

MEMO: Licensing Unit

To Licensing Unit Date 1 February 2022
From Jayne Tear
Email jayne.tear@southwark.gov.uk

Subject Long 6lack, 11 Melbourne Grove, London, SE22 8RG
– Application for a premises licence

I write with regards to the above application to for a premises licence submitted by Long 6lack Limited under the Licensing Act 2003, which seeks the following licensable activities:

- Supply of alcohol (on the premises) on Thursday and Friday from 16:00 to 22:30, on Saturday from 13:00 to 22:30 and on Sunday from 13:00 to 20:00
- Opening hours shall be on Monday to Wednesday from 07:00 to 14:00, on Thursday and Friday from 07:00 to 14:00 and from 17:00 to 22:30, Saturday from 08:00 to 14:00 and from 17:00 to 22:30 and on Sunday from 08:00 to 20:00

The premises is described within the application as *'The premises is currently a coffee shop that can sit roughly 20-30 people in the site, which is a small boutique, warm & friendly environment that will cater to the local community, we serve no food, just cakes. Our hope is to create a place that allows people to come together and understand how to drink responsibly and in an environment they can connect with friends and have place away from home for conversation over a coffee, protein shake or alcoholic drink. Layout is of that you have the staff in direct view of all areas at all times. Clear exits and entry routes, with smoke detectors and all the hygiene equipment in to currently operate a coffee shop. We would limit the number of clients to no more than 30'*.

My representation is based on the Southwark Statement of Licensing policy 2021 – 2022 and relates to the licensing objectives for the prevention of crime and disorder and the prevention of public nuisance.

The premises is situated in a residential area and under the Southwark Statement of Licensing policy 2021 - 2026 the appropriate closing times for restaurants; cafes, public houses, wine bars or other drinking establishments is 23:00 daily. Takeaways are not considered appropriate for this area.

This application has not left any time between the last sale of alcohol 'on sales' and the closing time when patrons should have left the premises, this can lead to conflict between staff and the customer having purchased an alcoholic drink for consumption on the premises minutes before closing time and being asked to either finish the drink or hand it back and to leave the premises. Additionally this will encourage patrons to rush consumption of alcoholic drinks at the same time of closing which can lead to antisocial behaviour problems when patron have left the premises.

Therefore in the interest of promoting the licensing objectives I ask the applicant to consider amending the licensable activities so that the 'on sales' of alcohol shall cease at least half hour before the closing time of the premises as follows:

- Supply of alcohol (on the premises) on Thursday and Friday to cease at 22:00, on Saturday to cease at 22:00 and on Sunday to cease at 19:30

I also seek further clarification regarding to the hours sought for supply alcohol when the premises is stated as being closed for part of the day. (The hours are conflicting).

Due to the limited information on the application form and to promote the licensing objectives I ask the applicant to provide the following information:

- To provide a written dispersal policy for the premises. (to be conditioned)

And to add the following conditions to the operating schedule:

- The accommodation limit for the premises shall not exceed 30 persons (excluding staff)

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/patio of the premises (as defined on the premises plan) after 22:00 until 07:00 the following day, apart for access and egress and those who temporarily leave to smoke.

I may submit further comments once all of the information is received.

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

Southwark'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

On Tue, Feb 15, 2022 at 12:23 PM Tear, Jayne <Jayne.Tear@southwark.gov.uk> wrote:

Dear Monica and Tariq,

Further to our conversation on Friday with regards to the representation submitted by me as responsible authority for licensing. Thank you for your response, for confirming your accommodation limit and providing the dispersal policy attached in the email below.

To avoid any ambiguity can you confirm that you agree to the following:

To amend operating schedule licensable activities as follows:

- Supply of alcohol (on the premises) on Thursday, Friday and Saturday to cease at 22:00 and on Sunday to cease at 19:30

To add the following conditions to your operating schedule:

- The accommodation limit for the premises shall not exceed 30 persons (excluding staff)
- 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
- Patrons shall not be permitted to use the external area/patio of the premises (as defined on the premises plan) after 22:00 until the start of business the following day, apart for access and egress and those who temporarily leave to smoke.

If you can confirm that you are in agreement with all of the above I will be in a position to withdraw my representation.

With kindest regards

Jayne

Jayne Tear - Principal Licensing Officer – As Responsible Authority for Licensing

Southwark Council | Licensing Unit

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From: Long 6lack
Sent: Tuesday, February 15, 2022 12:50 PM
To: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>
Cc: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>
Subject: Re: REPRESENTATION RE Long 6lack

Dear Jayne,

Thank you for your response and yes we can confirm that we agree to the terms listed in your email

Could you please advise on the next steps?

