tesco, 224-226 Walworth Road, London SE17 1JE:**

- **Sale by retail of alcohol (to be consumed off the premises):**
  - Monday to Thursday: 06:00 to 23:00
- **Opening hours:**
  - Monday to Sunday: 06:00 to 23:00.

**Southwark Council statement of licensing policy**

24. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
25. 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.
26. 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.
27. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links are below:

Southwark Policy:

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

Section 182 Guidance:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

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

28. The premises does not fall within a cumulative impact area (CIA). However, it is situated in the Elephant and Castle major town centre area.
29. Under the Southwark’s statement of licensing policy 2021 - 2026 the following closing times are recommended as appropriate within this area:
- 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
- Nightclubs:
  - Monday to Thursday: 01:00
  - Friday and Saturday: 03:00
  - Sunday: 00:00
- Off-licences:
  - Monday to Sunday: 00:00.
- Takeaways:
  - Sunday to Thursday: 00:00
  - Friday and Saturday: 01:00
- Cinemas:
  - Monday to Sunday: 02:00
- Qualifying members clubs:
  - Monday to Sunday: 02:00.

### **Climate change implications**

30. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
31. 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.
32. Examples of such agreements may be:
  - Not use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
  - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
33. 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**

34. 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**

35. 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.
36. 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.
37. 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>.

38. The equalities impact assessment is available at:

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

### **Health impact statement**

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

### **Resource implications**

40. A fee of £190 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**

41. 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**

42. The sub-committee is asked to determine the application for a variation premises licence under Section 34 of the Licensing Act 2003.

43. The principles which sub-committee members must apply are set out below.

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

44. Section 35 of the Licensing Act 2003 sets out the licensing authority's powers and duties in considering the determination of an application for variation.

45. The general principle is that applications for variation 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.

46. 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 another party or responsible authority
- Have not been withdrawn
- Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.

47. 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

- Add to, omit, and/or alter the conditions of the licence or,
- Reject the whole or part of the application for variation

#### **Conditions**

48. 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.

49. The four licensing objectives are:

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

50. 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.
51. 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.
52. 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**

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

### **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 determination of an application to vary a premises licence under Section 34 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. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
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 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	Copy of the current premises licence issued in respect of the premises
Appendix B	Copy of the application
Appendix C	Copy of police representation
Appendix D	Sub-committee notice of decision from 30 January 2020
Appendix E	Map

## AUDIT TRAIL

<b>Lead Officer</b>	Caroline Bruce, Strategic Director Environment, Neighbourhoods and Growth	
<b>Report Author</b>	Matt Tucker, Principal Licensing Officer	
<b>Version</b>	Final	
<b>Dated</b>	11 October 2023	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments sought</b>	<b>Comments included</b>
Assistant Chief Executive – Governance and Assurance	Yes	Yes
Strategic Director, Finance	Yes	Yes
<b>Cabinet Member</b>	No	No
<b>Date final report sent to Constitutional Team</b>		12 October 2023



# Licensing Act 2003 Premises Licence



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

Premises licence number

876444

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Galaxy Restaurant & Karaoke 211 Walworth Road London SE17 1RL	
Ordnance survey map reference (if applicable), 532285178426	
<b>Post town</b> London	<b>Post code</b> SE17 1RL
<b>Telephone number</b>	

<b>Where the licence is time limited the dates</b>
--

<b>Licensable activities authorised by the licence</b>
Recorded Music - Indoors Entertainment Similar to live/recorded music / dance - 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

<b>The opening hours of the premises</b>
For any non standard timings see <b>Annex 2</b>
Monday            11:30 - 02:30
Tuesday           11:30 - 02:30
Wednesday       11:30 - 02:30
Thursday          11:30 - 02:30
Friday             11:30 - 03:30
Saturday          11:30 - 03:30
Sunday            11:30 - 02:30

<b>Where the licence authorises supplies of alcohol whether these are on and/ or off supplies</b>
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

**Recorded Music - Indoors**

Monday	23:00 - 02:00
Tuesday	23:00 - 02:00
Wednesday	23:00 - 02:00
Thursday	23:00 - 02:00
Friday	23:00 - 03:00
Saturday	23:00 - 03:00
Sunday	23:00 - 02:00

