

## Licensing Sub-Committee

Tuesday 30 April 2024

10.00 am

Online/Virtual

### Membership

Councillor Renata Hamvas (Chair)  
Councillor Jane Salmon  
Councillor Kath Whittam

### Reserves

Councillor Barrie Hargrove

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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: 22 April 2024



## Licensing Sub-Committee

Tuesday 30 April 2024  
10.00 am  
Online/Virtual

### 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: EL VACION DE ESQUINA, 58A CAMBERWELL CHURCH STREET, LONDON SE5 8QZ</b>	1 - 154
	<b>ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.</b>	

**PART B - CLOSED BUSINESS**

**EXCLUSION OF PRESS AND PUBLIC**

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

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

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

Date: 22 April 2024

<b>Item No.</b> 5.	<b>Classification:</b> Open	<b>Date:</b> 30 April 2024	<b>Meeting Name:</b> Licensing Sub-Committee
<b>Report title:</b>		Licensing Act 2003: El Vacilon De Esquina – Basement and Ground Floor, 58a Camberwell Church Street, London SE5 8QZ	
<b>Ward(s) or groups affected:</b>		St Giles Ward	
<b>Reason for lateness (if applicable):</b>		N/a	

## RECOMMENDATION

1. That the licensing sub-committee considers an application made El Vacilon De Esquina Limited for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as El Vacilon De Esquina – Basement and Ground Floor, 58a Camberwell Church Street, London SE5 8QZ.
2. Notes:
  - a) This application is for a premises licence and has been submitted under Section 17 of the Licensing Act 2003. The application is subject to representations submitted by responsible authorities and ‘other persons’ and is therefore referred to the Licensing Sub Committee for determination.
  - b) Paragraphs 7 to 12 of this report provide a summary of the application. A copy of the application submitted with the application are attached to this report as Appendix A.
  - c) Paragraphs 14 to 26 of this report deal with the representations submitted in respect of the application. A copy of the representations from the responsible authorities are available in Appendix B. The representations from other persons are attached as Appendix C and D. A map showing the location of the premises is attached to this report as Appendix F.
  - d) A copy of the council’s approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

## BACKGROUND INFORMATION

### The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
  - The sale of and supply of alcohol
  - The provision of regulated entertainment

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

## **KEY ISSUES FOR CONSIDERATION**

### **The premises licence application**

8. On 23 February 2024 El Vacilon De Esquina Limited applied to this council for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as El Vacilon De Esquina – Basement and Ground Floor, 58a Camberwell Church Street, London SE5 8QZ.
9. The hours applied for are summarised as follows:
  - The sale by retail of alcohol (on sales only):
    - Monday to Thursday from 11:00 to 00:00
    - Friday and Saturday from 11:00 to 01:30
    - Sunday from 11:00 to 23:30
  - The provision of late night refreshment (indoors):
    - Sunday to Thursday from 23:00 to 00:00
    - Friday and Saturday from 23:00 to 01:30

- The provision of regulated entertainment in the form of live and recorded music (indoors):
  - Monday to Thursday from 11:00 to 00:00
  - Friday and Saturday from 11:00 to 01:30
  - Sunday from 11:00 to 23:00
- Opening Hours:
  - Monday to Thursday from 09:00 to 00:30
  - Friday and Saturday from 09:00 to 02:00
  - Sunday from 09:00 to 00:00

10. The premises, and the intended operation of the premises, are described in the application as follows:

*“El Vasilon de la Esquina, occupies a ground floor and basement level, carefully designed to offer a seamless dining and entertainment experience while prioritizing safety and compliance.*

*Ground Floor:*

- *Upon entry, guests are welcomed into a stylish reception area, leading seamlessly into comfortable seating arrangements for dining or enjoying our delectable offerings.*
- *A designated counter facilitates efficient takeaway orders, ensuring smooth operations and customer satisfaction.*
- *Booth seating options are available, enhancing both comfort and privacy for patrons.*

*Basement Floor:*

- *The heart of our establishment resides on the basement level, housing the main dining area adorned with elegant seating arrangements, a fully equipped kitchen ensuring the highest culinary standards, and a sophisticated bar area.*
- *Ample storage facilities are strategically placed to optimize workflow and maintain a pristine environment.*
- *Thoughtfully placed conveniences ensure the comfort and convenience of our guests throughout their visit.*

*Alcohol Service:*

- *Complementing our culinary creations, a carefully curated selection of alcoholic and non-alcoholic beverages will be served, enhancing the overall dining experience.*
- *To uphold responsible alcohol service practices, we strictly limit alcohol consumption to our premises, fostering a safe and enjoyable environment for all patrons.*

*Entertainment:*

- *Delightful ambiance is further enriched by low-volume background music, creating an inviting atmosphere conducive to relaxation and enjoyment.*
- *Occasional live music performances, featuring genres such as Jazz and R&B, promise to captivate and entertain our esteemed guests, elevating their dining experience.*

**Safety Measures:**

- *Prioritizing the safety and well-being of our guests, our premises boast multiple emergency exit routes in addition to the main entrance, ensuring swift evacuation in unforeseen circumstances.*
- *Stringent safety protocols are in place, meticulously designed to comply with regulatory standards and provide peace of mind to both patrons and staff alike.*

*This enhanced description not only showcases the establishment's offerings but also emphasizes its commitment to safety, compliance, and providing an exceptional dining experience, aspects that licensing officers would likely appreciate and scrutinize during their assessment."*

11. The premises licence application form provides the applicant's operating schedule. Parts A, B, E, F, G, H, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application.
12. A copy of the application containing the proposed conditions are attached to this report as Appendix A.

**Designated Premises Supervisor**

13. The proposed designated premises supervisor is Marco Rosario who holds a personal licence issued by the Royal London Borough of Greenwich.

**Representations from responsible authorities**

14. There are three representations from Responsible Authorities, namely the Metropolitan Police (Licensing Division), the Council's Environment Protection Team and the Council's Licensing Department.
15. The representation from the Police points to the premises being within the Camberwell Cumulative Impact Area and notes that the hours are beyond those recommended within the Southwark Statement of Licensing Policy. It points a history of antisocial behaviour in the area and the current high density of similarly-licensed premises.
16. The representation from Environmental Protection also notes that the hours applied for are outside of the Southwark Statement of Licensing Policy. It raises concerns on the likelihood of residents being negatively impacted by the granting of a later licence. Additional conditions are recommended should the Sub Committee be minded to grant the application.
17. The representation from Licensing also points to the excessive hours against the Policy, and the premises being situated in a CIA and that the application in its current form fails to address that. It is noted that there are ongoing issues

around alcohol-led antisocial behaviour. It also states that there is an existing premises licence which could have been transferred to the new leaseholders.

18. The representations are available in Appendix B.

### **Representations from other persons**

19. Representations have been submitted by 27 other persons, forming local residents, residents associations and the Ward Councillor (other person G).
20. The representations raise the following concerns:
- The excessive hours applied for;
  - The existence of the Camberwell Cumulative Impact Area Policy which would have a rebuttal presumption;
  - The concern that the premises will operate as a night club;
  - The history of antisocial behaviour emanating from previous businesses at the premises;
  - Issues with alcohol-led antisocial behaviour in the locality;
  - The proximity of the premises to residential addresses;
  - The potential for noise egress;
  - Existing issues around waste disposal from the premises;
21. The representations submitted by other persons against the application is attached to this report in Appendix C. It should be noted that Other Persons R (1) and (2) are both from the Mary Datchelor Residents' Association.
22. There is a representation from an individual that supports the application, though it refers to the planning regime, rather than licensing, so may be discounted by the Sub Committee. This is attached as Appendix D.

### **Conciliation**

23. All representations were sent to the Applicant. The Applicant responded, stating that they would be happy to revert to the hours of the existing premises licence. This would mean the hours would be as follows:

#### **Opening Hours:**

- Sunday to Thursday from 09:00 to 23:00
- Friday and Saturday from 09:00 to 00:00

#### **The sale by retail of alcohol (on sales only):**

- Sunday to Thursday from 11:00 to 22:30
- Friday and Saturday from 11:00 to 23:30

#### **The provision of late night refreshment:**

- Friday and Saturday from 23:00 to 23:30

#### **The provision of regulated entertainment in the form of live and recorded music (indoors):**

- Sunday to Thursday from 11:00 to 22:30
- Friday and Saturday from 11:00 to 23:30



24. An advisory email was sent to all objectors. Of the 12 other persons that responded, it should be noted that Other Person N has withdrawn. Concerns continue to be raised about the conditions to be applied to the operating schedule of the licence, including the use of exits onto the street at the point of egress and concerns around fly-tipping.
25. Other Person U appears to imply that there is impropriety taking place between the Council, the Metropolitan Police and the Applicant.
26. A copy of the advisory email and responses are available in Appendix E.

### **Premises history**

27. The premises has been previously run as a night club named as 'Club Couture'. The premises licence was reviewed following a number of incidents of disorder relating to the club. The licence was review and subsequently revoked on 6 December 2013.
28. An application was later received for a new premises licence for a restaurant on the ground floor of the premises. This application went to the Southwark Licensing Sub Committee on 08 April 2014 and was subsequently granted to Mr Amaechi Billa Mackenzie Achuka.
29. On 22 August 2017 Farey and Ryan Limited applied to this Council for the grant of a premises licence in respect of Farey and Ryan Ltd. The application was heard by the Southwark Licensing Sub Committee on 16 October 2017 and subsequently granted by the Licensing Sub Committee.
30. On 11 March 2019 NMAS Enterprise Limited applied to this Council for the grant of a premises licence in respect of address, now named 'the Dutchie'. The Application was heard by the Licensing Sub Committee on 19 May 2019. A copy of the Notice of Decision is available for Members' information in Appendix F. A copy of the current premises licence is available in Appendix G.
31. The applicant has submitted temporary event notices (TENs) each for multiple dates, see list below:

<b>Applicant</b>	<b>Dates</b>	<b>Activities</b>	<b>Counter Notice</b>
Alexander Morel	02/02/2024 to 04/02/2024 from 12:00 to 23:45	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No
Maria Leonarda Lopez Rivera	21/03/2024 to 25/03/2024 from 11:00 to 01:00 and 11:00 to 03:00	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No

Maria Leonarda Lopez Rivera	28/03/2024 to 31/03/2024 from 12:00 to 23:45, 11:00 to 02:00 and 11:00 to 23:45	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No
Maria Leonarda Lopez Rivera	05/04/2024 to 07/04/2024 from 10:00 to 02:00 and 10:00 to 23:30	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No
Jose Rafael Ferreira Minaya	12/04/2024 to 14/04/2024 from 11:00 to 02:00 and 11:00 to 23:45	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No
Jose Rafael Ferreira Minaya	18/04/2024 to 22/04/2024 from 11:00 to 01:00 and 11:00 to 03:00	Late TEN: Sale by retail of alcohol (on sales), regulated entertainment and late night refreshment	No

32. There have been three recent complaints regarding the premises:

Date	Complainant	Complaint	Response
31 January 2024	Other Person D	Complaint of unlicensed activity being advertised	Premises is licensed, also applied for TENs. NTE visits.
31 January 2024	Local Residents	Complaint of unlicensed activity being advertised	Premises is licensed, also applied for TENs. NTE visits.
21 March 2024	Other Person D	Complaint that TEN not objected to	No grounds for representation

### Map

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

- The Dutchie – 58a Camberwell Church Street**, licenced for:
  - The sale by retail of alcohol (on sales)
  - Sunday to Thursday 11:00 to 22:30
  - Friday and Saturday 11:00 to 23:30
  - The provision of late night refreshment (indoors)
  - Friday and Saturday 23:00 to 23:30

The provision of regulated entertainment in the form of live and recorded

- music (indoors)  
 Sunday to Thursday 11:00 to 22:30  
 Friday and Saturday 11:00 to 23:30
- FM Mangal – 54 Camberwell Church Street**, licenced for:  
The sale by retail of alcohol (both on and off sales)  
 Monday to Sunday 12:00 (midday) to 00:00 (midnight)

The provision of late night refreshment (indoors)  
 Monday to Wednesday 23:00 to 01:00 (the following day)  
 Thursday to Saturday 23:00 to 02:00 (the following day)  
 Sunday 23:00 to 00:00 (midnight)

The provision of regulated entertainment in the form of live music, recorded music and the performance of dance (indoors)  
 Monday to Wednesday 09:00 to 01:00 (the following day)  
 Thursday to Saturday 09:00 to 02:00 (the following day)  
 Sunday 12:00 (midday) to 00:00 (midnight)
  - Maloko Art Café – 60 Camberwell Church Street, SE5 8QZ**, licensed for:  
The sale by retail of alcohol (on sales)  
 Monday to Saturday 12:00 (midday) to 22:00  
 Sunday 12:00 (midday) to 21:00
  - The Vineyard – 3 Camberwell Grove, SE5 8JA**, licensed for:  
The sale by retail of alcohol (on sales)  
 Monday to Saturday 11:00 to 00:00 (midnight)  
 Sunday 12:00 (midday) to 23:30

The provision of late night refreshment (indoors)  
 Monday to Saturday 23:00 to 00:30 (the following day)  
 Sunday 23:00 to 00:00 (midnight)
  - I Go Chop – 46 Camberwell Church Street, SE5 8QZ**, licensed for:  
The sale by retail of alcohol (both on and sales)  
 Sunday to Thursday 10:00 to 23:30  
 Friday and Saturday 10:00 to 00:30 (the following day)

The provision of late night refreshment (indoors and outdoors)  
 Monday to Sunday 23:00 to 05:00 (the following day)
  - Hoia Viet – 42 Camberwell Church Street, SE5 8QZ**, licensed for:  
The sale by retail of alcohol (both on and off sales)  
 Monday to Saturday 11:00 to 00:00 (midnight)  
 Sunday 11:00 to 23:30

The provision of late night refreshment (indoors)  
 Monday to Saturday 23:00 to 00:30 (the following day)  
 Sunday 23:00 to 00:00 (midnight)
  - Daily Goods – 36 Camberwell Church Street, SE5 8QZ**, licensed for:  
The sale by retail of alcohol (both on and off sales)

- |                    |                |
|--------------------|----------------|
| Monday to Saturday | 10:00 to 22:00 |
| Sunday             | 11:00 to 22:00 |
- **Camberwell Superstore – 34 Camberwell Church Street, SE5 8QZ**, licensed for:
 

<u>The sale by retail of alcohol (off sales only)</u>	
Monday to Saturday	08:00 to 23:00
Sunday	10:00 to 22:30
  
  - **Well Mix Oriental – 69 Camberwell Church Street, SE5 8TR**, licensed for:
 

<u>The sale by retail of alcohol (both on and off sales)</u>	
Monday to Saturday	11:00 to 00:00 (midnight)
Sunday	11:00 to 23:30
<u>The provision of late night refreshment (indoors)</u>	
Monday to Saturday	23:00 to 00:30 (the following day)
Sunday	23:00 to 00:00 (midnight)
  
  - **The Camberwell Arms– 65 Camberwell Church Street, SE5 8TR**, licenced for:
 

<u>The sale by retail of alcohol (on sales)</u>	
Sunday to Thursday	10:00 to 00:00 (midnight)
Friday and Saturday	10:00 to 02:00 (the following day)
<u>The sale by retail of alcohol (off sales)</u>	
Sunday to Thursday	10:00 to 00:00 (midnight)
Friday and Saturday	10:00 to 03:00 (the following day)
<u>The provision of late night refreshment (indoors)</u>	
Sunday to Thursday	23:00 to 00:00 (midnight)
Friday and Saturday	23:00 to 02:30 (the following day)
<u>The provision of regulated entertainment in the form of live music, recorded music, facilities for making music and anything similar and the performance of dance (indoors)</u>	
Sunday to Thursday	10:00 to 00:00 (midnight)
Friday and Saturday	10:00 to 02:00 (the following day)
  
  - **We Are Lumberjack – 70 Camberwell Church Street, SE5 8QZ**, licensed for:
 

<u>The sale by retail of alcohol (both on and off sales)</u>	
Monday to Saturday	10:00 to 23:00
Sunday	12:00 (midday) to 22:30
<u>The provision of late night refreshment (indoors)</u>	
Monday to Saturday	23:00 to 23:30
  
  - **We Are Lumberjack – 70 Camberwell Church Street, SE5 8QZ**, licensed for:
 

<u>The provision of late night refreshment (indoors)</u>	
Monday to Sunday	23:00 to 04:00 (the following day)

- **Shreeji News – 63 Camberwell Church Street, SE5 8TR**, licensed for:  
The sale by retail of alcohol (off sales only)  
Monday to Saturday 08:00 to 23:00  
Sunday 10:00 to 22:30
- **Day 1 - 61 Camberwell Church Street, SE5 8TR**, licensed for:  
The sale by retail of alcohol (off sales only)  
Monday to Saturday 06:00 to 01:00 (the following day)  
Sunday 06:00 to 00:00 (midnight)
- **The Pidgeon Hole Café Bar – 2 Datchelor Place, SE5 7AP**, licensed for:  
The sale by retail of alcohol (on sales only)  
Monday to Sunday 12:00 (midday) to 23:00
- **The New Dome Hotel – 51-53 Camberwell Church Street, SE5 8TR**,  
licensed for:  
The sale by retail of alcohol (on sales only)  
Monday to Saturday 10:00 to 00:00 (midnight)  
Sunday 10:00 to 23:30

The provision of late night refreshment (indoors)  
Monday to Saturday 23:00 to 00:30 (the following day)  
Sunday 23:00 to 00:00 (midnight)
- **Silk Road Restaurant - 49 Camberwell Church Street, SE5 8TR**, licensed  
for:  
The sale by retail of alcohol (both on and sales)  
Monday to Saturday 10:00 to 23:00  
Sunday 10:00 to 22:30

The provision of late night refreshment (indoors)  
Monday to Saturday 23:00 to 23:30
- **Caravaggio - 47 Camberwell Church Street, SE5 8TR**, licenced for:  
The sale by retail of alcohol (on sales)  
Monday to Sunday 10:00 to 00:00 (midnight)

The provision of late night refreshment (indoors)  
Monday to Sunday 23:00 to 00:30 (the following day)

The provision of regulated entertainment in the form of recorded music  
(indoors)  
Monday to Sunday 10:00 to 00:30 (the following day)
- **Tadim Café/Cycles PS Ltd. - 41 Camberwell Church Street, SE5 8TR**,  
licenced for:  
The sale by retail of alcohol (on sales)  
Monday to Sunday 12:00 (midday) to 23:00

The provision of regulated entertainment in the form of recorded music  
(indoors)  
Monday to Sunday 09:00 to 23:00

- **Kentucky Fried Chicken – 35 Camberwell Church Street, SE5 8TR**  
 licenced for:  
The provision of late night refreshment (indoors)  
 Sunday to Thursday 23:00 to 02:00 (the following day)  
 Friday and Saturday 23:00 to 03:30 (the following day)
- **The Crooked Well – 16 Grove Lane, SE5 8SF**, licenced for:  
The sale by retail of alcohol (both on and off sales)  
 Sunday to Thursday 10:00 to 00:00 (midnight)  
 Friday and Saturday 10:00 to 01:00 (the following day)