Monika

From: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>
Sent: Wednesday, February 16, 2022 9:53 AM
To: Long 6lack
Cc: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>
Subject: RE: REPRESENTATION RE Long 6lack

Dear Monika and Tarik,

As you have agreed to all the amendments/conditions within my email below sent on Tue, Feb 15, 2022 at 12:23 PM on that basis I confirm that my representation is now withdrawn,

With kindest regards

Jayne

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Wednesday, January 26, 2022 4:13 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Application for a new premises license - Long 6lack Ltd, 11 Melbourne Gardens, East Dulwich, SE22 8RG Ref: 875114

Trading Standards as a responsible authority are in receipt of a new premises license application for Long 6lack Ltd in respect of a premises at 11 Melbourne Street, East Dulwich, London, SE22 8RG. Trading Standards as a responsible authority are making representation in respect of this application under all the licensing objectives, but primarily the protection of children from harm.

In the general description this is to be:-

“The premises is currently a coffee shop that can sit roughly 20-30 people in the site, which is a small boutique, warm & friendly environment that will cater to the local community, we serve no food, just cakes. Our hope is to create a place that allows people to come together and understand how to drink responsibly and in an environment they can connect with friends and have place away from home for conversation over a coffee, protein shake or alcoholic drink. Layout is of that you have the staff in direct view of all areas at all times. clear exits and entry routes, with smoke detectors and all the hygiene equipment in to currently operate a coffee shop. We would limit the number of clients to no more than 30.”

The application is for on sales of alcohol only. The hours for the sale of alcohol are to be Thursday and Friday 16:30hrs to 22:30hrs; Saturday 13:00hrs to 22:30hrs and Sunday 13:00hrs to 20:00hrs. The opening hours are 07:00hrs to 14:00hrs Monday to Wednesday; 07:00hrs to 14:00hrs and 17:00hrs to 22:30hrs; Saturday 08:0hrs to 14:00hrs and 17:00hrs to 22:30hrs and Sunday 08:00hrs to 20:00hrs. This would mean that the hours applied for the sale of alcohol are sometimes outside of the opening hours.

The intended Designated Premises Supervisor is Monica Sikora-Awisoka.

The premises license holder would be Long 6lack Ltd (Co No 13453054). It is stated that they are “56102 - Unlicensed restaurants and cafes” Under the general – all four licensing objectives M(a) it includes a large quantity of conditions that look as if they have been cut and pasted from a license for a nightclub and don’t seem to be appropriate for an application for a small café – which this premises is. The suspicion is that the applicant is a little confused by the application process and needs some assistance with appropriate conditions for such a venue.

Under the licensing objectives the “Protection from Children from Harm” (M(e)) it states the following...

“Members club of only over 18 of age. # ID would be required to join. #ID would be required for members who look under age. #Children will always need to be supervised by an adult not consuming alcohol.”

Trading Standards would ask that the following conditions be applied to the license so that the issue of under age sales and a suitable age verification system is in place:-

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.

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.

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.

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.

This authority can provide suitable training records and training materials for the business upon request at no cost. An easy to use refusals register can also be provided – again at no cost to the business.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

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southwarklicensing@met.police.uk
ian.clements@met.police.uk

Our MD/21/015/22
reference:

Date: 31st January 2022

Dear Sir/Madam

Re: Long6Black 11 Melbourne Grove SE22 8RG

Police are in possession of an application from the above for a new premises licence for the sale of alcohol on the premises only. The terminal hour as requested are inside the guidelines set out in the Southwark Statement of Licensing.

A number of control measures have been offered by the applicant within the operating schedule, and the application. The Home office guidance issued under Sec 182 of the licensing Act 2003 'General principles' state that it is important in setting the parameters within which the premises may operate. Conditions must be precise and enforceable.

A number of the conditions offered are vague as to their intent to promote the licensing objectives. I note also that a number of the conditions refer to prior consultation with the responsible authorities and or that conditions are already in place to the satisfaction of the responsible authorities. No such consultation has taken place and no recommendations have been made by the Police on this matter.

I also note that the times applied for the sale of alcohol do not fit in with the opening times of the premises. This could cause confusion when it comes to enforcing said control measures. It is for this reason that I object to this application on the basis that it fails to promote the licensing objectives, in particular the prevention of crime and disorder.

This might well be an oversight by the applicant when submitting the forms, Police are happy to engage with the premises to iron out these ambiguities and hopefully come to a satisfactory resolution. But as it stands I object to this application.

The following are some control measures the applicant might want to consider.

1. That a CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises
2. All CCTV footage be kept for a period of 31 days and shall on request be made immediately available to officers of the police and the council.
3. A member of staff should be on duty at all times the premises is open that is trained in the use of the CCTV and able to view and download images to a removable device on request of Police or council officer.
4. That all staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.
5. Customers shall use no outside area after 22.00hrs other than those who temporarily leave the premises to smoke a cigarette and No more than 5 people at one any time.

Submitted for your consideration.

Yours Sincerely

PC Ian Clements 2362AS

Southwark Police Licensing Unit
Tel: 020 7232 6756