**Entertainment Similar to live/recorded music / dance - Indoors**

Monday	11:30 - 02:00
Tuesday	11:30 - 02:00
Wednesday	11:30 - 02:00
Thursday	11:30 - 02:00
Friday	11:30 - 03:00
Saturday	11:30 - 03:00
Sunday	11:30 - 02:00

**Late Night Refreshment - Indoors**

Monday	23:00 - 02:00
Tuesday	23:00 - 02:00
Wednesday	23:00 - 02:00
Thursday	23:00 - 02:00
Friday	23:00 - 03:00
Saturday	23:00 - 03:00
Sunday	23:00 - 02:00

**Sale by retail of alcohol to be consumed on premises**

Monday	11:30 - 02:00
Tuesday	11:30 - 02:00
Wednesday	11:30 - 02:00
Thursday	11:30 - 02:00
Friday	11:30 - 03:00
Saturday	11:30 - 03:00
Sunday	11:30 - 02:00

**Sale by retail of alcohol to be consumed off premises**

Monday	11:30 - 02:00
Tuesday	11:30 - 02:00
Wednesday	11:30 - 02:00
Thursday	11:30 - 02:00
Friday	11:30 - 03:00
Saturday	11:30 - 03:00
Sunday	11:30 - 02:00

**Part 2**

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

VX Capital Ltd  
47 Buckstone Apartments,  
140 Blackfriars Road,  
London, SE1 8BW

[Redacted]  
[Redacted]

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

12263115

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

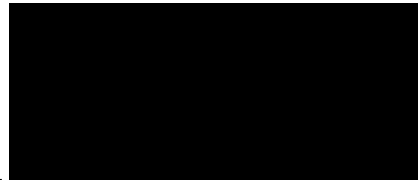
Ning Liu

[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 Southwark

Licence Issue date 24/01/2022



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

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

**4AI** A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open;

**341** All staff member should be checked to ensure they have the right to work in the UK. These checks should be made available upon requests to all responsible authorities. All associated 'entitlement to work' documents:

- a) must be logged and kept on the premises for the duration of the employment; and
- b) must be retained for a minimum of 12months after employment has ceased.

**288** Customers shall only consume alcohol which has been purchased from the premises. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points must be covered enabling frontal identification of every person entering in a light condition. The CCTV system shall continually record whilst the premises are open. All recordings shall be stored for a minimum period of 31days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer of the Council;

**342** A staff member from the premises who is conversant with the operation of the CCTV system shall be in the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested and within a maximum of 24hours of the initial request;

**343** Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a



disk/USB Stick for the Police or authorised officers of the Local Authority or UK Border Agency without difficulty, delay or charge. Any CCTV breakdown or system failure will be notified to the Police and Local Authority immediately & remedied as soon as practicable. Repair records / invoices shall be kept on site for at least 12months and be readily available to be viewed by all authorised persons upon request;

**344** Notices shall be prominently displayed within the premises stating that CCTV is in operation;

**345** All alcohol products sold at the premises shall have the relevant UK duty paid label attached;

**346** No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage;

**308** Any person entering the premises who appears to be under the influence of alcohol or drugs shall in the interests of other members of the public using the premises be requested to leave the premises;

**302** The premises shall operate a zero tolerance policy to the supply and use of drugs;

**347** There shall be no striptease or nudity, and all persons shall be decently attired at all times;

**348** Anyone who appears to be drunk or intoxicated shall not be allowed entry to the premises and those who have gained entry will be escorted from the building immediately;

**349** All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed;

**350** The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided;

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

**352** All self-closing doors shall be effectively maintained and not held open other than by an approved device;

**353** The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times;

**354** An adequate and appropriate supply of first aid equipment and materials shall be available on the premises;

**4AA** A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram. Signage advertising the aforementioned proof of age scheme shall be prominently displayed throughout the premises with a particular emphasis on the alcohol display area and service area;

**4AB** All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. This shall take place every 6months;

**355** All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises and made available upon request to either Police Officers or an authorised officer of the Council;

**356** That alcohol shall only be sold ancillary to karaoke or; to patrons in the area marked on the plans as the 'Restaurant Area', who are seated in that area of the premises & taking a table meal there and for consumption by such persons as ancillary to the table meal.

**357** The Sale of Alcohol in the area marked on the plans as the 'Restaurant Area' shall cease at 23.00 on Sundays to Thursdays & Midnight on Fridays & Saturdays.

