

MEMO: Licensing Unit

To Licensing Unit Date 30 November 2021
From Jayne Tear
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Subject - Re: Peckham Cellars Limited, Retail Unit 1, 75 Camberwell Church Street,
London, SE5 8TU – Application for a premises licence

I write with regards to the above application for a premises licence submitted by Peckham Cellars Limited under the Licensing Act 2003, which seeks the following licensable activities:

- Recorded music (indoors) on Monday to Sunday from 11:00 to 23:00
- Supply of alcohol (on and off the premises) on Monday to Saturday from 11:00 to 22:30 and on Sunday from 11:00 to 19:30
- Opening times shall be on Monday to Saturday from 11:00 to 23:00 and on Sunday from 11:00 to 20:00

The premises is described within the application as *‘A specialist wine and craft beer shop with a limited number of covers for customers to enjoy the products on site. Cold food including bread, charcuterie and cheese will be available. Residents that objected to a similar application at 78 Camberwell Church Street were invited to discuss the application at a meeting but no one attended. However, the applicant would still be amendable to meeting to discuss the application if there are any concerns whatsoever’.*

My representation is based on the Southwark Statement of Licensing policy 2021 – 2026 and relates to the licensing objectives for the prevention of crime and disorder and the prevention of public nuisance.

This premises is situated in the Camberwell District Town Centre Area and under the Southwark Statement of Licensing policy 2021 – 2026 also falls within the Camberwell Cumulative Impact Policy Area

Section six of the policy (from page 34) deals with Southwark’s local cumulative impact policies. This premises sits in the Camberwell policy area as defined in paragraph 152 of the policy and falls into the class of premises in 153 of the policy.

Therefore under 131 of the policy there is a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations. 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.

The applicant has not addressed the presumption to refuse this application within the operating schedule. I would recommend refusal of this application unless the applicant can demonstrate that the premises will not be contributing to crime and disorder and public

nuisance within the policy area. The following may assist the applicant in addressing the rebuttal.

Within the operating schedule the following condition is offered:

13. That the premises shall have a written dispersal policy. The written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy

The dispersal policy has not been provided with this application therefore in order to promote the licensing objectives I ask the applicant to provide a copy of the dispersal policy to go with this condition.

Further to this I also recommend the following condition, for the use of the outside area for licensable activities is to cease at 22:00 daily. This would be in line with the statement of licensing policy recommendations in section 10 of the licensing policy.

- Patrons shall not be permitted to use the external area of the premises (as defined on the premises plan) after 22:00 until 11:00 the following day, apart for access and egress and those who temporarily leave to smoke.

I therefore submit this representation and welcome any discussion with the applicant.

Southward's Statement of Licensing Policy 2021 – 2026 can be found on the following link:
<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

Jayne Tear
Principal Licensing officer
In the capacity of Licensing Authority as a Responsible Authority