

Tear, Jayne

From: Regen, Licensing
Sent: 27 April 2023 14:34
To: [REDACTED]
Cc: Tear, Jayne
Subject: FW: Application for a new premises license, Elephant Rum Ltd, T/A "Jumbi", rear of 137-139 Rye Lane, London SE15 3SN Ref: 879935

From: Moore, Ray <Ray.Moore@southwark.gov.uk>
Sent: Thursday, April 27, 2023 1:31 PM
To: Regen, Licensing <Licensing.Regan@southwark.gov.uk>; [REDACTED]
Cc: Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>
Subject: FW: Application for a new premises license, Elephant Rum Ltd, T/A "Jumbi", rear of 137-139 Rye Lane, London SE15 3SN Ref: 879935

Trading Standards as a responsible authority are in receipt of a new premises license application from Elephant Rum Ltd, T/A "Jumbi" in respect of a premises at rear of 137-139 Rye Lane, London, SE15 3SN. 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:-

Jumbi is a Hi-Fi Music Bar & Restaurant in the heart of Peckham celebrating the sounds & flavours of the African-Caribbean diaspora. Jumbi currently operates under two premises licences, Unit 4.1 (Licence no 877770) and Rear of 137-139 Copeland Road (Licence no. 877771). This application is for a new premises licence, and once granted, will be the licence operated under by the applicant. The existing two premises licences, 877770 and 877771, will be transferred back to the landlord and held as shadow licences. The existing premises licence for this premises has a terminal hour of 00:00 on Friday and Saturday along with a condition requiring alcohol is provided ancillary to food. The applicant has applied for a number of Temporary Event Notices to extend the hours of their premises licence until 02:00 on Friday and Saturday and remove the ancillary food condition. All the Temporary Event Notices applied for have been granted without objection and no issues were raised during the extended hours with regards to any of the licensing objectives. The applicant attempted to undertake pre-consultation with the Responsible Authorities, however the Licensing Authority requested the applicant to submit the application and discuss the application during the application consultation period. The applicant is aware of its location within Peckham CIA and is considerate of the sensitivity of the local area surrounding the premises. The applicant however argues that the proposed application is an exception to policy within the Peckham CIA. There will be no increase in capacity and no impact on the cumulative numbers of customers in the locality.

In addition, the applicant strongly contends that the Jumbi, both in its current format and proposed extended format, actively and successfully promotes the use of licensed premises by groups that are not well serviced with licensed premises within the Borough. As a venue, the applicant acknowledges and is committed to its

position as a community platform. Being a Black owned venue, the applicant understands the nuance and necessity of supporting marginalised individuals and how that needs to be active support. There are, of course, the more obvious examples of community interaction through the applicants work hosting charity nights, conscious programming of diverse and marginalised people and community socials with trusted stakeholders of marginalised and at risk communities (for example, Thorn: an LGBTQIA+ collective, Baesianz: a collective for artists of Asian heritage and our weekly Live music jam ORI - which has proved a vital breeding ground for the next generation of jazz musicians from a predominantly black background, headed up by the applicants friend [REDACTED]). Alongside programming and providing space for local grassroots collectives, the applicant endeavours to hire locally for the premises kitchen and bar - which is a celebration of African-Caribbean Food, Music, drinks and culture. The applicant also goes above and beyond through stocking black owned drinks brands, winemakers and distillers, such as Kromanti and Las Olas Rums, Eko Beer and Chaps Nigerian Softs. Through the applicants free entry offering to all programming, they have been able to accommodate a loyal and committed local community who come to the premises regularly to hang out, eat or attend any of the plethora of events that are hosted. A key consideration for the applicant has been maintaining regular events so they do not just offer people a temporary space for a night, but somewhere people can come back weekly or monthly on a regular basis. Examples of this include Orii Jam South, which is weekly, Jumbi Jumble, which is monthly, and listening sessions, that are also weekly. The applicant also hires the space out free of charge to local groups such as "BAD" (black artist database) and local podcast " talking the hardest". The Owners and brains behind Jumbi, Nathanael and Bradley are also committed to providing opportunities and safe spaces for under privileged and underrepresented individuals. This can be seen in the ground breaking & Diverse programming of Nathanael's other venue, Colour Factory, a late licensed venue in Hackney Wick, which is one of the most important venues in London for black and LGBTQIA+ communities, and further evidenced in Bradley's most recent initiative with his record label " Future Proof" - an arts council funded mentorship scheme which aims to address the lack of diversity in the music industry and equip a group of young people with a wide variety of skills they need to succeed behind the scenes as well as under the limelight. This initiative has been celebrated by the likes of RA, mixmag & DJ Mag. Bradley is also a patron of the MVT (Music Venue Trust) - and through this role, understands how important it is to have a late night, music focused venue that isn't a night club - to allow the community to have a hub. Peckham, despite being an incredibly diverse area - lacks black owned venues that can support the culture they have played a part in creating.

