

TRADING STANDARDS REPRESENTATION

From: Moore, Ray <Ray.Moore@southwark.gov.uk>

Sent: Wednesday, March 22, 2023 10:03 AM

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

[REDACTED]

Cc: Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>

Subject: RE: Application for a new premises license, Maria Jose Bucheli Cordonez, T/A "Koma", 326 Walworth Road, London SE17 2NA Ref: 879799

Trading Standards as a responsible authority are in receipt of a new premises license application from Maria Jose Bucheli Cordonez, T/A "Koma", in respect of a premises at 326 Walworth Road, London SE17 2NA. 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:-

"The restaurant sells Latin American cuisine, seated 50 people, alcohol is sold to be accompanied by the food"

The opening hours are to be:-

Sunday to Thursday 07:00hrs to 22:00hrs and

Friday and Saturday 07:00hrs to 02:00hrs

The hours for alcohol sales are to be (on sales only) are to be the same as the opening hours.

There is also provision Live Karaoke / Live Music; Recorded Music and Late Night Refreshments

Under the licensing objectives it states the following in relation to young people and children:-

“Our staff will make sure anyone willing to consume alcohol on the premises that looks younger than 18 has a valid ID to prove their age.”

“ID will be checked from anyone that looks underage and wants to purchase alcohol. All the staff members will be trained to sell age restricted products. We will have on display a sign to let members of public know that the restaurant operates a proof of age scheme. We have 2 cctv cameras outside to make sure the children will not be purchasing by proxy. Inside the restaurant we will make sure, children are supervised for the duration of their stay at the restaurant.”

Trading Standards therefore simply asks that the following conditions be put forward to cover matters relating to the prevention of sales to children given that it is also stated in the application... “The restaurant environment is children and family-friendly. No adult-only activity will take place at the premises.”

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.

Given that this is a restaurant it may also be appropriate to have a condition covering the sale of alcohol only with a sit down meal... such as..

“840 That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking a substantial table meal there and for consumption by such persons as ancillary to their meal.”

Also a condition concerning that no minors under 18 years of age should be on the premises after 20:00hrs...

Given that there is a license for live music till 02:00hrs on a Friday and Saturday.

I attach electronic documents of training materials and a refusals register which can be used to meet the above conditions in terms of staff training and use of a refusal register. This effectively saves the business the cost of paying a consultant to undertake such activities. There is no reason why a person in the business who holds a personal license cannot undertake such training for staff and this can form part of a defence for the business should a member of staff supply alcohol to a minor.

If you are happy to accept these conditions then trading standards, as a responsible authority, will be happy to lift the representations made in respect of the application.

Hard copies of the above documents can be provided on request.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

Post: 3rd Floor Hub 2, PO Box 64529 | London SE1P 5LX

Direct line 020 7525 0816 | Fax 020 7525 5735 | Call Centre 020 7525 2000

www.southwark.gov.uk/TradingStandards

Need advice on consumer issues? Visit Citizens Advice via
www.direct.gov.uk/consumer

TRADING STANDARDS WITHDRAWAL

From: Moore, Ray <Ray.Moore@southwark.gov.uk>

Sent: Saturday, March 25, 2023 6:45 AM

To: [REDACTED]

Cc: Regen, Licensing <Licensing.Regen@southwark.gov.uk>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>

Subject: RE: Application for a new premises license, Maria Jose Bucheli Cordonez, T/A "Koma", 326 Walworth Road, London SE17 2NA Ref: 879799

Trading Standards as a responsible authority are happy with the acceptance of their proposed conditions and the amendment to the minors condition being put forward to 10pm. On this basis trading standards as a responsible authority now withdraw their representations.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment, Neighbourhoods and Growth

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<http://www.southwark.gov.uk/business/trading-standards-and-food-safety/illegal-tobacco-e-cigarettes-and-shisha>

Please consider the environment - do you really need to print this email?

From: [REDACTED]
Sent: Friday, March 24, 2023 11:49 PM
To: Moore, Ray <Ray.Moore@southwark.gov.uk>
Cc: Regen, Licensing <Licensing.Regen@southwark.gov.uk>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: Re: Application for a new premises license, Maria Jose Bucheli Cordonez, T/A "Koma", 326 Walworth Road, London SE17 2NA Ref: 879799

Dear Ray Moore,

Thank you for your representations made to this application.