**358** No customers shall remain in the area marked on the plans as the 'Restaurant Area' after 23.30 on Sundays to Thursdays & 00.30 on Fridays & Saturdays.

**359** Alcohol shall not be sold for consumption off the premises after 23.00 on Sundays to Thursdays & Midnight on Fridays & Saturdays.

**360** Alcohol shall only be sold for consumption off the premises when such a sale is to a customer who has consumed a meal at the premises or has attended a pre-booked Karaoke event.

**361** That any off sales of alcohol shall be provided in sealed containers and taken away from the premises, except for off-sales to be consumed in the garden area as designated in the premises plan.

**362** That if more than four of the karaoke rooms are in use after 20.00hrs, then an SIA registered door supervisor shall be employed at the premises until the premises is closed, the last customer has left and all customers have dispersed from the premises.

**363** That no open drinks shall be taken or consumed outside the front of the premises at any time.

**364** That there shall be no admission to the Karaoke rooms other than to pre-booked groups, which must be booked before 17.00 on the date for which the booking is due or for bookings due between midnight and 03.30, by 17.00 on the day before the date for which the booking is due.

**365** That the capacity of the venue shall not exceed 100, excluding staff.

**332** All children under the age of 18 shall be accompanied by a responsible adult at all times whilst on the premises.

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

**841** That the CCTV system shall cover all areas of the premises, except the toilets;

**842** That the garden shall close at 22.00hrs, except as a smoking area with a maximum of five people after 22.00hrs;

**846** That the written disposal policy shall be kept at the premises with the licence and made available for inspection by authorised officers of the council or the police. All relevant staff shall be trained in the implementation of this policy.

**848** That clear signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as “off sales” shall not be opened and consumed in the vicinity of the Premises;

**850** That external waste handling, collections, deliveries and the cleaning of external areas shall only occur between the hours of 08:00hrs to 20:00hrs.

**Annex 4 - Plans - Attached**

Licence No. 876444  
Plan No. N/A  
Plan Date 24/12/2020

06/09/2023

Business - Application to vary a premises licence under the Licensing Act 2003

Ref No. 2077820

Please enter the name(s) of the premises licence holders who is applying to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

	VX Capital Limited
Premises licence number	876444

#### Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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.
3. 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.

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

5. For example state 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.

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

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

8. 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.

9. 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'.

10. 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.

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

12. The application form must be signed.

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

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

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

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

£	27000
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Postal address of premises or, if none, ordnance survey map reference or description

Address Line 1	211 WALWORTH ROAD
Address Line 2	
Town	LONDON
County	
Post code	SE17 1RL
Ordnance survey map reference	
Description of the location	
Telephone number	██████████

Part 2 - Applicant details

Daytime contact telephone number	██████████
Email address	██████████
Postal Address if different from premises address	Unit 4, Kentish Town Business Park, Regis Road
Town / City	London
Postcode	NW5 3EW

Do you want the premises licence to have effect as soon as possible?

Please tick	Yes
-------------	-----

If not from what date do you want the variation to take effect?

(DD/MM/YYYY)	
--------------	--

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

	No
--	----

Please describe briefly the nature of the proposed variation ( see guidance note 2 )



A variation is sought to the premises licence following several years of operation at the premises without any significant issues arising as a result of the Licensable Activities undertaken.

The variation seeks to align the opening hours and the hours during which Regulated Entertainment is undertaken on Sunday to Thursday, with those of the weekend.

No change is sought to the hours during which the Sale of Alcohol or Late Night Refreshment is permitted.

This application also seeks to remove and replace two conditions currently listed on the premises licence; numbered 362 & 364.

Condition 362 deals with the requirement for Door Supervisors and suggest that, subject to certain conditions, a Door Supervisor is required from 20.00. This application seeks to push this start time for the Door Supervisor requirement back to 22.00.

The experience of the Premises Licence holder since they opened, is that there is no requirement for a Door Supervisor to start as early as 20.00. There have been no significant instances over this time which would suggest that pushing the hour back to 22.00 would undermine the Crime & Disorder Objective. The premises licence holder would of course keep this under constant review and make arrangements for special occasions as necessary.

Condition 364 deals with the pre-booked nature of the karaoke sessions. The condition is restrictive without, in our opinion, providing any great benefit in relation to the Licensing Objectives.