the opening hours are to be:-

Sunday to Thursday 08:00hrs to 00:30hrs and Friday and Saturday 08:00hrs to 02:30hrs

The hours for alcohol sales are to be (on and off sales):-

The same except with a starting time of 30 minutes less than the opening hours.

Under the licensing objectives it states that they would operate off these licenses which have longer hours but would keep the current licenses as shadow ones.

As well as being in the Peckham cumulative impact zone it is also outside of the hours for the area for this kind of premises.

Trading Standards therefore simply asks that the following conditions be put forward to cover all these matters.

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.

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.

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



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

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Tear, Jayne

From: Regen, Licensing
Sent: 28 April 2023 15:39
To: [REDACTED]
Cc: Tear, Jayne
Subject: FW: Application for a new premises licence under the Licensing Act 2003 for Jumbi, Rear Of 137-139 Copeland Road London SE15 3SN our ref 996662

From: Binya, Raymond <Raymond.Binya@southwark.gov.uk>
Sent: Friday, April 28, 2023 3:34 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: [REDACTED] Newman, Paul <Paul.Newman@southwark.gov.uk>
Subject: Application for a new premises licence under the Licensing Act 2003 for Jumbi, Rear Of 137-139 Copeland Road London SE15 3SN our ref 996662

Dear Licensing Team,

Application major variation of premises to be granted under the Licensing Act 2003.

Application reference number: 879935

Address: Jumbi
Rear Of 137-139 Copeland Road
London
SE15 3SN

A new premises licence application for terminal hour of 02:00 on Fridays and Saturdays for the following licensable activities:

- a) Late night refreshment - indoors and outdoors
- b) Recorded music - indoors and outdoors
- c) Sale by retail of alcohol to be consumed off premises
- d) Sale by retail of alcohol to be consumed on premises

The premises currently operates as a 'Hi-Fi Music Bar & Restaurant' with terminal hour of 00:00 on each day.

I wish to make a representation on behalf of Southwark Environmental Protection Team (EPT) in our capacity as Environmental Health Responsible Authority, about the likely effect of the sought licence if granted on the promotion of the 'prevention of public nuisance' licensing objective for the following reasons:

- a) The proposed licensable activities for Fridays and Saturdays are outside of suggested closing times for licensed premises of this type within this area as stated within Southwark Statement of Licensing Policy 2021-2026.
- b) Applicants have not explained if they would still trade as a restaurant, and if so, they have not addressed requirement of condition 135 of the existing condition – *“That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there*

and for consumption by such persons as an ancillary to his or her meal, except for a maximum of 25% of customers throughout the premises in the company of persons eating a table meal.”

- c) Applicants are proposing customer to be directed towards Copeland Road after 00:00. However, Copeland Road is mainly residential side and we are concerned this would lead to public nuisance.

