

01/06/2022

Application for a review of a premises licence or club premises certificate under the Licensing Act
 Ref No. 1851645

Please enter the name of applicant who is applying for the review of a premises licence under section 51/
 applying for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the
 premises described in part 1

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Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Please submit the completed form to along with the payment either by cheque or postal order made payable to London Borough of Southwark and dispatch to the following address below.

Environment and Social Regeneration
 Regulatory Services – Licensing Team
 160 Tooley Street
 3rd Floor Hub 1
 PO Box 64529
 London
 SE1P 5LX
 E-mail: licensing@southwark.gov.uk
 Tel 020 7525 4261

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

Address Line 1	57-59 CAMBERWELL ROAD
Address Line 2	
Town	LONDON
County	
Post code	SE5 0EZ
Ordnance survey map reference or description	

Name of premises licence holder or club holding club premises certificate (if known)

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Number of premises licence or club premises certificate (if known)

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I am

	1) an individual, body or business which is not a responsible authority (please read guidance note 1)
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Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.

Personal Details

Title	Mrs
If other, please specify	
Surname	██████████
Forenames	████
I am 18 years old or over	Yes

Current Address

Address Line 1	████████████████████
Address Line 2	
Town	██████
County	
Post code	██████

Contact Details

Daytime contact telephone number	██████████
E-mail address (optional)	████████████████████

Would you like to add a second applicant?

	No
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This application to review relates to the following licensing objective(s)

	Please select one or more as appropriate
	1) the prevention of crime and disorder 2) public safety 3) the prevention of public nuisance

Please state the ground(s) for review (please read guidance note 2)

	<p>continued noise on weekends not only in our places of home but on Walworth Road The noise has become so unbearable that I often have to move out on weekend nights as I cannot sleep through it The noise has prevented me from renting my flat for market rate The presence of the nightclub has prevented me from selling my flat to a buyer that requires a mortgage, as lenders now do not want to take the risk of lending above a nightclub (the reason we want to sell is due to the nightclub) Antisocial behaviour including fights breaking out in the street most weekends As a young female, I feel very unsafe to attempt to stop said antisocial behaviour and fights We wake up to find smashed bottles, litter, defecation on our entrance way on most weekends There is a safety threat on our cars which are parked outside - we frequently see smashed wing mirrors and windscreens which we assume is a result of drink-driving from club-goers There is often rubbish dumped in the entrance alleyway The nightclub hugely affects our community - the quality of our living, ability to sleep</p>
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Please provide as much information as possible to support the application (please read guidance note 3)

	<p>I would like to emphasize the distress, increase in crime, loss in earnings and future earnings and impact on mental health that this ongoing issue has caused. The issue is not with the length of the license per say but the nightclub license itself. Therefore, I do not think the issues will be resolved by changing the licence to stop at 3am rather than 5am for example. I would like the licence to be revoked in its entirety.</p>
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Notes for Guidance

2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.

Have you made an application for review relating to this premises before?

	No
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If yes, please state the date of the application

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If you have made representations before relating to these premises please state what they were and when you made them

	<p>Multiple calls to the noise compliants team - often with no answer from them Escalation to local MPs Discussions with the nightclub owner</p>
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Checklist

Application for a review of a premises licence or club premises certificate under the Licensing Act

	I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate I understand that if I do not comply with the above requirements my application will be rejected
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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 CONVICTION TO A FINE OF ANY AMOUNT

Declaration (please read guidance note 5)

Applicant Full Name	██████████
Applicant or Applicant's solicitor or other duly authorised agent	
Date	01/06/2022
Capacity	resident

Notes for guidance

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

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Full name	██████████
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Address (please read guidance note 6)

Address Line 1	████████████████████
Address Line 2	
Town	██████
County	
Postcode	██████
Telephone number (if any)	██████████
Email	a ████████████████████

Notes for Guidance

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

From: [REDACTED]
Sent: Monday, July 11, 2022 9:48 AM
To: Heron, Andrew <Andrew.Heron@southwark.gov.uk>
Subject: Re: Premises Licence Review

Dear Mr Heron

Thank you for the update.

Just to explain, I am in frequent contact with Enri the nightclub owner to check the days that the nightclub is on (as unfortunately we try to move out on those nights and stay elsewhere). Copies of communication attached for reference and full transparency.

Would other residents be able to join the hearing on 2nd august?

Please may I clarify - are the three Responsible Authorities, namely the Police, Licensing and Environmental Protection, supporting the application to revoke the licence or supporting the continuation of the licence and club?

Lastly please find attached evidence of drug use occurring behind the nightclub after it was on this Saturday night.

Look forward to speaking at the hearing.

Best regards

[REDACTED]



09:44



Connecting...