The provision of late night refreshment (indoors)  
 Sunday to Thursday 23:00 to 00:00 (midnight)  
 Friday and Saturday 23:00 to 01:00 (the following day)

The provision of regulated entertainment in the form of films, recorded and live music (indoors)  
 Sunday to Thursday 10:00 to 00:00 (midnight)  
 Friday and Saturday 10:00 to 01:00 (the following day)
- **The Hill Bakery and Deli – 4a Grove Lane, SE5 8SY**, licenced for:  
The sale by retail of alcohol (off sales only)  
 Monday to Thursday 09:00 to 19:00  
 Friday and Saturday 10:00 to 20:00  
 Sunday 10:00 to 16:00
- **Hermit's Cave – 28 Camberwell Church Street, SE5 8QU**, licenced for:  
The sale by retail of alcohol (both on and off sales)  
 Sunday to Thursday 10:00 to 01:00 (the following day)  
 Friday and Saturday 10:00 to 02:00 (the following day)

The provision of late night refreshment (indoors)  
 Sunday to Thursday 23:00 to 01:00 (the following day)  
 Friday and Saturday 23:00 to 02:00 (the following day)

The provision of regulated entertainment in the form of films, performances of dance, recorded and live music (indoors)  
 Sunday to Thursday 10:00 to 01:00 (the following day)  
 Friday and Saturday 10:00 to 02:00 (the following day)
- **Angels and Gypsies – 29-33 Camberwell Church Street, SE5 8TR**,  
 licenced for:  
The sale by retail of alcohol (both on and off sales)  
 Monday to Saturday 11:00 to 00:00 (midnight)  
 Sunday 12:00 (midday) to 23:30

The provision of late night refreshment (indoors)  
 Monday to Saturday 23:00 to 00:30 (the following day)  
 Sunday 23:00 to 23:30
- **Stormbird - 25 Camberwell Church Street, SE5 8TR**, licenced for:

The sale by retail of alcohol (both on and off sales)

Monday to Wednesday	10:00 to 00:00 (midnight)
Thursday	10:00 to 02:00 (the following day)
Friday and Saturday	10:00 to 03:00 (the following day)
Sunday	12:00 (midday) to 00:00 (midnight)

The provision of late night refreshment (indoors)

Sunday to Wednesday	23:00 to 00:30 (the following day)
Thursday	23:00 to 02:30 (the following day)
Friday and Saturday	23:00 to 03:30 (the following day)

The provision of regulated entertainment in the form of performances of dance recorded and live music (indoors)

Monday to Wednesday	10:00 to 00:00 (midnight)
Thursday	10:00 to 02:00 (the following day)
Friday and Saturday	10:00 to 03:00 (the following day)
Sunday	12:00 (midday) to 00:00 (midnight)

**Policy framework implications - Southwark Council statement of licensing policy**

34. 25 November 2020 and it came into effect on 1 January 2021.

35. 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.

36. 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.

37. Members should take into consideration both the Southwark Statement of Licensing Policy and the Section 182 Guidance when making decisions. Links are below:

- Southwark Policy:

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

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

### **Community impact statement**

38. 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**

39. 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.

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

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

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

42. The equalities impact assessment is available at:



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

### **Health impact statement**

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

### **General guidance**

44. Members should take into consideration both the Southwark Statement of Licensing Policy and the Section 182 Guidance when making decisions.

[https://assets.publishing.service.gov.uk/media/65a8f578ed27ca000d27b1f9/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_-\\_December\\_2023.pdf](https://assets.publishing.service.gov.uk/media/65a8f578ed27ca000d27b1f9/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_December_2023.pdf)

45. 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.

### **Considerations when writing reports**

46. N/a.

### **Further guidance**

47. N/a.

### **Climate change implications**

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

49. 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.

50. 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.

51. The council's climate change strategy is available at:  
<https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf>

**Resource implications**

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

**Note: Legal/Financial implications (and when to seek supplementary advice)**

53. N/a.

**Consultation**

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

**SUPPLEMENTARY ADVICE FROM OTHER OFFICERS**

55. N/a.

**Head of Procurement**

56. N/a.

**Assistant Chief Executive, Governance and Assurance**

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

**Principles for making the determination**

59. The sub-committee is asked to determine the application for a premises licence under section 17 of the Licensing Act 2003.
60. The principles which sub-committee members must apply are set out below.
61. 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.
62. 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.

63. 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**

64. 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.

65. The four licensing objectives are:

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

66. 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.

67. 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.

68. Members are also referred to the Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 on conditions, specifically section

### **Reasons**

69. 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**

70. 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.

71. 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**

72. 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.

73. 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.

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

### **Strategic Director, Finance**

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

**Other officers**

81. N/a

**BACKGROUND DOCUMENTS**

82. See below.

**BACKGROUND DOCUMENTS**

<b>Background Papers</b>	<b>Held At</b>	<b>Contact</b>
Licensing Act 2003	Southwark Licensing, C/O	Mrs Kirty Read Tel: 55748
Home Office Revised Guidance to the Act	Regulatory Services, 160 Tooley Street, London SE1 2QH	
Secondary Regulations		
Southwark statement of licensing policy		
Case file		

**APPENDICES**

<b>No.</b>	<b>Title</b>
Appendix A	Copy of the application
Appendix B	Representations from Responsible Authorities
Appendix C	Representations from Other Persons against the application
Appendix D	Representation from Other Person in favour of the application
Appendix E	Email to Objectors and responses from Other Persons
Appendix F	Notice of Decision from 19 May 2019
Appendix G	Copy of current premises licence
Appendix H	Map of locality

## AUDIT TRAIL

<b>Lead Officer</b>	Toni Ainge, Strategic Director Environment, Neighbourhoods and Growth	
<b>Report Author</b>	Andrew Heron – Principal Licensing Officer	
<b>Version</b>	FINAL	
<b>Dated</b>	11 April 2024	
<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
List other officers here	N/a	N/a
<b>Cabinet Member</b>	No	No
<b>Date final report sent to Constitutional Team</b>		15 April 2024

23/02/2024

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

Ref No. 2182765

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

EL VACILON DE LA ESQUINA LIMITED
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Notes for Guidance

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



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

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

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

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

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

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

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

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

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

9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

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

11. The application form must be signed.

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

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

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

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

from partnerships which are not limited liability partnerships:

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

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

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

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

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

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

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

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

(v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

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

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

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

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

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

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

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

#### Premises Details

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

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

£	40,000
	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

	EL VACION DE ESQUINA
--	----------------------

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

Do you have a Southwark postcode?	Yes
Address Line 1	58A CAMBERWELL CHURCH STREET
Address Line 2	
Town	LONDON
Post code	SE5 8QZ
Ordnance survey map reference	
Description of the location	
Telephone number	

## Applicant Details

Please select whether you are applying for a premises licence as

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

If you are applying as an individual or non-individual please select one of the following:-

	I am carrying on or proposing to carry on a business which involves the use of the  premises for licensable activities
--	---

## Other Applicants

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

Name - First Entry

	EL VACION DE ESQUINA LTD
--	--------------------------

Address - First Entry

Street number or building name	FLAT 4 , 252
Street Description	Old Kent Road
Town	London
County	
Post code	SE1 5UB
Registered number ( where applicable )	15388549

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

Contact Details - First Entry

Telephone number	[REDACTED]
Email address	[REDACTED]

Operating Schedule

When do you want the premises licence to start?

	29/03/2024
--	------------

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

--	--

General description of premises ( see guidance note 1 )

	<p>El Vasilon de la Esquina, occupies a ground floor and basement level, carefully designed to offer a seamless dining and entertainment experience while prioritizing safety and compliance.</p> <p><b>Ground Floor:</b></p> <ul style="list-style-type: none"> <li>- Upon entry, guests are welcomed into a stylish reception area, leading seamlessly into comfortable seating arrangements for dining or enjoying our delectable offerings.</li> <li>- A designated counter facilitates efficient takeaway orders, ensuring smooth operations and customer satisfaction.</li> <li>- Booth seating options are available, enhancing both comfort and privacy for patrons.</li> </ul> <p><b>Basement Floor:</b></p> <ul style="list-style-type: none"> <li>- The heart of our establishment resides on the basement level, housing the main dining area adorned with elegant seating arrangements, a fully equipped kitchen ensuring the highest culinary standards, and a sophisticated bar area.</li> <li>- Ample storage facilities are strategically placed to optimize workflow and maintain a pristine environment.</li> <li>- Thoughtfully placed conveniences ensure the comfort and convenience of our guests throughout their visit.</li> </ul> <p><b>Alcohol Service:</b></p> <ul style="list-style-type: none"> <li>- Complementing our culinary creations, a carefully curated selection of alcoholic and non-alcoholic beverages will be served, enhancing the overall dining experience.</li> <li>- To uphold responsible alcohol service practices, we strictly limit alcohol consumption to our premises, fostering a safe and enjoyable environment for all patrons.</li> </ul> <p><b>Entertainment:</b></p> <ul style="list-style-type: none"> <li>- Delightful ambiance is further enriched by low-volume background music, creating an inviting atmosphere conducive to relaxation and enjoyment.</li> <li>- Occasional live music performances, featuring genres such as Jazz and R&amp;B, promise to captivate and entertain our esteemed guests, elevating their dining experience.</li> </ul>
--	--

	<p>Safety Measures:</p> <ul style="list-style-type: none"> <li>- Prioritizing the safety and well-being of our guests, our premises boast multiple emergency exit routes in addition to the main entrance, ensuring swift evacuation in unforeseen circumstances.</li> <li>- Stringent safety protocols are in place, meticulously designed to comply with regulatory standards and provide peace of mind to both patrons and staff alike.</li> </ul> <p>---</p> <p>This enhanced description not only showcases the establishment's offerings but also emphasizes its commitment to safety, compliance, and providing an exceptional dining experience, aspects that licensing officers would likely appreciate and scrutinize during their assessment.</p>
--	--

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

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

Note 1

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

Operating Schedule part 2

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

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

Provision of regulated entertainment (Please read guidance note 2)

	e) live music
	f) recorded music

Provision of late night refreshment

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

Supply of alcohol



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

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

E - Live Music

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

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

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

	We will on occasion have live singing & of DJ playing music to entertain our restaurant guests. This will typically be on Fridays and Saturdays.
--	--

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

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	00:00
Fri	11:00	00:00
	00:00	01:30
Sat	11:00	00:00
	00:00	01:30
Sun	11:00	23:30

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

	Same all Seasons
--	------------------

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

	Same all timings
--	------------------

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

intend the premises to be used for the activity.

F - Recorded Music

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

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

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

	Recorded music will be played at background music volume to create an atmosphere throughout the restaurant. On Fridays and Saturday and during live performances, recorded music will be played at 'bar volume'.
--	--

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

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	00:00
Fri	11:00	00:00
	00:00	01:30
Sat	11:00	00:00
	00:00	01:30
Sun	11:00	23:00

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

	Same all seasons
--	------------------

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

	Same at all times
--	-------------------

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

I - Late Night Refreshment

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

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

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

	Late night refreshment will be sold to customer wishing to dine in the restaurant or for takeaway
--	---

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

Day	Start	Finish
Mon	23:00	00:00
Tues	23:00	00:00
Wed	23:00	00:00
Thur	23:00	00:00
Fri	23:00	00:00
	00:00	01:30
Sat	23:00	00:00
	00:00	01:30
Sun	23:00	00:00

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

	Same all seasons
--	------------------

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

	same at all timings
--	---------------------

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

J - Supply of Alcohol

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

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

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

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	00:00
Fri	11:00	00:00
	00:00	01:30
Sat	11:00	00:00
	00:00	01:30
Sun	11:00	23:30

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

	Same all seasons
--	------------------

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 )

	Same all timings
--	------------------

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

	[REDACTED]
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5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

Premises Supervisor

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

Full name of proposed designated premises supervisor

First names	MARCO
Surname	ROSARIO

DOB

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

Address of proposed designated premises supervisor

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

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

Personal licence number ( if known )	[REDACTED]
Issuing authority ( if known )	ROYAL BOROUGH OF GREENWICH

K

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

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

L - Hours premises are open to public

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

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

7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

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

Day	Start	Finish
Mon	09:00	00:30
Tues	09:00	00:30
Wed	09:00	00:30
Thur	09:00	00:30
Fri	09:00	00:00
	00:00	02:00
Sat	09:00	00:00
	00:00	02:00
Sun	09:00	00:00

State any seasonal variations ( Please read guidance note 5 )

	Same all Seasons
--	------------------

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 )

	Same all timings
--	------------------

M - Steps to promote four licencing objectives

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

	We take all aspects of the licensing objectives very seriously and will operate in line with council policies and regulations as we view these not as hindrances but as furthermeans to protect our, customers, employees, brand and business.
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b) the prevention of crime and disorder

	<p>Safety and Security Measures for El Vasilon de la Esquina</p> <p>Legal Compliance Assurance: The management of pledges full compliance with all pertinent laws, regulations, and licensing requirements governing safety and security within its premises.</p> <p>Enhanced CCTV Surveillance: In pursuit of ensuring utmost vigilance, high-resolution CCTV cameras are strategically positioned throughout the premises, including entrances, exits, and key areas, to facilitate effective monitoring and recording of activities. All CCTV footage is stored securely in compliance with data protection laws and is promptly made available to law enforcement agencies upon lawful request.</p>
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	<p><b>Security Personnel Deployment:</b> Licensed and trained security personnel are deployed at the entrance during extended operating hours and special events to maintain order, deter criminal activities, and safeguard the safety of patrons and staff. These personnel are outfitted with appropriate attire and identification to enhance visibility and authority.</p> <p><b>Late Hours Security Measures:</b> During late operating hours, additional security measures are implemented to ensure the continued safety and well-being of patrons and staff. This includes the presence of licensed security personnel at strategic points within the premises, heightened monitoring of CCTV surveillance systems, and increased patrols of the surrounding area. These measures aim to mitigate potential risks associated with nighttime operations and to provide reassurance to all patrons regarding their safety while enjoying the establishment's services.</p> <p><b>Zero Tolerance Policies:</b> maintains stringent zero-tolerance policies against disorderly conduct, disruptive behavior, and illicit substance use within its premises. Perpetrators found in violation of these policies are subject to immediate expulsion and may face legal consequences.</p> <p><b>Physical Security Measures:</b> To fortify the physical security of the premises, robust measures are implemented to safeguard entrances, windows, and emergency exits against unauthorized access and intrusion. All sensitive areas are equipped with tamper-resistant locks and alarms to deter and detect unauthorized entry attempts.</p> <p><b>Financial Security Protocols:</b> Stringent protocols are enforced to protect monetary assets, including the secure storage of funds in designated lockable safes and the implementation of dual-control procedures for cash handling.</p> <p><b>Customer Conduct Guidelines:</b> Patrons are expected to adhere to established codes of conduct, which prohibit loitering outside the premises and mandate respectful behavior towards fellow patrons and staff.</p> <p><b>Employee Compliance Obligations:</b> All employees undergo comprehensive training on security protocols and procedures, including the recognition and handling of potential security threats. Employees are required to fully comply with the establishment's written policies and procedures, including those related to substance abuse and customer interaction.</p> <p>---</p> <p>These comprehensive measures collectively underscore unwavering commitment to maintaining a safe, secure, and compliant environment for all stakeholders, while upholding the highest standards of professionalism and legal accountability.</p>
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c) public safety

	<p>To ensure the safety and well-being of all occupants, especially during late hours trading, the following comprehensive measures will be diligently implemented:</p> <ol style="list-style-type: none"> <li>1. <b>Clear Corridors and Stairways:</b> Regular checks will be conducted to ensure all corridors and stairways remain clear of any obstructions, particularly during late operating hours when foot traffic may be higher.</li> <li>2. <b>Fire Safety Preparedness:</b> Fire extinguishing equipment will be strategically located throughout the premises, with additional attention given to areas frequented during late hours. Staff will undergo specialized training to respond promptly to fire emergencies during these periods.</li> <li>3. <b>Health and Safety Compliance:</b> Rigorous adherence to health and safety protocols will be maintained, with specific emphasis on late-night operations. This includes regular inspections of emergency exits, lighting, and ventilation systems to ensure optimal safety conditions.</li> </ol>
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	<p>4. Fire Alarm Accessibility: Fire alarm points will be prominently positioned and regularly tested throughout the premises, with heightened awareness during late hours to facilitate swift evacuation in the event of a fire emergency.</p> <p>5. First Aid Provision: A designated first aider will be on-site at all times during late trading hours, equipped to provide immediate assistance if needed. First aid equipment will be readily accessible and regularly checked to ensure readiness.</p> <p>6. Incident Documentation and Management Log: Detailed incident logs will be maintained, with a focus on late-night occurrences. Any incidents or near-misses will be thoroughly documented to identify potential safety improvements and enhance public safety during late hours trading.</p> <p>7. Customer Assistance Services: Staff members will be trained to provide assistance tailored to late-night patrons, including facilitating safe transportation options, such as licensed taxis or public transit information, to ensure the well-being of all customers during late trading hours.</p> <p>8. Security Measures: Enhanced security measures will be implemented during late hours trading, including increased surveillance, additional security personnel deployment, and strict adherence to access control protocols to mitigate risks associated with nighttime operations.</p>
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d) the prevention of public nuisance

	<p>1. SIA Door Staff Presence: Security Industry Authority (SIA) door staff, while on duty, shall maintain a conspicuous presence at the premises' entrance and diligently observe the surrounding areas to ensure the safety and security of patrons and the public.</p> <p>2. Admittance Policy: The manager or security team reserves the right to prohibit entry to any individual deemed by them to pose a potential nuisance, disrupt public order, or cause disturbance to themselves or others within the premises.</p> <p>3. Intoxicated Persons Policy: Admission or service shall be denied to individuals exhibiting signs of intoxication, in accordance with legal requirements and duty of care obligations, at all times.</p> <p>4. Assistance to Patrons: Door staff shall provide assistance to patrons, including facilitating their departure at closing time or whenever necessary to ensure their safety and well-being.</p> <p>5. Venue Clearance Procedure: Staff shall undertake measures to safely clear the venue and its surroundings at the end of each operating night, ensuring patrons vacate the premises without incident and conducting thorough checks to secure the premises.</p> <p>6. Smoking Policy: Patrons desiring to smoke outdoors shall be directed away from residential areas, specifically Camberwell Grove &amp; Datchelor Place, in compliance with local regulations and to minimize disturbances to nearby residents.</p> <p>7. Prevention of Congregation: Staff and security personnel shall diligently prevent patrons from congregating or loitering outside the premises, particularly on the residential streets of Camberwell Grove &amp; Datchelor Place, to maintain public order and respect for neighboring residents.</p> <p>8. Neighborhood Courtesy Reminder: Patrons will be courteously reminded to depart quietly and respect the tranquility of the surrounding neighborhood, including refraining from creating disturbances or causing inconvenience to residents of Camberwell Grove &amp; Datchelor Place.</p> <p>9. Enforcement of No-Loitering Policy: Any patrons observed loitering on the residential street of Camberwell Grove &amp;</p>
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	Datchelor Place shall be promptly directed to disperse, in adherence to legal requirements and to uphold community harmony and public safety.
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e) the protection of children from harm

