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APPENDIX  
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**Tear, Jayne**

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**From:** Paul.Compton@met.pnn.police.uk  
**Sent:** 15 June 2010 10:41  
**To:** Tear, Jayne  
**Subject:** RE: Nivla Restaurant License Ref 446688

Jayne

Than you for the attached reply, however I still have some concerns:

The applicant wishes to operate up to 02.00am at weekends but does not wish to employ SIA door staff or have a search policy?

The applicant mentions that "Private Functions" will be accepted for Friday & Saturday nights but has not agreed with the control measures that I suggested in my original representation letter such as door staff, search policy, venue hire agreement forms etc?

I think at this juncture my representation letter remains active.

Regards

Paul Compton PC294MD

Licensing Officer Southwark Borough

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(not protectively marked)

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ARR

# MEMO: Environmental Protection Team

**To** Regen.licensing; **Date** 17<sup>th</sup> June 2010

**Copies**

**From** Alan P. Blissett **Telephone** 020 7525 5766 **Fax** 020 7525 5728

**Email** Alan.Blissett@southwark.gov.uk

**Subject Nivla 51 Camberwell Road SE5 Ref 446688**

I refer to your email 17<sup>th</sup> June attaching email 9<sup>th</sup> June from Nivla restaurant. The applicant has addressed the points raised in my memo of 8<sup>th</sup> June, for clarity I shall comment on each point against the my original memo at set out below.

Point 1

We need confirmation:-

- that the applicant is deleting E, G & I from the operating schedule

*Applicant has withdrawn E Live Music, I making music, J. facilities for dancing - Agreed by EPT*

- that the revised terminal hours set out apply to both ground floor and basement

*Revised terminal hours for regulated entertainment of Mon-Thurs 00.00 Fri-Sat 02.00 Sun 23.00 apply to both ground and basement - Agreed by EPT*

- that they accept that ground floor background recorded music will not be a licensable activity and shall therefore not be at level where it could be defined as entertainment

*Applicant states ground floor – background music only will be played - Agreed by EPT*

- that recorded music entertainment will be confined to basement area

*Applicant states recorded music will now only be played in the basement as regulated entertainment - Agreed by EPT*

Point 2 – I would agree the revised hours of operation [ Mon-Thurs until 0000; Fri-Sat until 0200 day following and Sunday until 2300 would be more acceptable in terms of prevention of public nuisance.

*Applicant states that Hours of Closing will be 30 mins after termination of regulated entertainment and supply of alcohol - Agreed by EPT*

*Note : there is no provision for late night refreshment on Sunday*

Point 3 agreed – background music only to ground floor as above

Point 4 Basement recorded music it noted that:-

- Sound limitation will be installed to the amplification

*Applicant advises in process of installing sound sensor.*

EPT : The applicant proposal may not be adequate and has not been examined

Suggested Condition: that all the proposed amplification and speakers be installed in their proposed operational positions, that all amplification circuits be controlled through a sound limitation installation, which shall be set after completion of sound insulation works, to a level in the presence of EPT and in conjunction with assessment in adjoining residential accommodation.. That once set no additional speakers or amplification be brought onto the premises or the layout re- configured without consent and re-checking of the Sound Limiter Level. The sound limiter control equipment shall be kept in a secure location and shall not be interferred with.

- Sound insulation has been installed

*Applicant advises in process of installing sound insulation to 'roof' cavity of basement and ground floor.*

EPT : The applicant proposal may not be adequate and has not been examined; there is concern that music sounds may penetrate up through the open stairway and also may be structure borne through the flank wall

Suggested Condition: that works of sound insulation / isolation shall be adequate to resist both air borne and structure borne sounds from affecting the adjoining residential accommodation when tested under operational levels in conjunction with the sound limitation installation .

Speakers shall be floor mounted where practical using isolation material; where wall mounted – brackets shall be isolated from wall and /or columns.

- Fire Exit door to stairway up to street will be kept shut except in emergency

Agreed by EPT

I am not satisfied that the free standing circulating fans will provide adequate ventilation to the basement to accommodate regulated entertainment to the terminal hour without a means of chilling and replacing air.

*Applicant advises that taking advice on installation of wall fans or alternative cooling*

EPT : The applicants proposal may not be adequate

Suggested Condition: that suitable and sufficient permanent means of ventilation be installed in the basement and operated during performance of regulated entertainment to ensure both extraction and replacement of fresh / chilled air [ approx 10-12 air changes per hour with capability iof 18°C ]

With regard to people noise outside of the premises, we need to consider a limit on the number of smokers, a condition which does not permit drinks to be taken out by smokers and more robust arrangement to ensure patrons leave the vicinity on departure without disturbance.

*Applicants have indicated that they will limit numbers of smokers outside to 5 at any one time and that they will not be permitted to take drinks with them*

Agreed EPT

At this stage I am not in a position to fully withdraw my representation until the suggested conditions have been agreed

**Alan Blissett - Principal Environmental Protection Officer**