[Missed voice call at 20:16](#)

Nightclub turned on disappearing messages. All new messages will disappear from this chat 24 hours after they're sent. Tap to change

You turned off disappearing messages. Tap to change

Thu 30 Jun

Hey [redacted]! Is the nightclub on both days this weekend? 12:23 ✓✓

Friday

Hello [redacted] - just checking if the club is both nights this weekend? 18:08 ✓✓

Nightclub turned on disappearing messages. All new messages will disappear from this chat 90 days after they're sent. Tap to change

You

Hello [redacted] just checking if the club is both nights this weekend?

Sorry only Saturday

18:18

Thank you!!

18:27 ✓✓



00:19

4G

< 3



Nightclub



weekend ?

20:46 ✓✓

Saturday only 😂 21:34

Fri 13 May

Hehe thank you! 08:19 ✓✓

Tue 17 May

And this weekend ? 🙄 21:20 ✓✓

Saturday only 21:20

Lol 21:20

Sorry 21:20

Nooo worries 21:21 ✓✓

This is good having your number so we can plan! 21:22 ✓✓



21:22

Wed 25 May



Me again 😏 21:27 ✓✓



Message input field



00:19

4G

< 3



Nightclub



21:22

Wed 25 May

Me again 😊 21:27 ✓✓

Friday and sat this weekend ? 21:27 ✓✓

lol 😂 Saturday 21:29

Only 21:29

Bank holiday am doing 3 nights sorry
21:30

Ok no probs ! 21:30 ✓✓

Thanks for letting us know 21:30 ✓✓

And still let me know if you wanna buy
the flat ! 21:31 ✓✓

When are you coming again with your
beautiful friend? 21:31

You

And still let me know if you wanna buy the flat !

Deffo 21:31



I would like to start by apologising that I am not able to attend this hearing in person, [REDACTED] [REDACTED]. Unfortunately, since the original hearing (which had been adjourned three times and I had attended each time), the antisocial noise of L'Estacion has forced us to leave our home in Camberwell. We could not continue to move out of our home every weekend that the nightclub was on, as we had been doing.

Whilst I understand the legalities behind holding this hearing again in person, it is with such regret that the timing at this important phase in my life has not allowed me to attend in person.

I do hope that today's hearing goes ahead as planned so that no other residents' lives are impacted as greatly as my family's has been, both mentally and financially.

I shall ask that my application is taken as read so I would just like to make three points as follows.

Firstly, a clarification. I would like to draw your attention to the location of each representative that has submitted a support to the application as included in Appendix D:

- Person 1) is from a barbershop on, some distance away from the premises and which does not operate at the times that the nightclub is on.
- Person 2) is from a furniture store next door to the nightclub that is not open at times of nightclub.
- I would like to flag a possible misrepresentation included in the meeting pack relating to a letter from anonymous who claims to live above the nightclub. Please may it be confirmed that the Council have verified the address of the individual making these claims as I personally know all my neighbours, including in the flat directly above the nightclub, and do not recognise the views of this neighbour. I ask that the validity of this person's address is verified before it is taken into account as a support for the continuation of the licence.

Secondly, I would like to confirm that the nightclub operates music until 5am when open, a breach of its licence which I believe is currently to end at 4:30am

Thirdly, Enri, the nightclub owner, has communicated to me that, upon my submission of the licencing review, he has undertaken substantial sound proofing of the club. However, I can confirm that the noise levels remain unbearable and we are unable to sleep when the club is on. The music is hugely amplified at exactly 3am each morning despite me asking Enri multiple times to avoid doing this.

I have invited Enri to visit the flat (which is three floors above the nightclub) to witness the level of noise pollution to himself understand the issues we face, he has never taken me up on this suggestion.

After years of complaints directly to Enri and a cordial relationship, I discovered that making a licencing application review was an option as Enri had called me asking him to support a prior application which had later been withdrawn. On finding out that this was an option, I thought it was the best solution to improve our lives and the level of disturbance we have faced for over 5 years.

Since the virtual hearing in October 2022, Enri contacted me on 2 February 2023 (four months later) to request that I allow a sound engineer into my flat "to measure the sound level as a way of solving the problem". I would like to re-state, as mentioned at the virtual hearing, that I do not believe that a sound engineer / sound proofing is going to solve the issue of the antisocial noise and behaviour generated by the nightclub and had not agreed to this as a solution at the virtual hearing. The only solution in my view is to have the nightclub's licence removed. However, I am happy to allow Enri to

visit the flat for him to witness the noise and nuisance we face, as I had invited him to do over a year ago.

Thank you Committee for hearing my application and for considering the impact of the nightclub on the lives, mental health, livelihood, and fundamental happiness of multiple people that live in this predominantly residential area.

██████████