However, if the committee is minded to granting this application, we recommend the following conditions in addition to those proposed by the applicants:

- All external plant required for the operation of the premises (air handling plant, condensers, kitchen extraction systems, etc.) shall be designed, installed and maintained to ensure that noise output from the external plant does not cause a public nuisance or intrude inside the nearest, or most exposed, noise sensitive premises.
- Any kitchen extraction system required for the operation of the premises shall be installed with an appropriate discharge location (i.e. eaves height) and with adequate odour control filters installed and maintained to ensure that odour emissions do not cause a public nuisance or intrude inside in the nearest or most exposed sensitive premises.
- After 00:00, customers leaving the premises will be directed towards Rye Lane

In addition, if the premises is still going to keep the restaurant element as the existing licence, we recommend the following condition:

- That intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such persons as an ancillary to his or her meal, except for a maximum of 25% of customers throughout the premises in the company of persons eating a table meal.

Kind Regards

Raymond Binya
Principal Environmental Protection Officer
Environmental Protection Team
Tel: 020 7525 4809

Postal address: Southwark Council, Environmental Protection Team, Regulatory Services, 3rd Floor Hub 1, PO Box 64529, London, SE1P 5LX
Office address (By appointment only): Southwark Council, 160 Tooley Street, London, SE1 2QH

www.southwark.gov.uk



airTEXT - a free subscription service: daily information on pollution and more, by text, email, voicemail, or mobile phone app; download from: <http://www.airtext.info/>

Walk-it – free London route planner for less polluted, quieter walking and cycling routes. Download the mobile phone app from: <http://walkit.com/walk/?city=london> .

Southwark Website - information on what you can do to improve air quality.

See: <http://www.southwark.gov.uk/environment/air-quality>

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To: Licensing Unit	From: Wesley McArthur wesley.mcarthur@southwark.gov.uk 020 7525 5779 (on behalf of the Licensing Unit in its role as a responsible authority)	Date: 28 April 2023
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Jumbi, rear of 137 – 139 Copeland Road, Peckham, London, SE15 3SN	
Ref:	879935	

We object to the grant of an application to vary a premises licence, submitted by Elephant Rum Limited under The Licensing Act 2003 (the Act), in respect of the premises known as Jumbi, rear of 137 – 139 Copeland Road, Peckham, London, SE15 3SN.

1. The application

The application seeks to allow the following -

Films (indoors & outdoors):

Sunday – Thursday: 08:00 hours – 00:00 hours (midnight)
Friday & Saturday: 08:00 hours – 02:00 hours

Recorded music (indoors & outdoors):

Monday – Sunday: 08:00 hours – 00:00

Late night refreshment (indoors and outdoors)

Sunday – Thursday: 23:00 hours – 00:00 hours
Friday & Saturday: 23:00 hours – 02:00 hours

The sale of alcohol to be consumed on the premises:

Sunday – Thursday: 08:00 hours – 23:30 hours
Friday & Saturday: 08:00 hours – 02:00 hours

The opening hours of the premises are:

Sunday – Thursday: 08:00 hours – 23:30 hours
Friday & Saturday: 08:00 hours – 02:00 hours

In the application the premises, and the intended operation of the premises, are described as (verbatim) -

“Jumbi is a Hi-Fi Music Bar & Restaurant in the heart of Peckham celebrating the sounds & flavours of the African-Caribbean diaspora.

Jumbi currently operates under two premises licences, Unit 4.1 (Licence no 877770) and Rear of 137-139 Copeland Road (Licence no. 877771).

This application is for a new premises licence, and once granted, will be the licence operated under by the applicant. The existing two premises licences, 877770 and 877771, will be transferred back to the landlord and held as shadow licences.

The existing premises licence for this premises has a terminal hour of 00:00 on Friday and Saturday along with a condition requiring alcohol is provided ancillary to food.

The applicant has applied for a number of Temporary Event Notices to extend the hours of their premises licence until 02:00 on Friday and Saturday and remove the ancillary food condition.

All the Temporary Event Notices applied for have been granted without objection and no issues were raised during the extended hours with regards to any of the licensing objectives.