Operationally it could even lead to possible conflict. For example, if a customer arrives at 18.00 hoping to take part in a low-key private karaoke session, they would be told that as they have not prebooked before 17.00 that is not possible. A customer who is unfamiliar with Licensing regulation, might find this quite frustrating.

These changes are also sought to enable the Premises Licence Holder to maintain as similar an operation as possible across their different premises. On their other premises licence, held with a different Licensing Authority, the following condition appears on that Licence:

All karaoke sessions after 22.00 must either be booked in advance or when customers arrive at the premises after 22.00 without a booking, they must provide the following details for the main guest in the group:

- a) Full Name (Backed up by a valid form of ID)
- b) Contact Telephone Number
- c) Email Address

We feel this is an easier approach operationally and still offers the protections sought by the condition on the existing Premises Licence. It still ensures that anyone attending the premises either books in advance or has their details recorded. Therefore, at all material times the Premises Licence holder will have details of all their customers using the premises for the purpose of karaoke.

On a final point of administration, we would also like to use this Variation to notify the Licensing Authority of a change in address of the registered holder of the premises licence namely VX Capital Limited to:  
211 Walworth Road  
London SE17 1RL

And to update the home address of the DPS namely Ning Liu to:  
[REDACTED]

If your proposed variation would mean that 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

Please select number from range	Less than 5000
---------------------------------	----------------

Notes

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy

2. 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.

IN ALL CASES COMPLETE BOXES K, L AND M

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

	f) Recorded music (If ticking, fill in box F)
	h) anything of similar description to that falling within (e), (f) or (g) (Fill in box H)

Provision of late night refreshment (if ticking fill in box I)

--	--

Supply of alcohol (if ticking fill in box J)

--	--

In all cases complete boxes K, L and M

Will the playing of recorded music take place indoors or outdoors or both? ( Please read guidance note 4 )

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

Please give further details here ( Please read guidance note 5 )

	Amplified music and music in connection with karaoke
--	--

Standard days and timings for Recorded Music ( Please read guidance note 8 )

Day	Start	Finish
Mon	11:30	03:00
Tues	11:30	03:00

Wed	11:30	03:00
Thur	11:30	03:00
Fri	11:30	03:00
Sat	11:30	03:00
Sun	11:30	03:00

State any seasonal variations for playing recorded music ( Please read guidance note 6 )

--	--

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 7 )

--	--

4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
5. 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.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week you intend the premises to be used for the activity.

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

	Karaoke
--	---------

Will the entertainment take place indoors or outdoors or both? ( Please read guidance note 4 )

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

Please give further details here ( Please read guidance note 5 )

	Music and signing in connection with karaoke
--	--

Standard days and timings for Anything of a similiar description to that falling within (e), (f) or (g) ( Please read guidance note 8 )

Day	Start	Finish
Mon	11:30	03:00
Tues	11:30	03:00
Wed	11:30	03:00

Thur	11:30	03:00
Fri	11:30	03:00
Sat	11:30	03:00
Sun	11:30	03:00

State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) ( Please read guidance note 6 )

--	--

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 7 )

--	--

4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
5. 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.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week you intend the premises to be used for the activity.

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 10 )

	N/A
--	-----

Guidance Notes

10. 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.

Hours premises are open to the public ( standard timings Please read guidance note 8 )

Day	Start	Finish
Mon	11:30	03:30
Tues	11:30	03:30
Wed	11:30	03:30
Thur	11:30	03:30
Fri	11:30	03:30
Sat	11:30	03:30
Sun	11:30	03:30

State any seasonal variations ( Please read guidance note 6 )

--	--

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 7 )

--	--

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

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

8. 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.

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

	<p>362 That if more than four of the karaoke rooms are in use after 20.00hrs, then an SIA registered door supervisor shall be employed at the premises until the premises is closed, the last customer has left and all customers have dispersed from the premises.</p> <p>364 That there shall be no admission to the Karaoke rooms other than to pre-booked groups, which must be booked before 17.00 on the date for which the booking is due or for bookings due between midnight and 03.30, by 17.00 on the day before the date for which the booking is due.</p>
--	--

I have uploaded relevant part of the previous premises licence (Please send a hard copy in the post)

	[REDACTED]

Reason for not uploading the premises licence

--	--

a) General - all four licensing objectives (b,c,d,e) ( Please read guidance note 11 )