	<p>“Checking IDs to prevent underage drinking, limiting the serving of alcohol to a certain time of day, or having security measures in place to prevent disorderly behaviour.</p> <p>Train staff: Providing training to staff on the importance of the licensing objectives and how to implement the policies and procedures can help ensure that they are followed consistently. Staff should be trained in how to identify and handle potentially risky situations, such as identifying signs of over-consumption, dealing with unruly customers, or preventing access to minors.</p> <p>Monitor compliance: Regularly monitoring compliance with the policies and procedures is necessary to ensure that the four licensing objectives are being met. This can include conducting regular staff training, checking ID's, and implementing customer feedback mechanisms to ensure that customers are satisfied with the services being provided.</p> <p>Protecting children from harm in a restaurant is of paramount importance. Here are essential steps to ensure their safety: Child-Friendly Environment: Create a child-friendly atmosphere with comfortable seating and appropriate facilities, such as high chairs and booster seats.</p> <p>Childproofing: Childproof the restaurant by covering electrical outlets, securing sharp or dangerous objects, and ensuring furniture is stable and safe.</p> <p>Staff Training: Train staff to be attentive and responsive to the needs of families with children. Teach them how to handle potential safety issues and emergency situations.</p> <p>Supervision Policy: Encourage parents or guardians to supervise their children at all times. Display clear signage reminding parents of their responsibility for their children's safety.</p> <p>Child Identification: Offer wristbands or similar identification for children in case they become separated from their parents or guardians.</p> <p>Safe Play Area: If the restaurant provides a play area, ensure it is well-maintained, clean, and equipped with safe and age-appropriate toys and equipment.</p> <p>Child Menu Options: Offer child-friendly menu options with age-appropriate portion sizes and foods that are easy to eat.</p> <p>Allergen Awareness: Train staff to handle food allergies and intolerances, and clearly communicate allergen information to parents or guardians.</p> <p>First Aid Kit: Have a well-stocked first aid kit readily available in case of minor injuries.</p> <p>Emergency Contacts: Display emergency contact information, including local medical facilities and emergency services.</p> <p>Safe Restrooms: Ensure restrooms are clean, well-maintained, and equipped with child-friendly amenities like changing tables.</p> <p>Secure Entry and Exit Points: Prevent unauthorized access to and from the restaurant, minimizing the risk of children wandering off.</p> <p>Temperature Control: Maintain a comfortable indoor temperature and ensure adequate ventilation, especially in hot or cold weather.</p>
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	<p>No-Go Zones: Clearly mark and communicate any restricted areas or hazards within the restaurant.</p> <p>Child Safety Campaigns: Organize child safety campaigns, workshops, or events to raise awareness among staff and customers about child safety in the restaurant.</p> <p>Lost Child Procedure: Develop and communicate a procedure for handling lost or separated children, involving staff, security personnel, and management.</p> <p>Child Abuse Prevention: Train staff to recognize signs of child abuse or neglect and establish protocols for reporting any suspicions to the appropriate authorities.</p> <p>By following these steps, a restaurant can provide a safe and welcoming environment for families with children, ensuring their dining experience is enjoyable and free from harm. Remember, vigilance and proactive measures are essential in safeguarding the well-being of young patrons.”</p> <p>There seems to be two separate elements to the business given that the alcohol sales are to be on sales only. Firstly a retail shop which will presumably be not selling alcohol as the application is for on sales only. Secondly, there seems to be a basement with a stage which suggests this is something more than simply a restaurant. More confusingly there seems to be two bars on the ground floor which the description states is a front retail space with kitchen at the back. Does the retail space turn into a restaurant after shop hours – it is unclear? It is also concerning if young children needing booster cushions will be on the premises till late.</p> <p>Trading Standards therefore asks that the following conditions be put forward to cover all these matters.</p> <p>4AA - The premises shall operate an age check 'Challenge 25' policy whereby customers purchasing alcohol who look or appear to be under 25 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Southwark Proof of Age (SPA) card.</p> <p>4AB - All staff involved in the sale of alcohol shall be trained in the age check 'Challenge 25' policy. A record of their training, including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.</p> <p>4AC - Age check or 'Challenge 25' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an age check 'Challenge 25' policy applies and proof of age may be required.</p> <p>4AI - A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by Council authorised officers or the Police.</p> <p>No children under 16 will be permitted on the premises after 20:00hrs. Children 16-18 must be accompanied by an adult after 20:00hrs.</p>
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Guidance note 10

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

Please upload a plan of the premises

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Please upload any additional information i.e. risk assessments

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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)
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Home Office Declaration

Please tick to indicate agreement

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

Declaration

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

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

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

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

I agree to the above statement

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

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

Full name	Maria Leonarda Lopez Rivera
-----------	-----------------------------

Date (DD/MM/YYYY)	23/02/2024
Capacity	Director

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

Full name	
Date (DD/MM/YYYY)	23/02/2024
Capacity	

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

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

**GUIDANCE NOTES**

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

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

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

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

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

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

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



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/24/40

**Date:** 26/01/2024

Dear Sir/Madam

**Re:- EL VACILON DE ESQUINA, 58A CAMBERWELL CHURCH STREET, SE5 8QZ**

Police are in possession of an application from the above for a new premises licence for supply of alcohol, live music, late night refreshment, and recorded music. The premises describes itself as a Restaurant and Bar.

The premises is within the Camberwell Cumulative Impact Area (CIA) as designated by Southwark council. The hours requested exceed those recommended within the Southwark statement of licensing policy which are closing 0000hrs on Sunday to Thursday, and 0100hrs on Fridays and Saturday. The hours requested are as follows;

Hours Open to the Public

Mon-Thur – 00hrs-0030hrs  
Fri-Sat – 0900hrs-0200hrs  
Sun - 0900hrs-0000hrs

Live and Recorded Music

Mon-Thur – 1100hrs-0000hrs  
Fri-Sat – 1100hrs-0130hrs  
Sun - 1100hrs-2330hrs

Late Night Refreshment

Mon-Thur – 2300hrs-0000hrs  
Fri-Sat – 2300hrs-0130hrs  
Sun - 2300hrs-0000hrs

Supply of Alcohol

Mon-Thur – 0900hrs-0000hrs  
Fri-Sat – 0900hrs-0130hrs  
Sun - 0900hrs-2330hrs

The High Court approval of Cumulative impact policies came in Westminster City Council v Middlesex Crown Court. In brief, it stated 'A licence could be refused on the sole ground that the area was already saturated with licensed premises'. The local area has for a number of years been subject to problems with street drinking, alcohol abuse and the associated crime and disorder.

The applicant has offered some control measures to support the application and attempt to cover the licensing objectives, however it fails to cover the premises being within the Camberwell Cumulative impact area, and the timings requested are outside of those recommended by the Southwark Statement of Licensing. A further concern is also that a majority of the conditions offered by the applicant are quite vague and not enforceable.

The Home office guidance issued under Sec 182 of the licensing Act 2003 'General principles' state that it is important in setting the parameters within which the premises may operate. Conditions precise and enforceable.

The location of the premises has been subject over a number of years to alcohol related Anti-Social Behaviour and this is supported by the area being in the cumulative impact zone. There are already over 20 restaurants in the area, with 7 of them offering alcohol as part of their license within 200m of the application venue, and Police see no benefit to the local community in the provision of another premises, but instead, believe this can only add to the local alcohol led issues, especially with the proposed closure time.

The metropolitan police object to the granting of this variation as the hours requested far exceed those recommended within the Southwark statement of licensing policy, this is without taking into account the fact the premises is situated in the cumulative impact area . The applicant has provided some control measures, but these do not sufficiently cover the licensing objectives, in particular, to that of Prevention of Crime and Disorder.

Submitted for your consideration.  
Yours Sincerely

**PC Walter MINKA AGYEMAN**

Licensing Officer  
Southwark Police Licensing

**ENVIRONMENTAL  
PROTECTION**

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

**Sent:** Tuesday, March 19, 2024 1:06 PM

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

**Cc:** [REDACTED]

**Subject:** Application for a new premises licence under the Licensing Act 2003 for El Vacilon De Esquina 58a Camberwell Church Street, London SE15 4RZ our ref A16749

Dear Licencing Team,

RE: New premises application to be granted under the Licensing Act 2003.

**Application reference number:** 882505

**Address:** El Vacilon De Esquina

Basement and Ground Floor

58a Camberwell Church Street

London

SE5 8QZ

Live Music

**Day Start Finish**

Mon 11:00 0:00

Tues 11:00 0:00

Wed 11:00 0:00

Thur 11:00 0:00

Fri 11:00 01:30

Sat 11:00 01:30

Sun 11:00 23:30

Recorded Music

**Day Start Finish**

Mon 11:00 0:00

Tues 11:00 0:00

Wed 11:00 0:00

Thur 11:00 0:00

Fri 11:00 01:30

Sat 11:00 01:30

Sun 11:00 23:00

Late night refreshment

**Day Start Finish**

Mon 23:00 00:00

Tues 23:00 00:00

Wed 23:00 00:00

Thur 23:00 00:00

Fri 23:00 01:30

Sat 11:00 01:30

Sun 23:00 00:00

Supply of alcohol

**Day Start Finish**

Mon 12:00 04:00

Tues 12:00 04:00

Wed 12:00 04:00

Thur 12:00 04:00

Fri 12:00 04:00

Sat 12:00 04:00

Sun 12:00 04:00

On behalf of the Environmental Protection Team (EPT) I wish to make representation to this application on the grounds:

**a) Compliance with Licensing Policy**

The proposed licensable activities are outside suggested closing times for licensed premises of this type within the this area as stated within Southwark Statement of Licensing Policy 2021-2026. Closing times: Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours.

**b) Public nuisance and impact to neighbouring properties**

There are residents; we are concerned they are likely to be affected by premises running in late hours as applied.

However, if the committee is minded to granting this application, we recommend the following conditions in addition to those proposed by the applicants:

- All external plant required for the operation of the premises (air handling plant, condensers, kitchen extraction systems, etc.) shall be designed, installed and maintained to ensure that noise output from the external plant does not cause a public nuisance or intrude inside the nearest, or most exposed, noise sensitive premises.
- Any kitchen extraction system required for the operation of the premises shall be installed with an appropriate discharge location (i.e. eaves height) and with adequate odour control filters installed and maintained to ensure that odour emissions do not cause a public nuisance or intrude inside in the nearest or most exposed sensitive premises
- All external doors and doors to noise lobbies used by patrons to enter the premises shall have acoustic seals and brushes and self-closers (in accordance with BS 6459 Pt. 1 1984) fitted to those doors.



- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or mats.
- During any licensed entertainment on the premises, all doors and windows shall remain closed (except for access or egress).
- Any background music played shall remain at a volume that permits normal conversation and the volume control of any music shall be behind the bar/counter and in the full control of staff at all times.
- Amplified music, song or speech shall not be broadcast in external areas at any time.
- No drinks or glassware are permitted outside at any time.
- External waste handling, collections, deliveries and the cleaning of external areas shall only occur between the hours of 08.00hrs and 20.00hrs.
- Clearly legible signage will be prominently displayed at all patron exits, where it can easily be seen and read, requesting that patrons leave the premises in a quiet and orderly manner that is respectful to neighbours.
- Clearly legible signage will be prominently displayed at all patron exits, where it can easily be seen and read, requesting to the effect that patrons do not take drinks outside.
- No external areas of the premises shall be used for the purposes of licensed entertainment.

Kind Regards

**Raymond Binya**  
**Principal Environmental Protection Officer**

<b>To:</b> Licensing Unit	<b>From:</b> Wesley McArthur <a href="mailto:wesley.mcarthur@southwark.gov.uk">wesley.mcarthur@southwark.gov.uk</a> 020 7525 5779 (on behalf of the Licensing Unit in its role as a responsible authority)	<b>Date:</b> 03 April 2024
<b>Subject:</b>	Representation	
<b>Act:</b>	The Licensing Act 2003 (the Act)	
<b>Premises:</b>	El Vacilon De La Esquina, 58a Camberwell Church Street, London, SE5 8QZ	
<b>Ref:</b>	<b>882505</b>	

We object to the grant of a premises licence application, submitted by El Vacilon De La Esquina Limited under The Licensing Act 2003 (the Act), in respect of the premises known as El Vacilon De La Esquina, 58a Camberwell Church Street, London, SE5 8QZ.

### 1. The application

The application is to allow for the provision of the following licensable activities and opening hours:

The sale of alcohol for consumption on the premises as follows -

- **Monday – Thursday:** 11:00 – 00:00 (midnight)
- **Friday & Saturday:** 11:00 – 01:30
- **Sunday:** 11:00 – 23:30

Live music & recorded music –

- **Monday – Thursday:** 11:00 – 00:00
- **Friday & Saturday:** 11:00 – 01:30
- **Sunday:** 11:00 – 23:30

Late night refreshment –

- **Monday – Thursday:** 11:00 – 00:00
- **Friday & Saturday:** 11:00 – 01:30
- **Sunday:** 11:00 – 23:30

The proposed opening hours of the premises are -

- **Monday – Thursday:** 09:00 – 00:30
- **Friday & Saturday:** 09:00 – 02:00
- **Sunday:** 09:00 – 00:00

The premises are described in the application as (verbatim):

- *“London Bridge Local is a small general convenience store located on Borough High Street about 50 metres south from London Bridge Station.”*

- *“El Vasilon de la Esquina, occupies a ground floor and basement level, carefully designed to offer a seamless dining and entertainment experience while prioritizing safety and compliance.*

#### *Ground Floor:*

- *Upon entry, guests are welcomed into a stylish reception area, leading seamlessly into comfortable seating arrangements for dining or enjoying our delectable offerings.*
- *A designated counter facilitates efficient takeaway orders, ensuring smooth operations and customer satisfaction.*
- *Booth seating options are available, enhancing both comfort and privacy for patrons.*

#### *Basement Floor:*

- *The heart of our establishment resides on the basement level, housing the main dining area adorned with elegant seating arrangements, a fully equipped kitchen ensuring the highest culinary standards, and a sophisticated bar area.*
- *Ample storage facilities are strategically placed to optimize workflow and maintain a pristine environment.*
- *Thoughtfully placed conveniences ensure the comfort and convenience of our guests throughout their visit.*

#### *Alcohol Service:*

- *Complementing our culinary creations, a carefully curated selection of alcoholic and non-alcoholic beverages will be served, enhancing the overall dining experience.*
- *To uphold responsible alcohol service practices, we strictly limit alcohol consumption to our premises, fostering a safe and enjoyable environment for all patrons.*

#### *Entertainment:*

- *Delightful ambiance is further enriched by low-volume background music, creating an inviting atmosphere conducive to relaxation and enjoyment.*
- *Occasional live music performances, featuring genres such as Jazz and R&B, promise to captivate and entertain our esteemed guests, elevating their dining experience.*

#### *Safety Measures:*

- *Prioritizing the safety and well-being of our guests, our premises boast multiple emergency exit routes in addition to the main entrance, ensuring swift evacuation in unforeseen circumstances.*
- *Stringent safety protocols are in place, meticulously designed to comply with regulatory standards and provide peace of mind to both patrons and staff alike.*

*This enhanced description not only showcases the establishment's offerings but also emphasizes its commitment to safety, compliance, and providing an exceptional dining experience, aspects that licensing officers would likely appreciate and scrutinize during their assessment.*

*Live music: We will on occasion have live singing & of DJ playing music to entertain our restaurant guests. This will typically be on Fridays and Saturdays.*

*Recorded music: Recorded music will be played at background music volume to create an atmosphere throughout the restaurant. On Fridays and Saturday and during live performances, recorded music will be played at 'bar volume'.*

From the description of the premises and it's operation as above it is clear that the premises will be operated as a bar / restaurant.

## **2. The Locale**

The premises are located on Camberwell Church Street, which is a major thoroughfare. It is a densely urbanised road with various commercial premises, offices, licensed premises and residential properties. There are 46 licensed premises on Borough High Street itself, with many more in the locale.

## **3. The Statement of Licensing Policy (SoLP)**

According to sections 6 & 7 of this council's SoLP, the premises are located in Camberwell District Town Centre and the Camberwell Cumulative Impact Area (hereafter referred to as the Camberwell CIA).

### **Restaurants and Cafe:**

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

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

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

## **4. Our objection**

Our objection relates to the prevention of crime and disorder, public safety and the prevention of public nuisance licensing objectives as follows:

The premises fall within, and are subject to, Camberwell CIA.

Paragraph 131 this council's statement of licensing policy 2021 – 2026 states –

- *“Applications made within specified Cumulative Impact Areas (CIAs) are deemed likely to add to the potential impact the policy is intended to avoid. There is therefore an automatic presumption that such applications will be refused, however each application will be judged on its own merits.”*

Paragraph 153 of the statement of licensing policy stipulates regarding the Camberwell CIA that –

- “The classes of premises to which the policy applies is defined as follows – night clubs; **pubs and bars**; off-licences, grocers, supermarkets, convenience stores and similar premises.” (Emphasis added).

Therefore, the above premises is of a type of premises that is subject to the Camberwell CIA. The Camberwell CIA does not apply to restaurants.

As per paragraph 153 of the statement of licensing policy, the council has found that certain types of premises are likely to increase the negative cumulative impact in the Camberwell CIA of licensed premises in that area. We are in agreement with this stance and are therefore of the opinion that the application be refused.

Paragraph 132 of the statement of licensing policy states that –

- *“It is normally the case that a representation citing a relevant CIA will have to be determined at a Licensing Sub-Committee hearing.”*

We further note that section 136 of the statement of licensing policy states –

- *“The effect of publishing a cumulative impact assessment is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations, following relevant representations. In such circumstances, it is for the Applicant to demonstrate that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.”*

Full details of the statement of licensing policy are available via:

[Premises licence \(Licensing Act 2003\) - Southwark Council](#)

In addition to the above, it is clear that there are already a large number of licensed premises to provide an offering to the local area.

The applicant hasn't addressed cumulative impact in the application and, in our opinion; the applicant has not demonstrated that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

Further, we contend that granting the application **will** further contribute to the negative local cumulative impact of licensed premises in the Camberwell CIA.

The particular stretch of Camberwell Church Street where the premises are located attracts problem drinkers including intoxicated people who have been drinking at other licensed premises in the locale, street drinkers and other people with substance abuse problems.

The area *in general* has a large problem with street drinking and alcohol / drug abuse, and the associated crime and disorder puts a heavy burden upon the police, the London Ambulance Service and other emergency services. This is partly the reason the area is subject to the cumulative impact policy.