I accept the following conditions so that this can ammended in the license: 4AA, 4AB, 4AC, 4AI and 840.

However I would like to discuss the condition of not allowing minors under the age of 18 into the premises after 20:00hrs.

Of course we would not permit minors into the premise without a supervising adult in any hour but as this is a family orientated restaurant, we would like to permit minors with adult supervision onto the premise until 22:00 as families may want to make birthday or other celebratory bookings as well.

Also to clarify that we are requesting the license for live music, which is for karaoke, only on Thursday and Friday from 17:00 to 22:00.

I hope that the ammendment to this said condition will be acceptable in order to further promote the objectives of this family orientated restaurant.

I really apprecitate the training materials and the refusal regster that you have provided, this will be really useful to further prevent the supply of alcohol to a minor.

If it is possible, it would be really great to obtain the hardcopy of the refusal register to keep an active record. Also, where can we download or obtain challenge age posters so that we can display them?

I look forward to your response.

Kind regards,
Maria Bucheli

On Wed, 22 Mar 2023 at 10:02, Moore, Ray <Ray.Moore@southwark.gov.uk> wrote:

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If you are happy to accept these conditions then trading standards, as a responsible authority, will be happy to lift the representations made in respect of the application.

Hard copies of the above documents can be provided on request.

Ray MOORE

Principal Trading Standards Enforcement Officer

Southwark Council | Environment & Leisure| Regulatory Services

METROPOLITAN POLICE REPRESENTATION



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: [REDACTED]
Email:
SouthwarkLicensing@met.police.uk

Date: 5th April 2023
Ref MD/21/2023

Re:- Koma Ltd 326 Walworth Road SE17 2NA

Dear Sir/Madam

Police are in receipt of an application from the above for a new premises licence. The premises is described as a restaurant.

The premises is situated in the Elephant & Castle and Walworth Road major town centre, the recommended closing times for restaurants in this area are 0100 Friday & Saturday and midnight for the remainder. Save for the Friday & Saturday the hours applied for are inside that recommended in the policy.

I do note that this can be considered as a small restaurant with a seating capacity of 46 persons. It is for this reason we could accept the additional hour for trading on Friday & Saturday.

It is noted that the applicant has not provided any control measures within the application that would restrict the use of the premises to that of a restaurant and that a period of drinking up time has not been considered.

In order to fully promote the licensing objectives the following control measures must be considered before the premises licence is granted.

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. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals and will be made by waiter/waitress only
6. That there is a maximum of 5 outside smoking at any one time.
7. That suitable notices shall be displayed at entrances/exits and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents
8. All licensable activities shall cease 30 minutes prior to the terminal hour.
9. That there is an accommodation limited of 50 persons inside the premises, excluding staff.

Submitted for your consideration, Police would welcome the opportunity to conciliate with the applicant should the need arise.

Yours Sincerely

PC Ian Clements 2362AS

Licensing Officer

Southwark Police Licensing Unit

METROPOLITAN POLICE WITHDRAWAL

Sent: Thursday, April 6, 2023 3:47 PM

To: [REDACTED] Regen, Licensing

<Licensing.Regen@southwark.gov.uk>

Cc: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>

Subject: RE: Koma 326 Walworth Road

Dear Maria

Thank you for confirming, I am now in a position to withdraw my representation

Kind Regards

Ian

Ian Clements | Constable

MPS Central South BOCU

Neighbourhoods Policing- Partnership & Prevention

Licensing Officer

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 05 April 2023 15:43

To: Clements Ian J - AS-CU <Ian.Clements@met.police.uk>

Subject: Re: Koma 326 Walworth Road

Dear PC Ian Clements,

Thank you for your letter of representation.

We accept the control measures in full as we already have CCTV on the premise and functioning, and the staff are trained in this.

Kind regards,

Maria Bucheli

On Wed, 5 Apr 2023 at 16:49, <Ian.Clements@met.police.uk> wrote:

Please find the attached letter of representation with regard to the above new premises licence application.

Kind Regards

Ian

Ian Clements | Constable

MPS Central South BOCU

Neighbourhoods Policing- Partnership & Prevention

Licensing Officer

[REDACTED]

[REDACTED]

[REDACTED]