The applicant attempted to undertake pre-consultation with the Responsible Authorities, however the Licensing Authority requested the applicant to submit the application and discuss the application during the application consultation period.

The applicant is aware of its location within Peckham CIA and is considerate of the sensitivity of the local area surrounding the premises.

The applicant however argues that the proposed application is an exception to policy within the Peckham CIA.

There will be no increase in capacity and no impact on the cumulative numbers of customers in the locality.

In addition, the applicant strongly contends that the Jumbi, both in its current format and proposed extended format, actively and successfully promotes the use of licensed premises by groups that are not well serviced with licensed premises within the Borough.

As a venue, the applicant acknowledges and is committed to its position as a community platform. Being a Black owned venue, the applicant understands the nuance and necessity of supporting marginalised individuals and how that needs to be active support.

There are, of course, the more obvious examples of community interaction through the applicants work hosting charity nights, conscious programming of diverse and marginalised people and community socials with trusted stakeholders of marginalised and at risk communities (for example, Thorn: an LGBTQIA+ collective, Baesianz: a collective for artists of Asian heritage and our weekly Live music jam ORI - which has proved a vital breeding ground for the next generation of jazz musicians from a predominantly black background, headed up by the applicants friend [REDACTED]).

Alongside programming and providing space for local grassroots collectives, the applicant endeavours to hire locally for the premises kitchen and bar - which is a celebration of African-Caribbean Food, Music, drinks and culture. The applicant also goes above and beyond through stocking black owned drinks brands, winemakers and distillers, such as Kromanti and Las Olas Rums, Eko Beer and Chaps Nigerian Softs.

Through the applicants free entry offering to all programming, they have been able to accommodate a loyal and committed local community who come to the premises regularly to hang out, eat or attend any of the plethora of events that are hosted. A key consideration for the applicant has been maintaining regular events so they do not just offer people a temporary space for a night, but somewhere people can come back weekly or monthly on a regular

basis. Examples of this include Orie Jam South, which is weekly, Jumbi Jumble, which is monthly, and listening sessions, that are also weekly.

The applicant also hires the space out free of charge to local groups such as "BAD" (black artist database) and local podcast "talking the hardest".

The Owners and brains behind Jumbi, Nathanael and Bradley are also committed to providing opportunities and safe spaces for under privileged and under represented individuals. This can be seen in the ground breaking & Diverse programming of Nathanael's other venue, Colour Factory, a late licensed venue in Hackney Wick, which is one of the most important venues in London for black and LGBTQIA+ communities, and further evidenced in Bradley's most recent initiative with his record label "Future Proof" - an arts council funded mentorship scheme which aims to address the lack of diversity in the music industry and equip a group of young people with a wide variety of skills they need to succeed behind the scenes as well as under the limelight. This initiative has been celebrated by the likes of RA, mixmag & DJ Mag.

Bradley is also a patron of the MVT (Music Venue Trust) - and through this role, understands how important it is to have a late night, music focused venue that isn't a night club - to allow the community to have a hub. Peckham, despite being an incredibly diverse area - lacks black owned venues that can support the culture they have played a part in creating."

2. The Locale

The premises are located in the Copeland Park complex, which is an artistic, entertainment and local business hub in central Peckham. The wider locale is a busy town centre with many commercial premises of various types (including a high amount of licensed premises of diverse types), but also a very high density of residential dwellings. See appendix 1 for a map of the locale.

3. Our objection

According to section 6 of this council's statement of licensing policy 2021 – 2026 (the SoLP), the premises fall within the Peckham Major Town Centre Area and the Peckham Cumulative Impact Area.

A copy of the SoLP is available via:

<https://www.southwark.gov.uk/assets/attach/7473/Statement-of-Licensing-Policy-2021-2026-final.pdf>

The following closing times are recommended in our SoLP in respect of various types of licensed premises located in the Peckham Major Town Centre Area as follows -

Public houses, wine bars or other drinking establishments and bars in other types of premises

Sunday – Thursday:	23:00
Friday – Saturday:	00:00

Night clubs (with 'sui generis' planning classification) –

Friday – Saturday:	03:00
Monday – Thursday:	01:00
Sunday:	00:00

The Peckham Cumulative Impact Area applies to the above types of premises.