	<p>1. All karaoke sessions after 22.00 must either be booked in advance or when customers arrive at the premises after 22.00 without a booking, they must provide the following details for the main guest in the group:</p> <p>d) Full Name (Backed up by a valid form of ID)</p> <p>e) Contact Telephone Number</p> <p>f) Email Address</p>
--	---

b) the prevention of crime and disorder

	2. That if more than four of the karaoke rooms are in use after 22.00hrs, then an SIA registered door supervisor shall be employed at the premises until the premises is closed, the last customer has left and all customers have dispersed from the premises.
--	---

c) public safety

	The existing conditions are sufficient to promote this Licensing Objective
--	--

d) the prevention of public nuisance

	The existing conditions are sufficient to promote this Licensing Objective
--	--


e) the protection of children from harm

	The existing conditions are sufficient to promote this Licensing Objective
--	--

Guidance note 11

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

If the plan of the premises are varying please upload a plan of the premises,









Upload proposed plans	
Upload existing plans	

Checklist

	I understand that I must now advertise my application. I understand that if I do not comply with the above requirements my application will be rejected.
--	---

I/We Hereby declare the Information we have provided is true and Accurate.

I agree to the above statement

Please provide name of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If completing on behalf of the applicant, please state in what capacity.

Full name	Peter Mayhew
Date (DD/MM/YYYY)	06/09/2023
Capacity	Agent (Licensing Consultant)

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 14). If completing on behalf of the applicant state in what capacity

Full name	
Date (DD/MM/YYYY)	
Capacity	

Contact name (where not previously given) an address for correspondence associated with this application (please read guidance note 15)

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

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 MAYBE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

#### GUIDANCE NOTES

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

Please tick to indicate agreement

<input type="checkbox"/>	I am a company or limited liability partnership
--------------------------	---

[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, if appropriate.

I/We Hereby declare the Information we have provided is true and Accurate.

I agree to the above statement

<input type="checkbox"/>	Yes
--------------------------	-----

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

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.



**From:** [Walter.MinkaAgyeman@met.police.uk](mailto:Walter.MinkaAgyeman@met.police.uk)  
<[Walter.MinkaAgyeman@met.police.uk](mailto:Walter.MinkaAgyeman@met.police.uk)>  
**Sent:** Wednesday, October 4, 2023 12:17 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** [REDACTED]  
**Subject:** Galaxy Variation Application Objection

Good afternoon,

Please find attached the police objection to the Galaxy 211 Walworth Road, SE17 1RL.

Kind regards,

PC WALTER MINKA AGYEMAN 1264AS  
SOUTHWARK LICENSING TEAM |Southwark Police Station|  
305 Borough High Street, SE1 1JH  
Airwave: 562481  
Email: [p252253@met.pnn.police.uk](mailto:p252253@met.pnn.police.uk)



**METROPOLITAN  
POLICE**

Working together for a safer London

TERRITORIAL POLICING

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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/23/546

**Date:** 03/10/2023

Dear Sir/Madam

**Re: - Galaxy 211 Walworth Road, SE17 1RL**

Police are in possession of an application from the above for a full variation to the current premises license. The venue is a karaoke bar and is requesting the following;

**“The variation seeks to align the opening hours and the hours during which regulated Entertainment is undertaken on Sunday to Thursday, with those of the weekend.**

**No change is sought to the hours during which the Sale of Alcohol or Late Night Refreshment is permitted.**

**This application also seeks to remove and replace two conditions currently listed on the premises licence; numbered 362 & 364.”**

The area that the venue is situated is residential and the venue not having a grace period before closure would be likely to cause there to be a noise nuisance if there is a large group removed at the same time. In regards to the removal and replacement of the condition 362, it is not adequately justified as the condition is in place to prevent the venue having to deal with potential issues of antisocial behaviour as well as to protect the staff.

The metropolitan police object to the variation as there are aspects that haven't been addressed to sufficiently satisfy police concerns.