Granting another premises licence allowing the sales of alcohol and provision of entertainment late at night on Camberwell Church Street will exacerbate the serious problems caused by licensed premises in the locale.

We also refer to R (on the application of Westminster City Council) -v- Middlesex Crown Court [2002] EWHC 1104 in which HHJ Baker adjudicated

*“Notwithstanding the applicant being a fit and proper person and the premises would be well run a licence could be refused on the sole ground that the area was already saturated with licence premises....and the cumulative effect of the existing premises was impacting adversely on the area to an unacceptable level.”*

This means that the above application can be refused on the **sole basis** that it is subject to a cumulative impact area.

Full council assembly approved the current version of the SoLP and have maintained the Camberwell CIA four times in a row, showing that the problems related to licensed premises in the locale (including bars) are **longstanding and ongoing**.

In addition to the above, the operating hours are longer than those suggested in the SoLP for the style of operation of the premises, where the premises are located.

We say that the late night / early morning sale of alcohol and provision of entertainment is likely to have a negative effect on the promotion the crime and disorder, public safety and the prevention of public nuisance licensing objectives, and be detrimental to the quality of life for local residents.

Premises selling alcohol and providing entertainment late at night, or into the early morning, have increased risk factors. We do not think it is appropriate to allow premises to sell alcohol and provide entertainment in the early morning in an area with so many residential dwellings in close proximity.

We say that allowing operating hours further extended past those recommended in the SoLP is likely to give rise to nuisance, crime and disorder and anti-social behavior in the locale late into the night and into the early morning.

Full council assembly approved the current version of the SoLP, and have maintained the suggested operating hours four times in a row. This shows that there is still a need for the recommended hours to be given **considerable** weight in the determination of premises licence applications.

We suggest that the licensing sub-committee adheres to this council's own policies, which have been applied for good reason. The Camberwell CIA, and the operational hours suggested in the SoLP, exist to protect residents in the borough, other people travelling through the borough and vulnerable people residing in, or traversing through, the borough.

## **5. Extant premises licence**

Notwithstanding the above objections, we note that the premises has been operated as a licenced premises for over 20 years and has variously been a nightclub, bar and restaurant in the past.

There is an extant premises licence issued regarding the premises (licence number 869750).

The extant premises licence is issued to an entirely separate entity to the applicant. The premises operated under the extant licence as a restaurant called 'The Dutchie'.

The extant premises licence allows licensable activities as follows:

The sale of alcohol to be consumed on the premises:

**Sunday – Thursday: 11:00 – 22:30**  
**Friday & Saturday: 11:00 – 23:30**

Live and recorded music:

**Sunday – Thursday: 11:00 – 22:30**  
**Friday & Saturday: 11:00 – 23:30**

Late night refreshment:

**Friday & Saturday: 23:00 – 23:30**

Opening hours:

**Sunday – Thursday: 11:00 – 23:00**  
**Friday & Saturday: 11:00 – 00:00**

The applicant could, in fact, transfer the extant premises licence to themselves, and trade under it with immediate effect.

Taking this into account, we say that if the applicant amended this application so that the hours of operation match those of the extant licence (number 869750), then there would likely be no increase in the negative impact of premises licensed to sell alcohol in the Camberwell CIA.

A copy of extant premises licence number 869750 is attached as appendix 1.

If the licensing sub-committee is minded to grant the application, we say that the operating hours allowed by premises licence number 869750 be imposed on any premises licence issued subsequent to this application.

Should this application be granted, we also invite the licensing sub-committee to consider whether the schedule of conditions provided in the application is sufficient to address the licensing objectives.

We may present further comments and evidence in support of this representation prior to, or at, the licensing sub-committee hearing to determine this application.

Yours sincerely,

**Wesley McArthur**  
Principal Enforcement Officer

# Licensing Act 2003 Premises Licence



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

Premises licence number

869750

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
The Dutchie 58a Camberwell Church Street	
Ordnance survey map reference (if applicable): 532798176689	
<b>Post town</b> London	<b>Post code</b> SE5 8QZ
<b>Telephone number</b>	

<b>Licensable activities authorised by the licence</b>
Live Music - Indoors Recorded Music - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises

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

<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

<b>The times the licence authorises the carrying out of licensable activities</b>
For any non standard timings see Annex 2 of the full premises licence
<b>Live Music - Indoors</b>
Monday 11:00 - 22:30
Tuesday 11:00 - 22:30
Wednesday 11:00 - 22:30
Thursday 11:00 - 22:30
Friday 11:00 - 23:30
Saturday 11:00 - 23:30
Sunday 11:00 - 22:30



**Recorded Music - Indoors**

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 22:30

**Late Night Refreshment - Indoors**

Friday	23:00 - 23:30
Saturday	23:00 - 23:30

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

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 22:30

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

NMAS Enterprise Limited  
The Dutchie  
3 The Arcade  
32-24 High Street  
London  
CR0 1YB

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

08876305

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

Norman Smith

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

Licence No.:  
Authority:

Licence Issue date: 30/08/2019

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

### **Annex 1 - Mandatory conditions**

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

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

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

**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** The entrance, windows and emergency exits will be secured to prevent any admittance from the public or any individual attempting to gain access to the building illegally.

**341** SIA license door staff will be present at the entrance after standard restaurant hours and during any special events. Security staff will wear high visibility and or security labelled clothing to deter disorder or individuals loitering.

**342** The premises will operate a zero tolerance policy on disorder, bad behaviour and drugs; where perpetrators will be banned from the premises.

**343** A first aider will always be on duty during the opening hours. First aid equipment will be kept onsite and a spare in the management's office, which will also be checked as a result of going through the regular checklist.

**344** Customers wanting to smoke outside will be directed away from the residential street Camberwell Grove and Datchelor Place.

**345** The staff and security will ensure that customers do not congregate or loiter outside and particularly on the residential street Camberwell Grove and Datchelor Place.

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

**840** That the premises will install a CCTV system and maintain this system in good working order; the system will be of evidential quality in all

lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered including the bar and smoking areas. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available for inspection to officers of the Police and the Council;

**841** There shall be at least one member of staff on duty at all times the premises are in operation under its licence trained and proficient in the operation of the CCTV system capable of operating and retrieving footage on request of the Police or other authorised officer;

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

**843** That the maximum occupancy of the premises shall not exceed 120 customers;

**844** That save for emergencies, customers shall only enter and exit the premises via the doorway on Camberwell Church Street;

**845** That all vehicles dropping off or collecting passengers and food at the premises must be requested to do so on Camberwell Church Street and not Camberwell Grove;

**846** That all waste must be put out for collection on Camberwell Church Street and not on Camberwell Grove;

**847** That the premises licence holder shall operate in accordance with a written dispersal policy (or subsequently amended version) as submitted in advance to the licensing authority and environmental protection which shall be kept at the premises and made available for inspection by authorised officers or the police;

**848** That clear legible signage shall be prominently displayed both inside and outside the premises where it can be easily seen and read, reminding customers this is a residential area and requesting that customers leave the area in a quiet and orderly manner;

**849** That the following persons associated with the previous management and ownership of the premises are not knowingly to be permitted to enter the premises whilst licensable activities are being carried on, or otherwise be involved in the day to day management of the premises: Omo Ayoade;

**850** That a Personal Licence holder is on the premises and on duty at all times after 20:00 when intoxicating liquor is supplied;

**851** That on any occasion when the premises is open after midnight, at least one SIA registered door supervisor will be engaged on Friday and Saturday nights. They will be employed from 21.00 when the premises is open after midnight until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that

the dispersal policy for the premises is implemented. At all other times the premises licence holder must engage door supervisors in accordance with a risk assessment;

**852** That all children on the premises shall be accompanied by a responsible adult after 21:00;

**853** That on any occasion when the premises is open after 00:00 (midnight), there shall be no new entry or re-entry to the premises after 00:30;

**854** That a local taxi cab number shall be displayed at the premises and taxis will be directed to pick up from Camberwell Church Street;

**855** That written records of training shall be kept and made available to police or council officers on request;

**856** That the premises shall actively engage with and work with police and safer neighbourhood team;

**857** That management and staff shall discourage persons loitering outside the front of the premises and ensure that no drinks will be permitted outside the front of the premises at any time;

**858** That a suitable container shall be provided for cigarette butts;

**859** That a member of staff shall be detailed to monitor the use of the front, including smokers and tidiness of the area;

**860** That a member of staff shall be detailed to monitor departing customers at closing and shall encourage customers to leave the area quietly and not to loiter outside the premises;

**861** That no more than five patrons shall be permitted on the Camberwell Church Street frontage to smoke at any time when the premises is open and trading;

**862** That all deliveries, collections and external cleaning shall occur between the hours of 08:00 and 20:00 on any day;

**863** That a Challenge 25 proof of age policy shall be operated at the premises and only photographic driving licence, valid passport or proof of age card with the bearers photograph and the PASS logo/hologram on it will be accepted as proof of age;

**864** That all staff shall be trained for their role on induction and refresher training given at regular intervals of six months thereafter. Training for their role will include:

- a) The operation of Challenge 25
- b) Identifying persons under 25
- c) Making a challenge
- d) Acceptable proof of Age ID and checking it
- e) Making and recording refused sales
- f) Avoiding conflict and responsible alcohol retailing

**865** That notices shall be prominently displayed at the entry and point of sale stating that CCTV & Challenge 25 are in operation and provisions of the Licensing Act regarding underage/proxy sales;

**866** That a written refusals log shall be kept and made available to Police or Council Officers upon request;

**867** That service to tables will be by waiting staff only;

**868** That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the



exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time;

**869** That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

**612** • 1 August, 6 August, 1 October (When these days fall on Friday and Saturday only): 11:00 to 00:00 (the following day)

- Sundays prior to Bank Holidays Mondays: 11:00 to 00:00

- On any day prior to a Public Holiday: 11:00 to 00:00

On these days all licensable activities shall cease 30 minutes before closing time.

**Annex 4 - Plans - Attached**

Licence No. 869750

Plan No. 58ach/p/01  
58ach/p/02

Plan Date 12/03/2019

**APPENDIX C****OTHER PERSON AGAINST A**

**From:** [REDACTED]  
**Sent:** Saturday, March 30, 2024 3:07 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Licensing application at 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

To the Licensing Team

I am writing this email because the portal is currently down and I wish to object to the above licence application.

I am a neighbour of 58A Camberwell Church Street, living immediately across the road on [REDACTED] where I have lived for over 30 years.

Being on this corner on Camberwell Church Street and Camberwell grove, 58A's position is unique because noise from this address fans out and toward the mostly residential end of Camberwell Church Street, the whole of Datchelor Place across the road and up Camberwell Grove.

The wide bifold doors design of the property makes it impossible to contain the escape of noise, which gets worse will on warm nights.

Its position also encourages car users, who are able to park on Camberwell Grove, meaning that when customers leave, they will make noise. I understand premises have no control of customer behaviour once they have left the venue.

This will have a particular impact on homes closest to the venue.

Actual experience is that when licences have been granted beyond the usual opening and closing times, noise and anti social behaviour becomes unmanageable. Even more so when live music is permitted.

It is established that the Southwark Noise team is under-resourced and unable to respond to noise and anti social behaviour. Noise complaints are not adequately addressed by the team which compounds the misery of residents for years.

I understand the applicant's seek a music licence until 1.30 Friday to Saturdays and therefore customers will be leaving the area up to 2:00am. This is not appropriate to this particular part of The Camberwell Town centre

The rest of the week is as follows,

**Live music indoors** 1100-0000 Mon-Thu, 1100-0130 Fri & Sat, 1100-2330 Sun  
**Recorded music indoors** 1100-0000 Mon-Thu, 1100-0130 Fri & Sat, 1100-

2300 Sun

**Late night refreshment indoors** 2300-0000 Sun-Thu, 2300-0130 Fri & Sat

**Supply of alcohol ON the premises** 1100-0000 Mon-Thu, 1100-0130 Fri & Sat,  
1100-2330 Sun

**Opening hours** 0900-0030 Mon-Thu, 0900-0200 Fri & Sat, 0900-0000 Sun.

This will cause unnecessary misery to a wide range of residents and In the light of the above **I object to all the proposed extensions** of the premises licence and licence for live music.

The hours & conditions granted to The Dutchie are perfectly sensible. The maximum range of opening hours selling alcohol were 11:00am to 23.30 on Friday and Saturday and 11:00am to 22.30 on Sunday to Thursday. These hours were workable and appropriate.

I am happy to provide my details

Please confirm receipt for this objection.

Regards

██████████

**OTHER PERSON AGAINST B**

**From:** [REDACTED]  
**Sent:** Sunday, March 31, 2024 10:30 AM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Licensing application at 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

Dear Southwark Licensing Office,

As a resident of Camberwell, I would like to object to this application which would involve music until 1.30am and people leaving a night club at 2.00am on Fridays and Saturdays because this will be to the detriment of local residents.

Camberwell Town centre is a highly residential area and the maximum range for selling alcohol should be 23:00 to 23.30hrs on Friday and Saturday and 22:00 to 22.30hrs on Sunday to Thursday.

Please keep me updated on this process.

Kind regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**OTHER PERSON AGAINST C**

**From:** [REDACTED]  
**Sent:** Sunday, March 31, 2024 3:00 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Objection to License Application

882505	Premises (New premises licence application for Live music indoors 1100-0000 Mon-Thu 1100-0130 Fri & Sat 1100-2330 Sun, Recorded music indoors 1100-00 Mon-Thu 1100-0130 Fri & Sat 1100-2300 Sun, Late night refreshment indoors 2300-0000 Sun-Thu 2300-0130 Fri & Sat, Supply of alcohol ON the premises 1100-0000 Mon-Thu 1100-0130 Fri & Sat 1100-2330 Sun, Opening hours 0900-0030 Mon-Thu 0900-0200 Fri & Sat 0900- 0000 Sun.)	El Vacilon De Esquina	58a	Basement and Ground Floor	Camberwell Church Street	SE5 8QZ	03-04-2024
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[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

I strongly object to the above application for live music, recorded music, and the sale of late night refreshments i.e alcohol on the premises and ask that it is refused.

This venue has previously had a license revoked due to serious issues with anti-social behaviour, noise nuisance and violence.

Getting the license revoked was a lengthy process which required resourcing by Southwark Council, the police and the courts.

It was also costly for local residents whose lives were seriously disrupted by noise and anti-social behaviour.

Surely prevention is better than cure, particularly at a time when our local services are financially so stretched. Reversing a bad decision is incredibly hard to achieve in the current climate.

The venues location is close to residential streets and therefore inappropriately situated for a late night music venue.

The property is not sound proofed and has bi-fold doors across the front which are now being used as the main entrance. The doors are left open for ease of access. What was previously used as the main door has no lobby.

There are no evident design features to prevent noise pollution.

### **Cumulative Impact Area (CIA)**

The premises for which the license is being applied is located within the Camberwell CIA.

The proposed late-night operating hours do not mitigate the potential cumulative impact.

The proposed activities - live and recorded music along with the availability of alcohol until the early hours of the morning presents a high risk of noise nuisance, anti social behaviour, violence and crime.

**July 2022 CIA Review**, highlights that rowdy behaviour & street Drinking ASB calls numbers are higher throughout the evenings, with the peak being between 23:00 and 00:00. 47% of offences took place between 23:00 and 04:59. Camberwell CIA was second highest for alcohol related crime and violence resulting in injury. The proposed opening hours coincide with the highest risk times for ASB and violence.

The proposed closing times of 1.30am and 2am disregard the policy framework for Camberwell.

A nightclub in the heart of Camberwell will be seriously problematic for local residents.

The posters currently displayed on the windows invite people to "come and party".

The marketing materials are a worrying indicator that the intent is for a high-octane venue and a place for riotous fun. It is safe to assume it will be the cause of noise pollution, anti-social behaviour and alcohol related violence and crime.

**High Standards of Management** - as a requirement to mitigate risk.

I am unable to view the application so I cannot see whether El Vacilon De Esquina have any previous experience of running a late night venue or whether the Director's have previously been licensees.

The only information I can gain is that the company was registered in January this year.

The company's registered office is a flat on the Old Kent Road. El Vacilon De Esquina is evidently a very young, start up company with no evident experience of running a late night venue.



**OTHER PERSON AGAINST D**

**From:** [REDACTED]  
**Sent:** Tuesday, March 12, 2024 7:03 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** Environmental Customer Services <[environmentalcustom@southwark.gov.uk](mailto:environmentalcustom@southwark.gov.uk)>; [southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk); Williams, Kieron <[Kieron.Williams@southwark.gov.uk](mailto:Kieron.Williams@southwark.gov.uk)>; Wingfield, Ian <[Ian.Wingfield@SOUTHWARK.GOV.UK](mailto:Ian.Wingfield@SOUTHWARK.GOV.UK)>  
**Subject:** Premises Licence Application - 58A Camberwell Church Street

Dear Sirs

I reside at [REDACTED] I write this email in a personal capacity.

I write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street, which is on the corner of Camberwell Grove a residential street.

My objection in the first instance relates to the applicant's flagrant disregard for the licensing regime. The applicant intended on opening without a premises licence. I wrote to the licensing team on 31 January 2024 and brought it to their attention that the applicant was intending on opening a premises serving alcohol and providing entertainment with apparently no application having been made. I received a response on the same date confirming that no application had been made. I followed it up with photographs demonstrating that notwithstanding no application having been made, the applicant was intending on proceeding with opening what appeared to be a nightclub. The applicant was contacted by the licensing team and told that he could not open unless he properly applied. However, he continued to advertise an opening date and put up more posters advertising his events and alcohol. I duly provided those to the licensing team and he finally desisted in opening without a licence having even been applied for.

The applicant has now put in an application. The applicant's conduct thus far in failing to apply in the first place and then seemingly ignoring the licensing team's intervention until I again drew it to their attention, does not in my view bode well in terms of the applicant being a person who can be trusted to operate within the confines of any licence granted.

Furthermore, I note that the hours that are sought are anti-social and completely inappropriate in a residential area. The previous occupier was able to sell alcohol from 11 to 22.30 Sunday to Thursday and 11 to 23.30 on Friday and Saturday. Regulated entertainment had the same hours.

When the previous occupants were ultimately granted a licence it was with a number of stringent conditions including but not limited to:

Installing a CCTV system

A maximum occupancy of 120 customers

The premises should be entered and exited from Camberwell Church Street and not Camberwell Grove.

A written dispersal policy.

That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time.

That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

I attach the previous Notice of Decision.

The applicant appears to wish to operate as a nightclub. The premises has a substantial history, having previously operated as a night club subject to significant enforcement action, including revocation and a Closure Order via the Magistrate's Court. During the previous operation as a nightclub, my family was regularly disturbed by loud music in the early hours of the morning, drug paraphernalia (including needles) being disposed of in my front garden, drug dealers hanging around on the street, both licenced and unlicensed taxis congregating directly outside my property causing noise pollution and blocking up the road, excessive rubbish being disposed of on the pavement and a number of arguments between inebriated patrons who were carrying weapons including guns and firearms.