Event premises / spaces where the sale of alcohol is included in, and ancillary to, a range of activities including meals –

Sunday – Thursday: 00:00

Friday – Saturday: 01:00

The Peckham Cumulative Impact Area *does not* to the above types of premises.

The application implies that the premises are to operate as a 'music bar', but not a nightclub, therefore the Peckham Cumulative Impact Area applies.

Our objection relates the Peckham Cumulative Impact Area and the promotion of all of the licensing objectives.

The applicant currently holds a premises licence (licence number 877771) in respect of the premises, however condition 135 placed on licence number 877771 means that currently the premises must operate as a restaurant. It should also be noted that the premises must close at 00:00 hours on Friday and Saturday under licence 877771, with sales of alcohol finishing at 23:30 hours daily. A copy of licence number 877771 is attached as appendix 2.

We say that the premises' style of operation is to change significantly to that which is offered there presently.

A bar has increased risk factors compared to restaurants regarding the promotion of the licensing objectives, which is why such types of premises are subject to the Peckham Cumulative Impact Area. Restaurants are not subject to the Peckham Cumulative Impact Area.

Although it must be made clear that there is no prohibition on the style of operation regarding a premises from being changed, we say that allowing the premises to operate as proposed in this application would have a detrimental effect to the quality of life for local residents.

Even when bars are operated to high standards, and in compliance with the premises licences issued in respect of them, they attract crime, disorder, anti-social behavior and nuisance to the areas where they are located in. Even if the applicant is able to operate the premises well under the proposed application, they will not be able to avoid these problems being caused in the locale – again, this is why such bars are subject to the Peckham Cumulative Impact Area.

Further, whilst the applicant has offered new conditions to address the licensing objectives we contend that the conditions proposed do not robustly address the licensing objectives in respect of the proposed change of operation of the premises. This is of great concern because of the aforementioned increased risk in regards to promoting the licensing objectives in respect of operating a bar premises (with an emphasis on providing music entertainment).

Paragraph 131 of the SoLP states - "*Applications made within specified Cumulative Impact Areas (CIAs) are deemed likely to add to the potential impact the policy is intended to avoid. There is therefore an automatic presumption that such applications will be refused, however each application will be judged on its own merits.*"

Paragraph 132 of the SoLP states that - *"It is normally the case that a representation citing a relevant CIA will have to be determined at a Licensing Sub-Committee hearing."*

We further note that section 136 of the SoLP states - *"The effect of publishing a cumulative impact assessment is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations, following relevant representations. 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."*

In our opinion, the applicant has not demonstrated that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

We also refer to R (on the application of Westminster City Council) -v- Middlesex Crown Court [2002] EWHC 1104 in which HHJ Baker adjudicated *"Notwithstanding the applicant being a fit and proper person and the premises would be well run a licence could be refused on the sole ground that the area was already saturated with licence premises....and the cumulative effect of the existing premises was impacting adversely on the area to an unacceptable level"*.

This application can be refused on the sole basis that it is subject to a cumulative impact area.

We also note that the proposed closing times of the premises exceed those recommended in our SoLP.

We therefore refer this application to the council's Licensing Sub-Committee for determination.

Notwithstanding the above, if the licensing sub-committee were minded to grant this application then we would seek that a suitable schedule of practicable and enforceable conditions are imposed on any subsequently issued premises licence and would recommend that the following conditions offered in the application are amended as stated –

Conditions 1 & 2 regarding CCTV be replaced with the following:

- That a digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.
- That all CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to council and / or police officers on request.
- That a member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of police and / or council officers.