Submitted for your consideration.  
Yours Sincerely

PC Walter MINKA AGYEMAN 1264AS

Licensing Officer  
Southwark Police Licensing  
SouthwarkLicensing@met.police.uk

**NOTICE OF DECISION**

**LICENSING SUB-COMMITTEE – 30 JANUARY 2020**

**LICENSING ACT 2003: THE GALAXY – 211 WALWORTH ROAD, LONDON SE17 1RL**

**Decision**

That the application made by VX Capital Limited for a premises licence to be granted under section 17 of the Licensing Act 2003 in respect of the premises known as 211 Walworth Road, London SE17 1RL be granted as follows:

<b>Licensable activity</b>	<b>Hours</b>
The supply of alcohol to be consumed on and off premises.	Sunday to Thursday from 18:30 to 02:00 No off sales after 22.00  Friday to Saturday from 18:30 to 03:00 No off sales after 22.00
The provision of late night refreshment (indoors):	Sunday to Thursday from 23:00 to 02:00  Friday and Saturday from 23:00 to 03:00
The provision of regulated entertainment (indoors) in the form of recorded music and anything similar:	Sunday to Thursday from 23:00 to 02:00  Friday and Saturday from 23:00 to 03:00
Opening hours	Sunday to Thursday from 16:30 to 02:30  Friday to Saturday from 16:30 to 03:30

**Conditions**

The operation of the premises under the licence shall be subject to relevant mandatory conditions, conditions derived from the operation schedule highlighted in Section M of the application form and the following additional conditions agreed by the sub-committee:

1. That alcohol shall be sold ancillary to karaoke
2. That the CCTV system shall cover all areas of the premises, except the toilets.
3. That the garden shall close at 22.00, except as a smoking area with a maximum of five people after 22.00.
4. That no drinks shall be taken outside the front of the premises at any time.

5. That if more than four rooms are in use after 20:00, then an SIA door registered supervisor shall be employed at the premises until 30 minutes after the terminal hour.
6. That there shall be no admission other than to pre-booked groups, which must be booked before midnight the night before.
7. That the written disposal policy shall be kept at the premises with the licence and made available for inspection by authorised officers of the council or the police. All relevant staff shall be trained in the implementation of this policy.
8. That any off sales of alcohol shall be provided in sealed containers and taken away from the premises, except for off sales to be consumed in the garden area as designated in the premises plan. There shall be no off sales after 22:00.
9. That clear signage shall be prominently displayed where it can be easily seen and read, requesting that alcohol sold as "off sales" shall not be opened and consumed in the vicinity of the Premises.
10. That the capacity of the venue shall not exceed 65, excluding staff.
11. That external waste handling, collections, deliveries and the cleaning of external areas shall only occur between the hours of 08:00 to 20:00.

### **Reasons**

The licensing sub-committee heard representations from the applicants and their representative who advised that this would be a karaoke bar, mainly catering for the local Chinese population. However, everyone would be welcome.

They advised that having considered the representations from the responsible authorities and the local residents, they had now reduced the hours sought for the licensable activities and opening times for the premises.

They advised that there would be eight sound proofed karaoke rooms at the premises for groups of around eight people. There would be an earlier session from 18:30 till 10.30am, followed by a second session from 23:00 until the end of the operating hours for licensable activities. They advised that the karaoke rooms would have to be pre-booked and that that people walking in without a booking would not be allowed into the premises. They further added that facial recognition cameras would be in place in all areas of the premises, including the karaoke rooms, except for the toilets.

The licensing sub-committee heard from the licensing officer representing the council as a responsible authority. They raised concerns that the hours sought by the applicant were outside the hours suggested in the council's statement of licensing policy. They also advised that they had concerns regarding off sales. The licensing officer proposed conditions should the licence be granted.

The licensing sub-committee heard from the Metropolitan Police Service representative who also advised that they had concerns about the premises seeking longer hours than those suggested in the council's statement of licensing policy. Furthermore, they advised that they had concerns relating to the prevention of crime licensing objective and the prevention of public nuisance licensing objective.

The licensing sub-committee also noted the written representations from other persons objecting to the application.

Having read and heard all of the evidence before it, the sub-committee felt that the relevant licensing objectives were sufficiently met by the conditions proposed by the applicant and the responsible authorities. The sub-committee also felt that it was able to consider this application outside of the guidance of the council's statement of licensing policy on the basis of equalities legislation as the premises is predominantly for the Chinese community. Furthermore, the venue is small and alcohol would be sold as ancillary to karaoke.

The sub-committee also noted that the applicant gave an undertaking not to use single use plastics at the premises, where possible.