It was noted in the previous Notice of Decision that 'The premises history of DJs' promotions attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. If the venue is transformed into a nightclub again my quality of life will be detrimentally effected.'

The circumstances at the premises are the same as when it has operated as the previous Club Couture. The premises is located in a residential area and the community would be seriously disturbed, particularly if the premises were similar late-night establishment, which is the applicant's clear intention.

I therefore object in the strongest possible terms to the granting of this licence and believe that all the criteria are met to make my objection, prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

Kind regards

████████████████████

## NOTICE OF DECISION

### LICENSING SUB-COMMITTEE – 9 MAY 2019

#### LICENSING ACT 2003: THE DUTCHIE, 58A CAMBERWELL CHURCH STREET, LONDON SE5 8QZ

#### 1. Decision

That the application made by NMAS Enterprise Limited for a premises licence to be granted under Section 17 of the Licensing Act 2003 in respect of the premises known as The Dutchie, 58a Camberwell Church Street, London SE5 8QZ be granted as follows:

Licensable activity	Hours
Opening Hours	Sunday to Thursday: 11:00 - 23:00 Friday and Saturday: 11:00 - 00:00
The sale by retail of alcohol (on sales only):	Sunday to Thursday: 11:00 to 22:30 Friday and Saturday: 11:00 to 23:30
The provision of late night refreshment (indoors)	Friday and Saturday: 23:00 to 23:30
The provision of regulated entertainment in the form of recorded and live music (Indoors)	Sunday to Thursday: 11:00 to 22:30 Friday and Saturday: 11:00 to 23:30
Additional non-standard timings:	1 August, 6 August, 1 October (When these days fall on Friday and Saturday only): 11:00 to 02:00 (the following day)  Sundays prior to Bank Holidays Mondays: 11:00 to 00:00  On any day prior to a Public Holiday: 11:00 to 00:00  On these days all licensable activities shall cease 30 minutes before closing time.

#### 2. Conditions

- That the premises will install a CCTV system and maintain this system in good working order; the system will be of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered including the bar and smoking areas. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available for inspection to officers of the police and the council.

2. There shall be at least one member of staff on duty at all times the premises are in operation under its licence trained and proficient in the operation of the CCTV system capable of operating and retrieving footage on request of the Police or other authorised officer.
3. That all staff are trained in their responsibilities under the Licensing Act 2003 and training records to be kept and updated every six months and shall, upon request, be made immediately available to officers of the police and the council.
4. That the maximum occupancy of the premises shall not exceed 120 customers.
5. That save for emergencies, customers shall only enter and exit the premises via the doorway on Camberwell Church Street.
6. That all vehicles dropping off or collecting passengers and food at the premises must be requested to do so on Camberwell Church Street and not Camberwell Grove
7. That all waste must be put out for collection on Camberwell Church Street and not on Camberwell Grove.
8. That the premises licence holder shall operate in accordance with a written dispersal policy (or subsequently amended version) as submitted in advance to the licensing authority and environmental protection which shall be kept at the premises and made available for inspection by authorised officers or the police.
9. That clear legible signage shall be prominently displayed both inside and outside the premises where it can be easily seen and read, reminding customers this is a residential area and requesting that customers leave the area in a quiet and orderly manner.
10. That the following persons associated with the previous management and ownership of the premises are not knowingly to be permitted to enter the premises whilst licensable activities are being carried on, or otherwise be involved in the day to day management of the premises: Omo Ayoade.
11. That a Personal Licence holder is on the premises and on duty at all times after 20:00 when intoxicating liquor is supplied.
12. That on any occasion when the premises is open after midnight, at least one SIA registered door supervisor will be engaged on Friday and Saturday nights. They will be employed from 21.00 when the premises is open after midnight until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented. At all other times the premises licence holder must engage door supervisors in accordance with a risk assessment.
13. That all children on the premises shall be accompanied by a responsible adult after 21:00.
14. That on any occasion when the premises is open after 00:00 (midnight), there shall be no new entry or re-entry to the premises after 00:30.

15. That a local taxi cab number shall be displayed at the premises and taxis will be directed to pick up from Camberwell Church Street.
16. That written records of training shall be kept and made available to police or council officers on request.
17. That the premises shall actively engage with and work with police and safer neighbourhood team.
18. That management and staff shall discourage persons loitering outside the front of the premises and ensure that no drinks will be permitted outside the front of the premises at any time.
19. That a suitable container shall be provided for cigarette butts.
20. That a member of staff shall be detailed to monitor the use of the front, including smokers and tidiness of the area.
21. That a member of staff shall be detailed to monitor departing customers at closing and shall encourage customers to leave the area quietly and not to loiter outside the premises.
22. That no more than five patrons shall be permitted on the Camberwell Church Street frontage to smoke at any time when the premises is open and trading.
23. That all deliveries, collections and external cleaning shall occur between the hours of 08:00 and 20:00 on any day.
24. That a Challenge 25 proof of age policy shall be operated at the premises and only photographic driving licence, valid passport or proof of age card with the bearers photograph and the PASS logo/hologram on it will be accepted as proof of age.
25. That all staff shall be trained for their role on induction and refresher training given at regular intervals of six months thereafter. Training for their role will include:
  - a) The operation of Challenge 25
  - b) Identifying persons under 25
  - c) Making a challenge
  - d) Acceptable proof of Age ID and checking it
  - e) Making and recording refused sales
  - f) Avoiding conflict and responsible alcohol retailing.
26. That notices shall be prominently displayed at the entry and point of sale stating that CCTV & Challenge 25 are in operation and provisions of the Licensing Act regarding underage/proxy sales.
27. That a written refusals log shall be kept and made available to Police or Council Officers upon request.
28. That service to tables will be by waiting staff only.
29. That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time.

30. That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

### 3. Reasons

The reasons for the decision are as follows:

The licensing sub-committee heard from the applicant who advised that they were a family owned and operated company providing high quality Caribbean food and beverages sold via their a la carte table service restaurant and a counter service. The applicant opened their first restaurant in Croydon town centre in April 2016. Prior to making the application, the applicant had sought a transfer of the existing license, but the existing licence holder was seeking approximately £18,000 being the amount they spent in obtaining the licence. This was not financially viable. The applicant stated they sought a licence that reflected the conditions of the existing license (number 865254, dated 10 October 2018).

The licensing sub-committee heard from the representative from the Metropolitan Police Service who advised the premises were located within Camberwell and as a restaurant and bar it fell under the Camberwell cumulative impact area. The premises had a substantial history, having previously operated as a night club subject to significant enforcement action, including revocation and a Closure Order via the Magistrate's Court. The police raised concerns that the application in its current form could easily open as a club. It was also highlighted that the premises (in Croydon Town Centre) regularly had promoted events.

The representative for licensing as responsible authority advised the sub-committee that since the applicant had clarified that premises was a restaurant (as opposed to a restaurant - bar), the premises no longer fell within the types of premises subject the cumulative impact policy area. The officer also stressed that the hours requested by the applicant fell outside of Southwark's statement of licensing policy, the historical issues at the premises, resulting in the previous licence being revoked in addition to an existing licence (number 865254), which could cause confusion for enforcement purposes.

The licensing sub-committee noted that the representation from the environmental protection team had conciliated.

The licensing sub-committee also noted the comments made by the planning department, despite not amounting to a valid representation.

The licensing sub-committee heard from party 12 who stated that the circumstances at the premises were the same as when it had operated as the previous Club Couture. The premises was located in a residential area and the community would be seriously disturbed, particularly if the premises were similar late night establishment. Reference was also made to the applicant's accounts and the charge on the company NMAS Enterprise Limited held by Alfandafi Private Equities Limited (code 0887 6305 0001) and the solvency of the company. Enquiries were made during a brief recess and solely limited as to whether there was any connection between the freeholder of the premises and the mortgagor. The enquiries made, suggested there was no connection. The sub-committee determined that the solvency of the company was an irrelevant consideration, in terms of this application.

The sub-committee heard from party 8 who also referred to the history of the premises and the operators having a blatant disregard of the previous licence conditions. Reference was

also made to the applicant's lack of engagement with the local residents during the consultation period and as a result, did not have confidence with them.

Party 3 informed the licensing sub-committee that had previously the premises attracted crime and anti-social behaviour. The premises had previously operated as a nightclub, and its negative effect it had on the local community.

The licensing sub-committee then heard from the ward councillor (party 1) who objected to the application and stated that the premises was located in a primarily residential area and referred to the premises history of DJs' promotions that attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. The ward councillor advised that due to the history, residents' fear that if a premises licence is granted, the venue would transform into a nightclub, and residents quality of life would be detrimentally effected.

The licensing sub-committee noted the other 23 written representations from other persons that related to all four of the licensing objectives, the concerns of the proximity of the premises to residential properties, the potential for nuisance with a licensed premises opening so late.

The licensing sub-committee considered the application very carefully and fully appreciated residents concerns particularly in light to the history of the premises that led to the licence being revoked in 2013. During discussion, the residents indicated that they were content with the tight restrictions imposed on licence number 865254 and therefore, concluded a similarly worded licence would promote the licensing objectives.

It is recommended that the premises use recyclable takeaway food containers and also straws. In addition on social media/internet, encourage patrons to use public transport.

Should the applicant breach the premises licence, residents are reminded of their right to call the licence in for review, which as residents are aware amongst other things, could result in the premises licence being revoked.

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.

#### **4. Appeal rights**

The applicant may appeal against any decision:

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

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

- a. The licence ought not to be been granted; or
- b. That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.

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

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

Date: 9 May 2019



**From:** [REDACTED]  
**Sent:** Friday, March 22, 2024 7:51 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** FW: Premises Licence Application - 58A Camberwell Church Street

Please add the below and the attached photos to my objections about this premises licence.  
Can you confirm what the Council is going to do about this fly-tipping?

[REDACTED]



MADE IN INDIA

Quantity

Model N

Carton N



DPD  
www.dpd.co.uk

Packages  
2 of 3  
Total Weight  
30 kg

SE5 ORW United Kingdom

Contact MIRYANI AZAHAR

Inito

Consignment Ref 4574148782

Sender

Account

Phone:

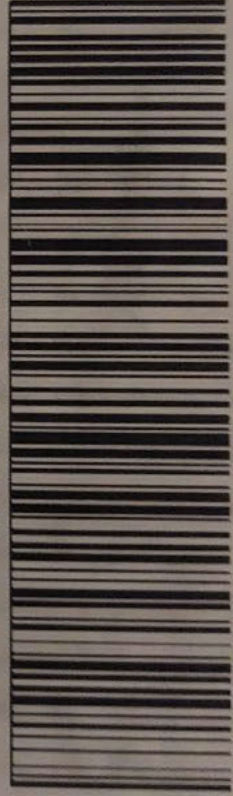
1550 4574 1487 83E

NEXT DAY  
Service

GB-SE5 ORW

812-GB - SE5 ORW 0017

06/03/24 14:58 Web 4.6.7-e



0SE5 ORW1 5504 5741 4878 3812 826N

MS



**From:** [REDACTED]  
**Sent:** Sunday, March 24, 2024 2:34 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>; Environmental Customer Services <[environmentalcustom@southwark.gov.uk](mailto:environmentalcustom@southwark.gov.uk)>  
**Subject:** RE: Premises Licence Application - 58A Camberwell Church Street

Dear Sirs

There was further fly tipping during the day yesterday by the owner. See attached photos.

The TEN event went ahead. There was no proper dispersal in place. People loitered outside my property and those of my neighbours loudly talking, drinking and arguing.

They left their drink containers in situ. See attached photos.

Please add this to mu objections

Kind regards

[REDACTED]













**OTHER PERSON AGAINST E**

**From:** [REDACTED]  
**Sent:** Wednesday, March 20, 2024 7:34 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** [REDACTED]  
[southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk); Wingfield, Ian  
<[Ian.Wingfield@SOUTHWARK.GOV.UK](mailto:Ian.Wingfield@SOUTHWARK.GOV.UK)>  
**Subject:** New premises licence application OBJECTION - 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

I am writing on behalf of the Camberwell Society. We have considered the licence application for 58A Camberwell Church Street (see terms below) and want to object.

The premises is on the corner of Camberwell Church Street and Camberwell Grove (with the entrance to the basement on Camberwell Grove entirely). Camberwell Grove is a residential street and we believe the grant of this licence to a venue on a residential street would lead to substantial noise nuisance for the many nearby residents. The premises were used previously some years ago on a similar basis to the application applied for and caused untold misery to residents living on Camberwell Grove.

Music until midnight in the week and 1.30am on Friday and Saturday would be a considerable unacceptable nuisance. A closing time of 2am on Fridays and Saturdays will also mean people leaving the premises and talking and making noise far too late until the early hours. Even under diligent management people do not leave and instantly disperse, particularly in summer. They mingle and continue to make noise. People coming outside to smoke will make noise, as will a number of people parking their cars along Camberwell Grove (as it's not possible to park on Camberwell Church Street) and reclaiming these in the early hours of the morning.

FYI - We were in support of the hours licensed to The Dutchie under the previous licence and the important conditions such as management of people leaving and ensuring exiting from the venue could only be by the exit on Camberwell Church Street and NOT Camberwell Grove etc. The hours selling alcohol were 11 to 23.30 on Friday and Saturday and 11 to 22.30 on Sunday to Thursday and we think this is the maximum range acceptable.

Camberwell Society therefore objects to this application and if you would like to speak to myself or other members the Society you can contact us on this email address.

Kind regards,

[REDACTED]  
Licensing, Vice Chair Camberwell Society.

Licence Application is for:

Live music indoors 1100-0000 Mon-Thu, 1100-0130 Fri & Sat, 1100-2330 Sun  
Recorded music indoors 1100-0000 Mon-Thu, 1100-0130 Fri & Sat, 1100-2300 Sun

Late night refreshment indoors 2300-0000 Sun-Thu, 2300-0130 Fri & Sat  
Supply of alcohol ON the premises 1100-0000 Mon-Thu, 1100-0130 Fri & Sat, 1100-2330 Sun  
Opening hours 0900-0030 Mon-Thu, 0900-0200 Fri & Sat, 0900-0000 Sun.

**OTHER PERSON AGAINST F**

**From:** [REDACTED]  
**Sent:** Thursday, March 21, 2024 1:50 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Objection to El Vacilon De La Esquina late license application

Dear Southwark Licensing,

I have just been made aware that El Vacilon De La Esquina Ltd have applied for a late license to operate on Camberwell Church Street. I would like to object to the application as I believe it is completely inappropriate to have a late night venue in a residential area.

Please can you tell me what efforts have been made to warn local residents? I was only made aware of the application by a neighbour. Is the council not expected to consult residents or advertise the application to them? I also have tried to log on to the council website to submit this objection, but the website does not seem to work. Because of these two issues, can you have any confidence in the consultation process. Are you planning to go ahead with the current process and how can it be challenged?

I moved to Camberwell in 2016 as it is a quieter area which does not have any late night clubs or bars. Why does this need to change? Can't this nightclub open in a more appropriate area like Brixton, Peckham Rye or London Bridge?

Kind regards and many thanks,

[REDACTED]  
[REDACTED]

**OTHER PERSON AGAINST G**

**From:** Wingfield, Ian <Ian.Wingfield@SOUTHWARK.GOV.UK>

**Sent:** Wednesday, March 20, 2024 12:57 PM

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

**Subject:** Premises Licence Application - 58A Camberwell Church Street SE5

Dear All,

As a local ward councillor I write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street, which is on the corner of Camberwell Grove a residential street.

I would like to support the objections already made by local residents to this application please, on the following grounds:-

1. the applicant's flagrant disregard for the licensing regime. The applicant intended on opening without a premises licence. It was brought to the licensing team's attention on 31 January 2024 by a resident that the applicant was intending on opening a premises serving alcohol and providing entertainment with apparently no application having been made. And although my constituent received a response on the same date confirming that no application had been made, he followed it up with photographs demonstrating that the applicant was intending on proceeding with opening what appeared to be a nightclub. The applicant was contacted by the licensing team and told that he could not open unless he properly applied. However, he continued to advertise an opening date and put up more posters advertising his events and alcohol, which were duly provided to the licensing team and then he finally desisted in opening without a licence having even been applied for.
2. The applicant's conduct thus far in failing to apply in the first place and then seemingly ignoring the licensing team's intervention until it was drawn to their attention, does not in my view bode well in terms of the applicant being a person who can be trusted to operate within the confines of any licence granted.
3. Furthermore, I note that the hours that are sought are anti-social and completely inappropriate in a residential area. The previous occupier was able to sell alcohol from 11 to 22.30 Sunday to Thursday and 11 to 23.30 on Friday and Saturday. Regulated entertainment had the same hours.
4. When the previous occupants were ultimately granted a licence it was with a number of stringent conditions including but not limited to:

1. Installing a CCTV system

- B) A maximum occupancy of 120 customers
- C) The premises should be entered and exited from Camberwell Church Street and not Camberwell Grove.
- D) A written dispersal policy.
- E) That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time.
- F) That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

5. The applicant appears to wish to operate as a nightclub. The premises has a substantial history, having previously operated as a night club subject to significant enforcement action, including revocation and a Closure Order via the Magistrate's Court. During the previous operation as a nightclub, residents were regularly disturbed by loud music in the early hours of the morning, drug paraphernalia (including needles) being disposed of front gardens, drug dealers hanging around on the street, both licenced and unlicensed taxis congregating directly outside properties causing noise pollution and blocking up the road, excessive rubbish being disposed of on the pavement and a number of arguments between inebriated patrons who were carrying weapons including guns and firearms.

6. It was noted in the previous Notice of Decision that 'The premises history of DJs' promotions attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. If the venue is transformed into a nightclub again my quality of life will be detrimentally effected.'

7. The circumstances at the premises are the same as when it has operated as the previous Club Couture. The premises is located in a residential area and the community would be seriously disturbed, particularly if the premises were similar late-night establishment, which is the applicant's clear intention.

I therefore object in the strongest possible terms to the granting of this licence and believe that all the criteria are met to make my objection, prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

Kind regards,

Cllr Ian Wingfield  
 Chair Overview & Scrutiny Committee  
 Labour Member for St Giles Ward

London Borough of Southwark



**OTHER PERSON AGAINST H**

**From:** [REDACTED]  
**Sent:** Monday, April 1, 2024 11:43 AM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Licensing application for 58a Camberwell Church Street, "El Vacilon de la Esquina""

I object to the granting of the late license for the following reason.

The applicant, or a previous owner of the property, made a planning application in 2026 to alter the shopfront etc of the property- 06-AP-0952, and the officers report cites issues which I consider are relevant in this licensing application. The officer cites that one of the main issues being the possible noise implications the proposals may have on neighbouring residential developments. In the 'Environmental impact assessment-impact on amenity', the officer proposes that the windows should be after 8.00pm in the evening. The planning application was refused, and therefore the views in the officer's were upheld.