Condition 3 regarding staff training be replaced with the following:

- That all staff shall be trained in their responsibilities under the Licensing Act 2003, the promotion of the licensing objectives and the terms and conditions of this licence. Records pertaining to such training ('the staff training logs') shall be kept at the premises, shall be updated every 6 months and shall be made immediately available to responsible authority officers on request. The training logs shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received and understood by the trainee.

Condition 4 regarding the 'accommodation limit' be replaced with the following:

- That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is **120** people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time.

Condition 5 regarding a dispersal policy be replaced with the following:

- That a dispersal policy to assist with patrons leaving the premises in an orderly and safe manner shall be devised and maintained regarding the premises. A copy of the dispersal policy shall be accessible at the premises at all times that the premises are in operation. The policy should include (but not necessarily be limited to) the following:
 - I. •Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
 - II. •Details of public transport in the vicinity and how customers will be advised in respect of it.
 - III. •Details of the management of taxis to and from the premises.
 - IV. •Details of the management of any 'winding down' period at the premises.
 - V. •Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
 - VI. •Details of any cloakroom facility at the premises and how it is managed.
 - VII. •Details of road safety in respect of customers leaving the premises.
 - VIII. •Details of the management of ejections from the premises.
 - IX. •Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up (e.g. flyer clean up, post event clean up).

All relevant staff employed at the premises shall be trained in the latest version of the dispersal policy. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. The dispersal policy shall be made immediately available to responsible authority officers on request.

Condition 8 regarding a dispersal policy be replaced with the following:

- That an incident log shall be kept at the premises to record details of any of the following occurrences at the premises:
 - i. Instances of anti-social or disorderly behaviour
 - ii. Calls to the police
 - iii. Any complaints received
 - iv. Ejections of people from the premises
 - v. Visits to the premises by the local authority or emergency services
 - vi. Any malfunction in respect of the CCTV system
 - vii. All crimes reported

viii. Any other relevant incidents

The incident log shall record the time, date, location in the premises and description of each incident, the printed and, if possible, signed name of the person reporting the incident and any action taken in respect of the incident. The incident log shall be available / be accessible at the premises at all times that the premises are in use, and shall be made immediately available to responsible authority officers on request. All relevant staff employed at the premises shall be trained in the use of the incident log. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

Condition 9 regarding a 'challenge 25' policy be replaced with the following:

- That a challenge 25 scheme shall be maintained requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase or take receipt of alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a photo driving licence, passport, UK armed services photo ID card, any Proof of Age Standards Scheme (PASS) accredited card (such as the Proof of Age London (PAL) card) or any age verification card accredited by the Secretary of State.
- That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales'), and shall also be trained in the challenge 25 scheme in operation at the premises. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That clearly legible signs shall be prominently displayed, where they can easily be seen and read by customers, stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be clearly and legibly marked on the front cover as a register of refused alcohol sales, with the address of the premises and the name of the licence holder. The register shall be used to record details of all refused sales of alcohol. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to council or police officers on request.

Condition 11 regarding regarding the provision of SIA door supervisors be replaced with the following:

- That a minimum of one (1) SIA registered door supervisors will be employed at the premises at all times after 20:00 hours on Friday & Saturday. They will be employed to control entry to the premises, to deal with the searching / scanning of customers, to deal with any anti-social or disorderly behaviour at the premises, to de-escalate confrontations, to assist with emergency escape from the premises, to deal with the ejection of people from the premises, to assist management in liaising with the police regarding instances of crime and to assist with ensuring that the premises' dispersal policy is adhered to. When deployed, they shall remain at the premises at least until close and all patrons have vacated the premises. The door supervisors shall be easily

identifiable.

- That when SIA staff are employed at the premises and management and / or supervisory staff shall be supplied with, shall be trained in the use of and shall use at all times the premises are in operation, 2-way radios ('walkie-talkies'), to aid in the safe operation of the premises.

Condition 13 regarding dispersal onto Copeland following to be amended as follows:

That after 00:00 hours customers leaving the premises will be directed through Copeland Park towards Rye Lane.