In reaching this decision the sub-committee had regard to all the relevant considerations and the four licensing objectives and considered that this decision was appropriate and proportionate.

### **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 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.

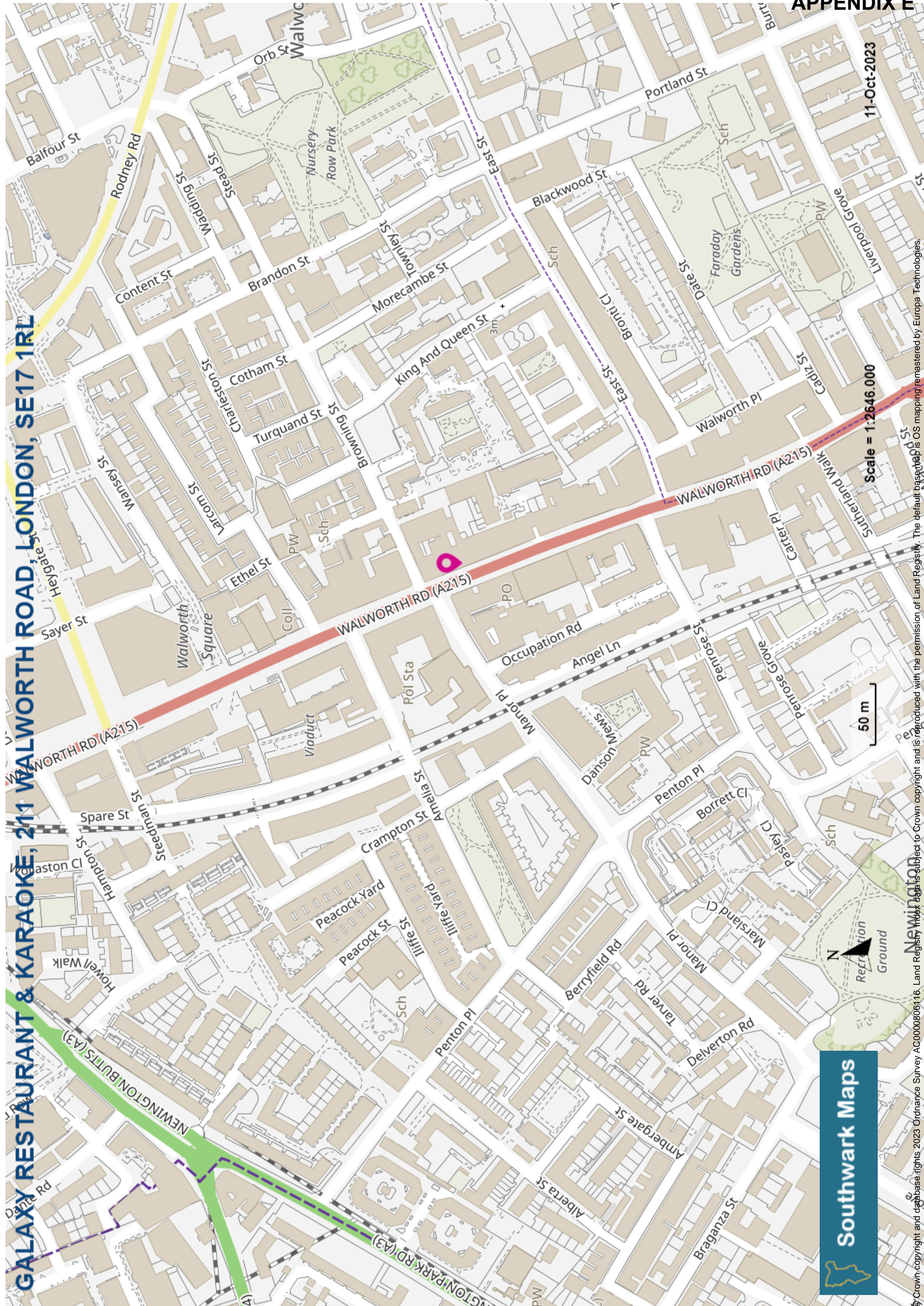
Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified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

Issued by the Constitutional Team on behalf of the Director of Law and Democracy.

Date: 30 January 2020



GALAXY RESTAURANT & KARAOKE, 211 WALWORTH ROAD, LONDON, SE17 1RL



11-Oct-2023

Scale = 1:2646.000

50 m



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