Whilst having some sympathy for the applicant in that he/she needs to find a use for his/her building which is commercially successful; I have noted in the 39 years I have lived in Camberwell, that the shopping in Camberwell Church Street has continued to decline, with Cafes, wine bars and restaurants opening. However, the whole of Camberwell Church Street cannot be just these uses, and the residential use of the upper floors need to be encouraged and made more suitable as a place to live. The granting of this late night license will, I think, have a negative impact on the residents. The planning department considered this an issue in 2006, and decided that they would restrict noise to 8pm by shutting windows, and a late license to 1.30am would have a negative impact on the residents in Camberwell Church Street and those at the end of Camberwell Grove, as patrons of "El Vacilon de la Esquina" would be leaving and creating noise till probably 2.00am. I therefore think that this issue cited by the Council's planning remains an issue today, and because of the lateness of the license, is more so.

[REDACTED]

**OTHER PERSON AGAINST I**

**From:** [REDACTED]  
**Sent:** Wednesday, April 3, 2024 6:21 PM  
**To:** Regen, Licensing <Licensing.Regen@southwark.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Representations: EL VACILON DE LA ESQUINA LIMITED

To Whom It May Concern,

The leaseholders of [REDACTED] are writing to your Licensing services team in relation to recently opened premises:

**EL VACILON DE LA ESQUINA LIMITED**  
**58a Camberwell Church Street, SE5 8QZ**

This is in regards of making representations about the likely effect of the application on the promotion of licensing objects. In particular:

- **the provision of regulated entertainment: recorded music**
- **provision of regulated entertainment: live music**

We both live above the properties and have experienced regular disturbance from the music generated by the nightclub.

We feel it is mainly in the installation of the internal speaker systems that compromises the buildings integrity through intrusive vibrations and reverberations as late as 01:00am, and often later on the weekend.

We would like to understand our rights in this situation and to have the intrusive noise rectified through the inspection and improvement of the business' technical installation of its musical systems.

Additionally, the pavement outside the restaurant is often being obstructed with velvet ropes and large potted trees. This means pedestrians must walk onto the road to manoeuvre around the street furniture. We recognise this may not be in your immediate remit, but this should also be addressed with the relevant team.

Please can you assist us with the above issues?

Kind regards,

[REDACTED]  
[REDACTED]

**OTHER PERSON AGAINST J**

**From:** [REDACTED]  
**Sent:** Tuesday, April 2, 2024 6:16 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** El Vacilon De Esquina. Licence no: 882505

Dear Sir,

- 1). Crime and disorder. Historically that site has been a focus of police attention. That does not mean that it will be so in the future.
- 2). Public safety. Again in the past firearms have been used. On one occasion two hand guns. The number was verified by the fact that there were two different types of cartridge case. Again this does not mean the new incumbent will be anything but law abiding. It is just that the site has a bad history.
- 3). Public nuisance. The premises are in a residential area. Not only that, but a significant proportion of the residents of Camberwell Grove are self-employed. Which means that all too often the week-end is like any other day, and one has to get up for work. We oppose late night opening on these grounds, and suggest that the permitted hours should match those granted to the Dutchie — or there will be a danger of “leapfrogging”.

[REDACTED]

**OTHER PERSON AGAINST K**

**From:** [REDACTED]  
**Sent:** Wednesday, March 20, 2024 9:24 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>; Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** Wingfield, Ian <[Ian.Wingfield@SOUTHWARK.GOV.UK](mailto:Ian.Wingfield@SOUTHWARK.GOV.UK)>; [southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk); Environmental Customer Services <[environmentalcustom@southwark.gov.uk](mailto:environmentalcustom@southwark.gov.uk)>; Williams, Kieron <[Kieron.Williams@southwark.gov.uk](mailto:Kieron.Williams@southwark.gov.uk)>; [REDACTED]  
**Subject:** Premises Licence Application - 58A Camberwell Church Street

Dear Sirs

I reside at [REDACTED]

I wish to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street. The premises is on the corner of Camberwell Grove, a residential street in a conservation area.

My objections are on the grounds of:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety

The location of the premises is problematic, being on the corner of one of Camberwell's most historic and beautiful streets. Unfortunately, at the bottom end of Camberwell Grove (exactly where the premises is located), there is already a significant problem of rubbish and noise, as well as regular disturbance and disorder caused entirely by the night-time economy in the area.

To add a further late-night license will increase noise, anti-social behaviour and littering, and will pose a risk to residents returning home who have to walk through the groups that already gather in the street whilst they consume food from local take-aways and generally continue their parties around their cars. The containers from the take-aways as well as cans, bottles and other paraphernalia are commonly disposed of in our front gardens.

Previous licensed premises at the location have been problematic with significant issues that ultimately required enforcement action and revocation. You will be aware of this history.

Considering the location and the history, I believe the licensing committee should be careful only to grant a license for a premises that will not add to the problems, and only to a person who is experienced at managing difficult locations and who can be fully trusted to take their duties seriously.

**I am aware that the applicant intended on opening without a premises licence but were warned by the licensing team they needed a license and could not open. Despite this they continued advertising an opening night and putting up posters, requiring a further, stronger, warning. This behaviour demonstrates that rather than being just naïve of the licensing regime; they are openly contemptuous of it.**

**I believe this applicant's behaviour has shown that they are most definitely not a fit and proper person to hold any kind of license, let alone one for a premises that requires such careful management.**

Enforcement in the first instance would fall to local Police who are already overstretched in the late evening/early morning period. Please let's not add to the issues with which they already have to deal; they should be able to trust licensees implicitly.

I urge the committee to reject the application. To grant the license would severely disrupt a residential neighbourhood that already struggles with the volume of nearby night-time activity and would thus adversely affect quality of life in the area.

Yours sincerely,

██████████

**OTHER PERSON AGAINST L**

From: [REDACTED]  
Sent: Monday, March 18, 2024 11:51 AM  
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>  
Subject: 58A Camberwell Church Street - Opposing Application of  
Premises License

[REDACTED]  
[REDACTED]  
[REDACTED]

18 March 2024

Dear Sir

We write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street.

Our concern is that as we understand that previous occupants to 58A Camberwell Church Street have had licences revoked because of noise, alcohol and substance abuse and crime we wish to ensure that this does not happen again as a result of this application.

Nobody wants this sort of behaviour in their neighbourhood.

Yours faithfully

[REDACTED]

**OTHER PERSON AGAINST M**

From: [REDACTED]  
Sent: Saturday, March 30, 2024 9:17 AM  
To: Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
Subject: Objection to licensing 58A Camberwell Church Street

Sent from my iPad

I live at [REDACTED] I should like to object to the licensing application for 58A Camberwell Church Street, El Vacilon de la Esquina, allowing music until 1.30am, on Fridays and Saturdays.

This is a residential area and it is intolerable that music and noise should be allowed after midnight.

[REDACTED]

**OTHER PERSON AGAINST N**

**From:** [REDACTED]  
**Sent:** Friday, March 29, 2024 4:16 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** The reference is 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

The reference is 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

[REDACTED]

I object to offering a late night license to El Vacilon de la Esquina. If a license is granted it will cause disturbance to local residents and local businesses. It will only increase litter and general anti social behaviour in the area.

[REDACTED]



**OTHER PERSON AGAINST O**

**From:** [REDACTED]  
**Sent:** Saturday, March 30, 2024 12:39 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Objection to licence application

Dear Southwark Licensing,

I write with reference to the application for **58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"**

I live near these premises -see below for address- and have had occasion to complain several times over the years when they have been used as a night club. A licence for music until 1.30 am is unacceptable. It will mean people leaving up to about 2.00am.

Camberwell Church Street is a lively strip with bars and restaurants but these premises are on the corner of Camberwell Grove, a residential street, and opposite Datchelor Place, which is also residential. The pavement outside 58A is narrow and when in the past the premises was licensed for a late-night club the customers crowded onto the road and across it. Over the years there have been fights and, on one occasion, a shooting. It made life difficult to the point of intolerable for nearby residents.

Please don't grant a license for yet another club, that will fail -the premises are just not suitable any more than the immediate environment- and encourage the owner to convert to some more sociable use as a shop/café/bar.

Yours faithfully

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

**OTHER PERSON AGAINST P**

**From:** [REDACTED]  
**Sent:** Tuesday, March 19, 2024 6:17 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Objection to a premises license 58A Camberwell Church Street SE5 8QZ

Hello

I hope this finds you well.

I would like to object to the granting of a late licence to this premises. I am a resident on Camberwell Grove and am concerned that the noise emanating from the premises will be too much. This will comprise of the music played at the venue, the noise of people outside as they enter and leave the premises, the noise from people outside smoking, the noise as people depart the venue in the night and walk up Camberwell Grove to their vehicles. We have noise from customers who leave the pub on Camberwell Grove already and to add to this will be intolerable.

Thank you for your time.

Best

[REDACTED]

**OTHER PERSON AGAINST Q**

**From:** [REDACTED]  
**Sent:** Wednesday, March 20, 2024 3:14 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** Environmental Customer Services <[environmentalcustom@southwark.gov.uk](mailto:environmentalcustom@southwark.gov.uk)>; [southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk); Wingfield,lan <[lan.Wingfield@SOUTHWARK.GOV.UK](mailto:lan.Wingfield@SOUTHWARK.GOV.UK)>; [REDACTED]  
**Subject:** Premises Licence Application - 58A Camberwell Church Street

Dear All

I reside at [REDACTED] Please note that notwithstanding any automatically added email footers, I write this email in a personal capacity.

I write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street, which is on the corner of Camberwell Grove, a residential street.

I apologise for the multiplicity of addressees but I understand that there is some issue with the Licencing Portal not functioning correctly and so objections are not reaching (at least) the Met licencing team and possibly others.

My objection is on the following bases:-

- 1) Camberwell Grove is a residential area . Dwellings nearby are occupied by the elderly, school age children and shift workers (including health care workers, given the proximity of Kings' College Hospital). The rear of the licenced premises are also overlooked by a significant number of residential properties. The business that is proposed to be operated is akin to a nightclub rather than a restaurant (as per the previous incumbent) as can be seen from the promotional material displayed on the premises.

I find it astonishing that under those circumstances the applicant considers it appropriate to seek a licence to be open until half past midnight on weekdays and 2am on weekends with a proposal that recorded music, live music and supply of alcohol ceases only at midnight. A closing time of 2am on Friday/Saturday and midnight on Sunday is equally out of keeping with a residential neighbourhood and (as far as I'm aware) is far in excess of any other licenced premises in the immediate vicinity, even those which face onto Camberwell Church Street.

It is not clear if the venue intends to offer a smoking area at the rear of the premises but if it does then aside from the ambient noise from within the venue into the early hours, residents will be faced with the disturbance of noise escape when doors are opened and closed.

Even if there is not a dedicated smoking area at the rear and patrons use the front of the venue, there will be similar problems with noise escape.

A condition (which may be mooted) that patrons enter / exit onto Camberwell Church Street rather than Camberwell Grove will be entirely ineffective given the property is right on the corner meaning this will have no meaningful positive effect to the dispersal or congregation of patrons

The proposed hours present a risk of crime and disorder, a public nuisance and a risk to developmental harm to children (through noise and attendant sleep disturbance)

- 2) A venue operating for that length of time per day is going to generate a significant amount of refuse. There is already a refuse dumping problem / fly tipping issue with the area immediately outside the premises as there are no dedicated refuse bins. Even when the premises operated as a (largely) take away restaurant this was a recurrent issue. An all day venue opening deep into the early hours is going to magnify this public health issue significantly and will constitute a public nuisance.
- 3) My understanding is that a previous occupant of the premises also operated it as a late-night music venue and this caused several issues. In a previous Notice of Decision I note it was observed that *'The premises history of DJs' promotions attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. If the venue is transformed into a nightclub again my quality of life will be detrimentally effected.'*

There is no logical reason to think there would not be a repetition of the same problems were a similar establishment be permitted to operate as the applicant proposes. While the operator may now be different there is no reason to think the clientele it will attract will not be similar.

This might be slightly less of a problem could the new operator be trusted to rigorously enforce any proposed restrictive conditions to combat such concerns (eg. a CCTV system, a maximum occupancy, of 120 customers, a written dispersal policy, a restriction to sale of intoxicating liquor otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal or that there shall be no events held which are organised by externally promoted artists, DJs and MCs etc etc ). Regrettably, it appears any such trust would be wholly misplaced given the applicant's conduct to date:

- 4) The operator is an experience businessman. He should be taken to be aware of the need to obtain some form of licence to operate an entertainment venue.

Despite this, on or about 30 January 2024 he displayed a banner on the outside of his premises proposing an opening 'nightclub style' event for 10 February 2024 . Upon enquiry with the Council it became clear he had made no application whatsoever and so intended simply opening without a licence in the hope and expectation no doubt that the under-resourced local enforcement team would not notice. This betrays a complete disregard for the licencing laws which will likely be carried forward into a failure to adhere to any licencing conditions.

I understand that, following a concern raised by a resident, the applicant was contacted by the licensing team and told (as he was surely aware) that he could not open unless he applied for the necessary licences. To compound matters even further, the very next day after being contacted the venue was seen putting up further posters in its windows advertising the same 10 February 2024 event and stating explicitly that alcohol would be available. It was only after a yet further intervention from the licencing team. and he finally desisted in opening without a licence having even been applied for.

The above behaviour demonstrates a wilful disregard of the law which surely demonstrates that the applicant will simply ignore any restrictions imposed on his licence and seek to operate his business as he wishes.

I would be grateful if these objections could be noted and I invite the Council to refuse to grant the premises licence .

Yours sincerely,

██████████

**OTHER PERSON AGAINST R (1)**

**From:** [REDACTED]  
**Sent:** Thursday, March 14, 2024 8:41 PM  
**To:** Regen, Licensing <Licensing.Regen@southwark.gov.uk>  
**Subject:** environment@southwark.gov.uk; southwarklicensing@met.police.uk;  
kieron.williams@southwark.gov.uk; ian.wingfield@southwark.gov.uk;  
[REDACTED]

Dear Sir,

I write as Secretary of the Mary Datchelor Residents' Association. I reside at [REDACTED]  
[REDACTED]

On behalf of the Residents' Association I write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street.

The Residents' Association's main objection to the application is that this building is situated on the corner of a quiet, residential street. The application requests inappropriate and anti-social hours for the sale of alcohol and regulated entertainment in this area. Our concern is that such a venue will disturb families living in the area and bring crime, substance and alcohol abuse to an otherwise quiet London neighbourhood.

We understand that previous occupants to 58A Camberwell Church Street have had licences revoked because of noise, alcohol and substance abuse and crime, and we wish to ensure that this does not happen again as a result of this application.

We therefore wish to object in the strongest possible terms to this application.

With best wishes -

[REDACTED] (Secretary of Mary Datchelor Residents' Association)

**OTHER PERSON AGAINST R (2)**

From: [REDACTED]  
Sent: Friday, March 22, 2024 12:44 PM  
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>  
Cc: Environmental Customer Services  
<environmentalcustom@southwark.gov.uk>;  
southwarklicensing@met.police.uk; Wingfield, Ian  
<Ian.Wingfield@SOUTHWARK.GOV.UK>  
Subject: URGENT: Objection to Premises Licence Application - 58A  
Camberwell Church Street

Dear Sirs

I am the leaseholder at [REDACTED]  
[REDACTED] and Chairman of the Residents Association. I write  
this email in a personal capacity.

I write to oppose the application for a premises licence made by El  
Vacilon De La Esquina Limited for the premises located at 58A  
Camberwell Church Street, which is on the corner of Camberwell Grove,  
a residential street.

It is deeply concerning that the applicant has a complete disregard  
for the licensing regime/law given they intended on opening without a  
premises licence, as the licensing team is fully aware. It was only  
when this was raised to your team back in January by a local resident  
and the matter was addressed repeatedly to the venue owners that the  
applicant finally submitted a licence application on 6 March 2024.  
This alone shows a lack of responsibility or due respect for  
commercial law on the part of the applicant, who is a registered  
company director.

Please note that the applicant is both a director of El Vacilon De La  
Esquina Limited (recorded as a Spanish national, according to  
Companies House) and a director of El Paisano Butchers Limited (as a  
citizen of the Dominican Republic, per Companies House and registered  
in July 2023 at a different address). In addition, these companies  
are registered/filed under one as Alexander Francisco, Morel and the  
other as Morel, Alexander Francisco i.e. they have changed their  
surname round and therefore filed under different names. The second  
business is a butcher shop operating on nearby Camberwell Road. Does  
that have the correct food licence to operate as a butcher?

Furthermore, I note that the hours that are sought are anti-social  
and completely inappropriate in a residential family area. This is  
totally inappropriate to be running a late licence after midnight in  
such an area, especially on Sunday nights. As you well know, there

were significant issues with the previous late-night premises at this address including drug/alcohol related crime and knife crime. This had a huge impact on residents in the surrounding streets, many of whom are families with young children who deserve to have a safe environment to live in and not to be disturbed late at night by loud music and clubbers shouting in the streets.

I am sure you have children yourselves and appreciate the importance of creating safer communities for them and not encouraging the opening of businesses that provide a platform for unsociable behaviour and potential crime/drug dealing. It would be a terrible shame for all concerned if the granting of a licence and opening of this venue resulted in an act of crime. There are more than enough drinking venues in the local area already and there are more appropriate industrial areas nearby that should be used for a late-night club venues, if necessary.

In addition, any licences granted should have strict requirements around occupancy, limited opening hours, security guards/CCTV, completed health and safety risk assessment, fire risk assessments, food hygiene compliance and a safe zone for taxi drop off, dispersal order etc. These should be enforced too – i.e. regular checks/audits done by enforcement officers.

In summary, I can't see how this venue will add anything positive to the area and it will only cause more problems for all concerned. It is hard to understand the thought process that happens to reach a decision that this is a good thing for the area, especially with all the previous experience we have from the last late-night venue on this site. It will cause security issues, noise pollution, traffic issues on an already congested main route and endless call-outs for the local police, ambulances and your enforcement officers – all of whom are stretched to the absolute limits already. This makes no sense.

I therefore wish to object in the strongest possible terms to this application.

I also understand that a temporary licence may be being granted to the venue for this weekend and next weekend, the Easter break when families will be attempting to spend quality time together. This is absolutely unacceptable given this concerns that have been raised and this should not be granted. As a local council supported by the local community, I would ask you to reconsider any hasty decisions and ensure you are acting in the interests of all concerned.



Kind regards

[REDACTED]

(Chairman of Mary Datchelor Residents' Association)

**OTHER PERSON AGAINST S**

**From:** [REDACTED]  
**Sent:** Tuesday, April 2, 2024 7:08 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Cc:** [REDACTED]  
**Subject:** 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"  
[M&R-CLIENTDMS.FID770404]

We refer to the above property and the current licencing application.

We object to the proposed hours particularly on Fridays and Saturdays as this would be noisy and to the detriment of local residents.

We objected to the proposed bar that applied for late opening some years ago (who withdrew their application) after the closure of Club Couture.

Our view is that the opening hours and the hours for playing music should remain as current (when it was The Dutchie) and any entry and exit should be restricted to Church Street and not Camberwell Grove (which doesn't appear to be proposed by the current application).

Thanks.

[REDACTED]

**OTHER PERSON AGAINST T**

**From:** [REDACTED]  
**Sent:** Tuesday, April 2, 2024 8:47 AM  
**To:** Regen. Licensing <Licensing.Regen@southwark.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

[REDACTED]

Reference: 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

I would like to register my objection to the above licensing application. This would involve music until 1.30 and people leaving a night club at 2.00pm on Fridays and Saturdays to the detriment of local residents.

This is a residential area with many young families living close by and even with the previous, more limited, license, customers split onto the pavement and down the residential street.

Best wishes

[REDACTED]

**OTHER PERSON AGAINST U**

**From:** [REDACTED]  
**Sent:** Wednesday, March 20, 2024 12:12 PM  
**To:** [REDACTED]  
**Cc:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>; Wingfield, Ian <[Ian.Wingfield@SOUTHWARK.GOV.UK](mailto:Ian.Wingfield@SOUTHWARK.GOV.UK)>; [REDACTED] <[southwarklicensing@met.police.uk](mailto:southwarklicensing@met.police.uk)>; Williams, Kieron <[Kieron.Williams@southwark.gov.uk](mailto:Kieron.Williams@southwark.gov.uk)>; Environmental Customer Services <[environmentalcustom@southwark.gov.uk](mailto:environmentalcustom@southwark.gov.uk)>  
**Subject:** Premises Licence Application - 58A Camberwell Church Street

Dear Sirs

I reside at [REDACTED] I write this email in a personal capacity.

I write to oppose the application for a premises licence made by El Vacilon De La Esquina Limited for the premises located at 58A Camberwell Church Street, which is on the corner of Camberwell Grove a residential street.

My objection in the first instance relates to the applicant's flagrant disregard for the licensing regime. The applicant intended on opening without a premises licence. I wrote to the licensing team on 31 January 2024 and brought it to their attention that the applicant was intending on opening a premises serving alcohol and providing entertainment with apparently no application having been made. I received a response on the same date confirming that no application had been made. I followed it up with photographs demonstrating that notwithstanding no application having been made, the applicant was intending on proceeding with opening what appeared to be a nightclub. The applicant was contacted by the licensing team and told that he could not open unless he properly applied. However, he continued to advertise an opening date and put up more posters advertising his events and alcohol. I duly provided those to the licensing team and he finally desisted in opening without a licence having even been applied for.

The applicant has now put in an application. The applicant's conduct thus far in failing to apply in the first place and then seemingly ignoring the licensing team's intervention until I again drew it to their attention, does not in my view bode well in terms of the applicant being a person who can be trusted to operate within the confines of any licence granted.

Furthermore, I note that the hours that are sought are anti-social and completely inappropriate in a residential area. The previous occupier was able to sell alcohol from 11 to 22.30 Sunday to Thursday and 11 to 23.30 on Friday and Saturday. Regulated entertainment had the same hours.

When the previous occupants were ultimately granted a licence it was with a number of stringent conditions including but not limited to:

Installing a CCTV system

A maximum occupancy of 120 customers

The premises should be entered and exited from Camberwell Church Street and not Camberwell Grove.

A written dispersal policy.

That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time.

That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

I attach the previous Notice of Decision.

The applicant appears to wish to operate as a nightclub. The premises has a substantial history, having previously operated as a night club subject to significant enforcement action, including revocation and a Closure Order via the Magistrate's Court. During the previous operation as a nightclub, my family was regularly disturbed by loud music in the early hours of the morning, drug paraphernalia (including needles) being disposed of in my front garden, drug dealers hanging around on the street, both licenced and unlicensed taxis congregating directly outside my property causing noise pollution and blocking up the road, excessive rubbish being disposed of on the pavement and a number of arguments between inebriated patrons who were carrying weapons including guns and firearms.

It was noted in the previous Notice of Decision that 'The premises history of DJs' promotions attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. If the venue is transformed into a nightclub again my quality of life will be detrimentally effected.'

The circumstances at the premises are the same as when it has operated as the previous Club Couture. The premises is located in a residential area and the community would be seriously disturbed, particularly if the premises were similar late-night establishment, which is the applicant's clear intention.

I therefore object in the strongest possible terms to the granting of this licence and believe that all the criteria are met to make my objection, prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

Kind regards

██████████

**OTHER PERSON AGAINST V**

**From:** [REDACTED]  
**Sent:** Monday, March 25, 2024 7:33 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Re: New Nightclub at corner of camberwell grove and camberwell church street

Dear Sir/Madam

Re: El Vacilon De La Esquina Limited – 58A Camberwell Church Street.

I read the license application for this premises with a sense of dread and trepidation. [REDACTED]  
[REDACTED] We are a family of 4 with school aged children.

I cannot **OBJECT** strongly enough to the proposed licensing times for this proposed nightclub.

Truly, I think this proposal is rather bonkers. I already get people dealing drugs outside my gate and urinating in my garden. Lord knows what it is going to be like at 2am on a Friday / Saturday once this nightclub is open. Many years ago a nightclub opened at the same location and caused a huge issue for the residents located literally yards from the exit. The building in question is essentially right next to and opens on to a fully residential street. At 2 am there is no public transport. There is no provision in the area for taxis. Where will people go ? They won't. They will just hang around outside, creating noise and most likely trouble.

Other licenced operations very close by to this premises are severely restricted in terms of the hours they can serve alcohol etc. I can see no valid reason why similar restrictions wouldn't apply for this premises. Also I would anticipate significant antisocial behaviour so I believe lighting, cctv and other security measures would need to be in place to prevent this.

Given that the current applicant attempted to open this place previously having made no licence application – it is pretty clear they have no clue about licensing rules and would in all likelihood ignore or disregard the terms of their license in any case.

I am happy to discuss with you face to face or on the phone - but hopefully it is clear that I object and think it is irrational to allow a nightclub with a late license to open at this location.

Best

[REDACTED]  
[REDACTED]  
[REDACTED]



**OTHER PERSON AGAINST W**

From: [REDACTED]  
Sent: Wednesday, April 3, 2024 1:46 PM  
To: Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
Subject: Objection to licensing application: 58A Camberwell Church Street

For the attention of the licensing service:

I and my wife own and live, with my daughter, [REDACTED]  
[REDACTED]

I object to the licensing hours applied for at 58 A Camberwell Church Street, "El Vacilon de la Esquina", which is 150 metres or so from my house.

The premises are on the corner of Camberwell Grove, which is a quiet family residential road. A club with the late hours proposed for serving alcohol will be a nuisance and safety risk for residents. It will not improve the area. There will inevitably be more noise, litter, traffic and disorder at night from people arriving and leaving the club (especially those leaving intoxicated).

I think that the conditions that applied to the previous licensee should apply here and not be extended.

Yours sincerely,

[REDACTED]



**OTHER PERSON AGAINST X**

**From:** [REDACTED]  
**Sent:** Friday, March 29, 2024 8:49 AM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Re: Night club / phone mast

We live in [REDACTED] which is right next to the proposed night club on 58A Camberwell Church Street.

I would like to object to this night club as this is a residential street (Camberwell Grove) where there is already a lot of noise thanks to the traffic on Church street. The last thing we need is a night club here to add to the noise pollution. Sound travels quite a bit in this location.

Besides the loud music, I also believe people leaving late at night are not necessarily going to be quiet. Hope this feedback is helpful.

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**OTHER PERSON AGAINST Y**

**From:** [REDACTED]  
**Sent:** Wednesday, April 3, 2024 4:08 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** Licensing application at 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

I agree with the position taken by the Camberwell Society that the proposed hours are too long and that permitted hours should not be extended beyond 23.30 on Fridays and Saturdays and 22.30 on any other any other day, as a maximum in each case.

[REDACTED]  
[REDACTED]  
[REDACTED]

**OTHER PERSON AGAINST Z**

**From:** [REDACTED]  
**Sent:** Tuesday, April 2, 2024 10:36 AM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

[REDACTED]

Reference: 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

I would like to register my objection to the above licensing application. This would involve music until 1.30 and people leaving a night club at 2.00pm on Fridays and Saturdays to the detriment of local residents.

This is a dense residential area with many young families living close by and even with the previous, more limited restaurant license, customers spilt onto the pavement and down the residential street throughout the day and well into the night. We very often had carloads of people directly outside our house congregating to eat takeaway food from the previous venue and play music at really odd nighttime hours, which was pretty disruptive and also led to an increase in unsightly and unhygienic littering at the bottom of the street.

There is already a fair amount of anti-social behaviour in the area and I fear that this could be exacerbated by a late-license music / entertainment venue.

Best,

[REDACTED]

**From:** [REDACTED]  
**Sent:** Wednesday, April 3, 2024 6:20 PM  
**To:** Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
**Subject:** 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

I write to protest in strong terms the granting of a licence to 1.30 a.m. to this night club.

As you will know, drug dealing & the taking of drugs in & on Camberwell Green is an out of control social problem  
& a late licence will only exacerbate that problem.

Camberwell Green is never very far away from a social melt down & the Council should be doing everything in its power to temper that possibility by responsible decision making as to whom it grants licences & the extent of those licences.

[REDACTED]  
[REDACTED]  
[REDACTED]

## APPENDIX D

From: [REDACTED]  
Sent: Thursday, March 28, 2024 2:38 PM  
To: Regen, Licensing <[Licensing.Regen@southwark.gov.uk](mailto:Licensing.Regen@southwark.gov.uk)>  
Cc: J [REDACTED]  
Subject: 58A Camberwell Church Street, Camberwell "El Vacilon de la Esquina"

Hello,

I would like to offer my complete support for this planning proposal. Camberwell, which used to be home to many great night clubs, is lacking any kind of late night venue. I have many happy memories of nights out in the venue and fully support this proposal as part of a balanced approach to nightlife activity within our neighbourhood.

Please count this email as a vote in favour of the planning application.

Regards,

[REDACTED]  
[REDACTED]

From: "Heron, Andrew"  
Date: 09/04/2024 17:59 (GMT+05:30)  
To:  
Subject: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Sir/Madam,

Further to your representation, the Applicant seeks to amend the terminal hours of their application, to reflect the current licence already in place at that address.

It is understood that the current licence cannot be transferred as even though the lease is already in the new licence holder's name, the current licence holder is asking for a significant amount of money to consent to the transfer, hence the current application. If this demand is met, the current licence will be transferred over and the application withdrawn. However, until such time, the terminal hours are to be reduced to match the current licence.

This would mean that the new hours would be reduced to:

**Opening Hours:**

- Sunday to Thursday from 09:00 to 23:00
- Friday and Saturday from 09:00 to 00:00

**The sale by retail of alcohol (on sales only):**

- Sunday to Thursday from 11:00 to 22:30
- Friday and Saturday from 11:00 to 23:30

**The provision of late night refreshment:**

- Friday and Saturday from 23:00 to 23:30

**The provision of regulated entertainment in the form of live and recorded music (indoors):**

- Sunday to Thursday from 11:00 to 22:30
- Friday and Saturday from 11:00 to 23:30

Please advise if based on this, you are in a position to withdraw your representation.

I look forward to hearing from you, thank you in advance for your response.

Regards,

Andrew Heron  
*Pronouns: He/Him*  
Principal Licensing Officer  
London Borough of Southwark  
Regulatory Services – Environment, Neighbourhoods and Growth

**OTHER PERSON D**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 2:09 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Cc:** Wingfield,lan <lan.Wingfield@SOUTHWARK.GOV.UK>  
**Subject:** RE: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Mr Heron

What about the other conditions the Dutchie had in relation to entrance being on Camberwell Church Street ? CCTV? Dispersal etc. Will those conditions apply to him?

What is the position regarding his waste disposal ? He has consistently fly tipped and been fined for the same.

Currently, nothing about this applicant's conduct is indicative in my view that he has any resort at all for the licensing regime.

It would no doubt be an incentive to comply with a licence if he has to pay a considerable sum to get it and therefore, my objections will undoubtedly still remain but I would ask you to let me know re the strict conditions that were on the Dutchie's licence as it was not simply the hours that were objected to.

Kind regards

[REDACTED]

**OTHER PERSON F**

**From:** [REDACTED]  
**Sent:** Wednesday, April 10, 2024 3:00 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Andrew,

Thank you for your email.

Will the licence have requirements that the venue ensures that people don't loiter on Camberwell Grove late at night? This has been an issue on several occasions recently. I have had to get out of bed at night and ask people to go away as I have work the next day. It's an extremely unpleasant thing to have to do.

There has also been a problem with litter and fly-tipping which will need to be addressed too.

Kind regards,

[REDACTED]



**OTHER PERSON G**

**From:** Wingfield, Ian <Ian.Wingfield@SOUTHWARK.GOV.UK>  
**Sent:** Wednesday, April 10, 2024 7:34 AM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Andrew,

Many thanks. I will maintain my objection based on the others aspects raised other than the closing times as stipulated by other residents too.

Regards,

Cllr Ian Wingfield  
Chair Overview & Scrutiny Committee  
Labour Member for St Giles Ward  
London Borough of Southwark

**OTHER PERSON J**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 4:58 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Mr Heron,

My wife and I objected on noise/nuisance grounds, and mentioned the poor history of the site. If the existing (Dutchie) terms are applied, I cannot see how one can object. But if there are any extensions/ relaxations of the conditions imposed by the Council, we are into leap-frogging, and our objection remains.

[REDACTED]

[REDACTED]

**OTHER PERSON K**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 6:40 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Mr Heron,

Thank you for your email and the update.

The premises has a history of issues and not just in relation to hours. I understand that a host of restrictions were previously in place.

I believe there would still be every likelihood of significant problems at the premises. Even if the new leaseholder were to respect the hours.

Given the fact he has already demonstrated scant regard for the licensing regime, I still do not think he can be considered a fit and proper person to run a licensed premises at this location.

Kind regards,

[REDACTED]

**OTHER PERSON N**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 3:44 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Andrew

Thank you for your email. Yes, I am happy now to withdraw my representation.

Best [REDACTED]

[REDACTED]  
[REDACTED]

**OTHER PERSON P**

**From:** [REDACTED]  
**Sent:** Wednesday, April 10, 2024 10:20 AM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Hi Mr Heron

I hope this finds you well.

Happy to accept this as long as they are adapting the other conditions of the existing licence which includes people leaving by the door that leads onto Camberwell Church Street and not on to Camberwell Grove? Just wishing to mitigate as much noise pollution as possible!

cheers

**OTHER PERSON Q**

**From:** [REDACTED]

**Sent:** Tuesday, April 9, 2024 7:21 PM

**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>

**Cc:** [REDACTED]  
[REDACTED]

**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Andrew

I adopt [REDACTED] and [REDACTED] comments in their entirety .

If you have read the substance of my objection in even the most cursory fashion I fail to see on what possible basis you could consider the amendment would address the concerns I set out therein and thus why I would withdraw my objection ?

For the avoidance of doubt the objection remains .

I would observe that it is extremely troubling that both the licensing department and the Met Police seem so keen to allow this application to be granted with next to no critical analysis of its merits .

Yours sincerely

[REDACTED]

**OTHER PERSON R (1)**

**From:** [REDACTED]  
**Sent:** Thursday, April 11, 2024 9:57 AM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Cc:** Charlotte Godwin <lots28@hotmail.com>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Dear Andrew,

Thank you for your email.

On behalf of the Mary Datchelor Residents' Association, we wish to object in the strongest terms to this application. I understand from other residents that the owner has been fly tipping consistently in the area since our last communication, and there have been disturbances regarding a temporary licence already granted.

We would like to re-emphasise that this is a quiet residential area and we do not want this establishment.

Finally, we have been asked if we would make representations should this application go forward - I think in person to the council. Naturally, we will discuss this at our next RA meeting (this Tuesday 16th April): one of us would attend should it be required.

Best wishes -  
[REDACTED] (Secretary of the MDRA)

**OTHER PERSON U**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 2:20 PM  
**To:** Clodaghmuire Callinan <clodaghmuire.callinan@15nbs.com>; Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Cc:** Wingfield,Ian <Ian.Wingfield@SOUTHWARK.GOV.UK>  
**Subject:** RE: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Andrew

I support [REDACTED] comments in their entirety.

Why should we withdraw our objections?

I would also stress that there seem to be too many at Southwark and the Met that apparently wish to endorse this applicant's proposals on consistent basis.

Why is that?

[REDACTED]



**OTHER PERSON V**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 2:23 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** RE: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Hi Andrew

I believe as part of the previous owners licence there were conditions relating to where the exit door was located (on Camberwell Church street), requirement for cctv, dispersal policy etc. Will these same conditions apply for the new licence?

Steve

**From:** [REDACTED]  
**Sent:** Thursday, April 11, 2024 8:22 AM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** RE: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

The below has recently appeared outside of the entrance to 58a Camberwell Church Street. This blocks the pavement and leaves no space for disabled wheelchair users (like my mother!) to pass without going into the road on an incredibly dangerous and busy junction.

I think it is this sort of thing, together with continual fly tipping and flagrant ignorance of laws such as licencing, which leads me to believe the owner/manager of this establishment is not responsible enough to be granted a licence of any kind. Hence my objection remains.

Yours

[REDACTED]



**OTHER PERSON Z**

**From:** [REDACTED]  
**Sent:** Tuesday, April 9, 2024 1:47 PM  
**To:** Heron, Andrew <Andrew.Heron@southwark.gov.uk>  
**Subject:** Re: Licence Application: El Vacilon De Esquina - 58a Camberwell Church Street

Hi Andrew,

Would the conditions of this application also match the previous provision for patrons to exit onto Camberwell Church St rather than onto Camberwell Grove so as to limit night-time disturbance to surrounding neighbours?

Thanks.

[REDACTED]

## NOTICE OF DECISION

### LICENSING SUB-COMMITTEE – 9 MAY 2019

#### LICENSING ACT 2003: THE DUTCHIE, 58A CAMBERWELL CHURCH STREET, LONDON SE5 8QZ

#### 1. Decision

That the application made by NMAS Enterprise Limited for a premises licence to be granted under Section 17 of the Licensing Act 2003 in respect of the premises known as The Dutchie, 58a Camberwell Church Street, London SE5 8QZ be granted as follows:

Licensable activity	Hours
Opening Hours	Sunday to Thursday: 11:00 - 23:00 Friday and Saturday: 11:00 - 00:00
The sale by retail of alcohol (on sales only):	Sunday to Thursday: 11:00 to 22:30 Friday and Saturday: 11:00 to 23:30
The provision of late night refreshment (indoors)	Friday and Saturday: 23:00 to 23:30
The provision of regulated entertainment in the form of recorded and live music (Indoors)	Sunday to Thursday: 11:00 to 22:30 Friday and Saturday: 11:00 to 23:30
Additional non-standard timings:	1 August, 6 August, 1 October (When these days fall on Friday and Saturday only): 11:00 to 02:00 (the following day)  Sundays prior to Bank Holidays Mondays: 11:00 to 00:00  On any day prior to a Public Holiday: 11:00 to 00:00  On these days all licensable activities shall cease 30 minutes before closing time.

#### 2. Conditions

- That the premises will install a CCTV system and maintain this system in good working order; the system will be of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered including the bar and smoking areas. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available for inspection to officers of the police and the council.

2. There shall be at least one member of staff on duty at all times the premises are in operation under its licence trained and proficient in the operation of the CCTV system capable of operating and retrieving footage on request of the Police or other authorised officer.
3. That all staff are trained in their responsibilities under the Licensing Act 2003 and training records to be kept and updated every six months and shall, upon request, be made immediately available to officers of the police and the council.
4. That the maximum occupancy of the premises shall not exceed 120 customers.
5. That save for emergencies, customers shall only enter and exit the premises via the doorway on Camberwell Church Street.
6. That all vehicles dropping off or collecting passengers and food at the premises must be requested to do so on Camberwell Church Street and not Camberwell Grove
7. That all waste must be put out for collection on Camberwell Church Street and not on Camberwell Grove.
8. That the premises licence holder shall operate in accordance with a written dispersal policy (or subsequently amended version) as submitted in advance to the licensing authority and environmental protection which shall be kept at the premises and made available for inspection by authorised officers or the police.
9. That clear legible signage shall be prominently displayed both inside and outside the premises where it can be easily seen and read, reminding customers this is a residential area and requesting that customers leave the area in a quiet and orderly manner.
10. That the following persons associated with the previous management and ownership of the premises are not knowingly to be permitted to enter the premises whilst licensable activities are being carried on, or otherwise be involved in the day to day management of the premises: Omo Ayoade.
11. That a Personal Licence holder is on the premises and on duty at all times after 20:00 when intoxicating liquor is supplied.
12. That on any occasion when the premises is open after midnight, at least one SIA registered door supervisor will be engaged on Friday and Saturday nights. They will be employed from 21.00 when the premises is open after midnight until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that the dispersal policy for the premises is implemented. At all other times the premises licence holder must engage door supervisors in accordance with a risk assessment.
13. That all children on the premises shall be accompanied by a responsible adult after 21:00.
14. That on any occasion when the premises is open after 00:00 (midnight), there shall be no new entry or re-entry to the premises after 00:30.

15. That a local taxi cab number shall be displayed at the premises and taxis will be directed to pick up from Camberwell Church Street.
16. That written records of training shall be kept and made available to police or council officers on request.
17. That the premises shall actively engage with and work with police and safer neighbourhood team.
18. That management and staff shall discourage persons loitering outside the front of the premises and ensure that no drinks will be permitted outside the front of the premises at any time.
19. That a suitable container shall be provided for cigarette butts.
20. That a member of staff shall be detailed to monitor the use of the front, including smokers and tidiness of the area.
21. That a member of staff shall be detailed to monitor departing customers at closing and shall encourage customers to leave the area quietly and not to loiter outside the premises.
22. That no more than five patrons shall be permitted on the Camberwell Church Street frontage to smoke at any time when the premises is open and trading.
23. That all deliveries, collections and external cleaning shall occur between the hours of 08:00 and 20:00 on any day.
24. That a Challenge 25 proof of age policy shall be operated at the premises and only photographic driving licence, valid passport or proof of age card with the bearers photograph and the PASS logo/hologram on it will be accepted as proof of age.
25. That all staff shall be trained for their role on induction and refresher training given at regular intervals of six months thereafter. Training for their role will include:
  - a) The operation of Challenge 25
  - b) Identifying persons under 25
  - c) Making a challenge
  - d) Acceptable proof of Age ID and checking it
  - e) Making and recording refused sales
  - f) Avoiding conflict and responsible alcohol retailing.
26. That notices shall be prominently displayed at the entry and point of sale stating that CCTV & Challenge 25 are in operation and provisions of the Licensing Act regarding underage/proxy sales.
27. That a written refusals log shall be kept and made available to Police or Council Officers upon request.
28. That service to tables will be by waiting staff only.
29. That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time.

30. That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

### 3. Reasons

The reasons for the decision are as follows:

The licensing sub-committee heard from the applicant who advised that they were a family owned and operated company providing high quality Caribbean food and beverages sold via their a la carte table service restaurant and a counter service. The applicant opened their first restaurant in Croydon town centre in April 2016. Prior to making the application, the applicant had sought a transfer of the existing license, but the existing licence holder was seeking approximately £18,000 being the amount they spent in obtaining the licence. This was not financially viable. The applicant stated they sought a licence that reflected the conditions of the existing license (number 865254, dated 10 October 2018).

The licensing sub-committee heard from the representative from the Metropolitan Police Service who advised the premises were located within Camberwell and as a restaurant and bar it fell under the Camberwell cumulative impact area. The premises had a substantial history, having previously operated as a night club subject to significant enforcement action, including revocation and a Closure Order via the Magistrate's Court. The police raised concerns that the application in its current form could easily open as a club. It was also highlighted that the premises (in Croydon Town Centre) regularly had promoted events.

The representative for licensing as responsible authority advised the sub-committee that since the applicant had clarified that premises was a restaurant (as opposed to a restaurant - bar), the premises no longer fell within the types of premises subject the cumulative impact policy area. The officer also stressed that the hours requested by the applicant fell outside of Southwark's statement of licensing policy, the historical issues at the premises, resulting in the previous licence being revoked in addition to an existing licence (number 865254), which could cause confusion for enforcement purposes.

The licensing sub-committee noted that the representation from the environmental protection team had conciliated.

The licensing sub-committee also noted the comments made by the planning department, despite not amounting to a valid representation.

The licensing sub-committee heard from party 12 who stated that the circumstances at the premises were the same as when it had operated as the previous Club Couture. The premises was located in a residential area and the community would be seriously disturbed, particularly if the premises were similar late night establishment. Reference was also made to the applicant's accounts and the charge on the company NMAS Enterprise Limited held by Alfandafi Private Equities Limited (code 0887 6305 0001) and the solvency of the company. Enquiries were made during a brief recess and solely limited as to whether there was any connection between the freeholder of the premises and the mortgagor. The enquiries made, suggested there was no connection. The sub-committee determined that the solvency of the company was an irrelevant consideration, in terms of this application.

The sub-committee heard from party 8 who also referred to the history of the premises and the operators having a blatant disregard of the previous licence conditions. Reference was

also made to the applicant's lack of engagement with the local residents during the consultation period and as a result, did not have confidence with them.

Party 3 informed the licensing sub-committee that had previously the premises attracted crime and anti-social behaviour. The premises had previously operated as a nightclub, and its negative effect it had on the local community.

The licensing sub-committee then heard from the ward councillor (party 1) who objected to the application and stated that the premises was located in a primarily residential area and referred to the premises history of DJs' promotions that attracted crime and anti-social, drug dealing, knife crime and the possession of firearms. Since the revocation of the licence in 2013 residents have had relative peace and have been able to enjoy a good quality of life without fear. The ward councillor advised that due to the history, residents' fear that if a premises licence is granted, the venue would transform into a nightclub, and residents quality of life would be detrimentally effected.

The licensing sub-committee noted the other 23 written representations from other persons that related to all four of the licensing objectives, the concerns of the proximity of the premises to residential properties, the potential for nuisance with a licensed premises opening so late.

The licensing sub-committee considered the application very carefully and fully appreciated residents concerns particularly in light to the history of the premises that led to the licence being revoked in 2013. During discussion, the residents indicated that they were content with the tight restrictions imposed on licence number 865254 and therefore, concluded a similarly worded licence would promote the licensing objectives.

It is recommended that the premises use recyclable takeaway food containers and also straws. In addition on social media/internet, encourage patrons to use public transport.

Should the applicant breach the premises licence, residents are reminded of their right to call the licence in for review, which as residents are aware amongst other things, could result in the premises licence being revoked.

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.

#### **4. Appeal rights**

The applicant may appeal against any decision:

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

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

- a. The licence ought not to be been granted; or
- b. That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.



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

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

Date: 9 May 2019

# Licensing Act 2003 Premises Licence



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

Premises licence number

869750

## Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
The Dutchie 58a Camberwell Church Street	
Ordnance survey map reference (if applicable), 532798176689	
<b>Post town</b> London	<b>Post code</b> SE5 8QZ
<b>Telephone number</b> [REDACTED]	

<b>Where the licence is time limited the dates</b>
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<b>Licensable activities authorised by the licence</b>
Live Music - Indoors Recorded Music - Indoors Late Night Refreshment - Indoors Sale by retail of alcohol to be consumed on premises

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

<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

**The times the licence authorises the carrying out of licensable activities**

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

**Live Music - Indoors**

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 22:30

**Recorded Music - Indoors**

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 22:30

**Late Night Refreshment - Indoors**

Friday	23:00 - 23:30
Saturday	23:00 - 23:30

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

Monday	11:00 - 22:30
Tuesday	11:00 - 22:30
Wednesday	11:00 - 22:30
Thursday	11:00 - 22:30
Friday	11:00 - 23:30
Saturday	11:00 - 23:30
Sunday	11:00 - 22:30

**Part 2**

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

NMAS Enterprise Limited  
The Dutchie 3 The Arcade, 32-24  
High Street, London, CR0 1YB

[REDACTED]  
[REDACTED]

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

08876305

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

Norman Smith

[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. L.B Croydon

Licence Issue date 30/08/2019

[REDACTED]

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

## Annex 1 - Mandatory conditions

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

(a). At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or

(b). At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

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

**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** The entrance, windows and emergency exits will be secured to prevent any admittance from the public or any individual attempting to gain access to the building illegally.

**341** SIA license door staff will be present at the entrance after standard restaurant hours and during any special events. Security staff will wear high visibility and or security labelled clothing to deter disorder or individuals loitering.

**342** The premises will operate a zero tolerance policy on disorder, bad behaviour and drugs; where perpetrators will be banned from the premises.

**343** A first aider will always be on duty during the opening hours. First aid equipment will be kept onsite and a spare in the management's office, which will also be checked as a result of going through the regular checklist.

**344** Customers wanting to smoke outside will be directed away from the residential street Camberwell Grove and Datchelor Place.

**345** The staff and security will ensure that customers do not congregate or loiter outside and particularly on the residential street Camberwell Grove and Datchelor Place.



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

**840** That the premises will install a CCTV system and maintain this system in good working order; the system will be of evidential quality in all

lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered including the bar and smoking areas. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available for inspection to officers of the Police and the Council;

**841** There shall be at least one member of staff on duty at all times the premises are in operation under its licence trained and proficient in the operation of the CCTV system capable of operating and retrieving footage on request of the Police or other authorised officer;

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

**843** That the maximum occupancy of the premises shall not exceed 120 customers;

**844** That save for emergencies, customers shall only enter and exit the premises via the doorway on Camberwell Church Street;

**845** That all vehicles dropping off or collecting passengers and food at the premises must be requested to do so on Camberwell Church Street and not Camberwell Grove;

**846** That all waste must be put out for collection on Camberwell Church Street and not on Camberwell Grove;

**847** That the premises licence holder shall operate in accordance with a written dispersal policy (or subsequently amended version) as submitted in advance to the licensing authority and environmental protection which shall be kept at the premises and made available for inspection by authorised officers or the police;

**848** That clear legible signage shall be prominently displayed both inside and outside the premises where it can be easily seen and read, reminding customers this is a residential area and requesting that customers leave the area in a quiet and orderly manner;

**849** That the following persons associated with the previous management and ownership of the premises are not knowingly to be permitted to enter the premises whilst licensable activities are being carried on, or otherwise be involved in the day to day management of the premises: Omo Ayoade;

**850** That a Personal Licence holder is on the premises and on duty at all times after 20:00 when intoxicating liquor is supplied;

**851** That on any occasion when the premises is open after midnight, at least one SIA registered door supervisor will be engaged on Friday and Saturday nights. They will be employed from 21.00 when the premises is open after midnight until the end of business and all patrons have vacated the premises. They will be engaged to monitor admission and re-admissions to the premises, security, protection, screening, dealing with conflict and ensure that conditions related to the use of the outside area are adhered to and that

the dispersal policy for the premises is implemented. At all other times the premises licence holder must engage door supervisors in accordance with a risk assessment;

**852** That all children on the premises shall be accompanied by a responsible adult after 21:00;

**853** That on any occasion when the premises is open after 00:00 (midnight), there shall be no new entry or re-entry to the premises after 00:30;

**854** That a local taxi cab number shall be displayed at the premises and taxis will be directed to pick up from Camberwell Church Street;

**855** That written records of training shall be kept and made available to police or council officers on request;

**856** That the premises shall actively engage with and work with police and safer neighbourhood team;

**857** That management and staff shall discourage persons loitering outside the front of the premises and ensure that no drinks will be permitted outside the front of the premises at any time;

**858** That a suitable container shall be provided for cigarette butts;

**859** That a member of staff shall be detailed to monitor the use of the front, including smokers and tidiness of the area;

**860** That a member of staff shall be detailed to monitor departing customers at closing and shall encourage customers to leave the area quietly and not to loiter outside the premises;

**861** That no more than five patrons shall be permitted on the Camberwell Church Street frontage to smoke at any time when the premises is open and trading;

**862** That all deliveries, collections and external cleaning shall occur between the hours of 08:00 and 20:00 on any day;

**863** That a Challenge 25 proof of age policy shall be operated at the premises and only photographic driving licence, valid passport or proof of age card with the bearers photograph and the PASS logo/hologram on it will be accepted as proof of age;

**864** That all staff shall be trained for their role on induction and refresher training given at regular intervals of six months thereafter. Training for their role will include:

- a) The operation of Challenge 25
- b) Identifying persons under 25
- c) Making a challenge
- d) Acceptable proof of Age ID and checking it
- e) Making and recording refused sales
- f) Avoiding conflict and responsible alcohol retailing

**865** That notices shall be prominently displayed at the entry and point of sale stating that CCTV & Challenge 25 are in operation and provisions of the Licensing Act regarding underage/proxy sales;

**866** That a written refusals log shall be kept and made available to Police or Council Officers upon request;

**867** That service to tables will be by waiting staff only;

**868** That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal and for consumption by such persons as an ancillary to their meal with the

exception of patrons awaiting to be seated within a designated waiting area in the basement with a maximum of eight patrons at any time;

**869** That there shall be no events held which are organised by externally promoted artists, DJs and MCs.

**612** • 1 August, 6 August, 1 October (When these days fall on Friday and Saturday only): 11:00 to 00:00 (the following day)

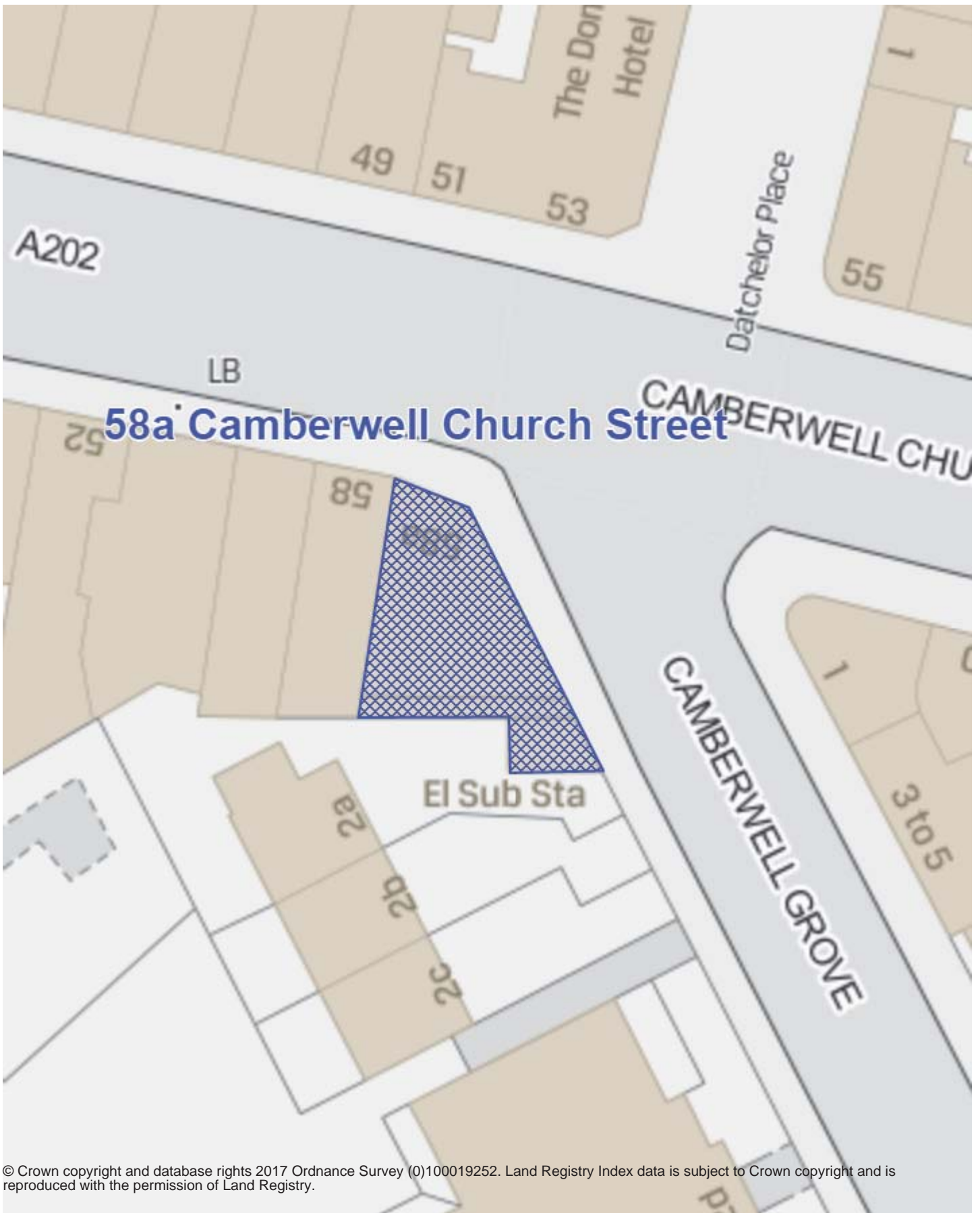
- Sundays prior to Bank Holidays Mondays: 11:00 to 00:00

- On any day prior to a Public Holiday: 11:00 to 00:00

On these days all licensable activities shall cease 30 minutes before closing time.

**Annex 4 - Plans - Attached**

Licence No. 869750  
Plan No. 58ach/p/01  
58ach/p/02  
Plan Date 12/03/2019



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**LICENSING SUB-COMMITTEE DISTRIBUTION LIST (OPEN) MUNICIPAL YEAR 2023-24**

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