<<The reason for this is because Copeland Road hosts many residential premises heading south (please see appendix 3) and there are no public transport connections on Copeland Road. Rye Lane has less residential premises and hosts multiple bus routes, a train station and it is easy for taxis to stop on Rye Lane. WM.>>

Condition 14 regarding regarding 'leave quietly' signage be replaced with the following:

- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers, at all exits from the premises and in any external areas, requesting to the effect that customers leave the premises and locale in a quiet and orderly manner with respect to local residents. Such signage shall be kept free from obstructions at all times.

Condition 16 regarding regarding a displayed contact phone number for the premises be replaced with the following:

- That clearly legible signage stating a dedicated contact telephone number for the premises shall be prominently displayed where it can easily be seen read by passers-by. The signage shall state to the effect that the phone number shown can be used to contact the premises in respect of any complaints regarding the operation of the premises. Such signage shall be kept free from obstructions at all times.

We also recommend that the following conditions are included in any licence issued subsequent to the application –

- That an entry policy will be devised and maintained at the premises. A copy of the entry policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to responsible authority officers on request. The entry policy shall cover (but not necessarily be limited to):
 - I. Safe customer entry to the premises,
 - II. If / when applicable searching / scanning of attendees,
 - III. The barring of customer entry to the premises for any reason,
 - IV. Restricted items (e.g. weapons / drugs or any other items restricted by the licensee),
 - V. Pre-opening safety checks of the premises,
 - VI. Dealing with overcrowding and / or crowd surges
 - VII. Dealing with suspect packages

All relevant staff shall be trained in the implementation of the latest version of the entry policy. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

- That a zero tolerance policy to illegal drug use will be implemented and maintained at the premises. All relevant staff shall be trained in respect of the premises' drug policy. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That a comprehensive noise management plan (NMP) shall be undertaken. The NMP shall be kept at / be accessible at the premises and made available to officers of the council and / or police immediately on request. The NMP shall be reviewed at least annually, or when any substantive alterations are made to the premises, and the result of the review shall be recorded in the NMP. The review shall be dated and signed off by a member of management staff. All relevant staff employed at the premises shall be trained in the latest version of the NMP. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. The NMP shall be made immediately available to responsible authority officers on request.
- That a sound limiting device (or similar equipment) shall be installed at the premises, be maintained in full working order and be in use at all times that the premises are in operation under this licence. All amplification equipment, entertainment devices and amplified instruments shall be routed through the sound limiting device (or similar equipment) which shall be calibrated so that the sound level of amplified sound at the premises does not cause a statutory or public nuisance. Only management staff shall have access to the sound limiting device (or similar equipment) and shall be able to demonstrate that it is in use at the immediate request of council and / or police officers.
- That only management staff shall have access to any amplification equipment at the premises, and only management staff shall be permitted to change any control settings on said equipment.
- That children under the age of 18 must be accompanied by a responsible adult at all times. No person under the age of 18 shall be permitted at the premise after 22:00 hours.
- That staff shall be trained to arrive at, conduct themselves at the premises at all times, and leave the premises in an orderly manner, with particular care taken when staff close the premises at the end of trade on each day. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That deliveries to and from the premises shall only take place between 07:00 hours and 17:00 hours.
- That external waste, recycling or waste glass / bottle depositing shall only take place between 07:00 hours and 17:00 hours. At all other times waste, recycling or waste glass / bottles shall be kept on the premises until they are due to be collected.
- That no deliveries of alcohol shall take place from the premises.
- That if a Pubwatch scheme exists in respect of the local area, then the licensee / management will join and participate in the Pubwatch scheme.

We note the applicant's comments regarding the provision of services for minority groups and welcome their submission, but also note that Peckham has a long and noted history of diversity, and that venues providing an offering to BAME groups have a history in the area of over 40 years. We also note that there are many late night licensed premises providing music that embrace the LGBTQIA+ community. Therefore, while it is absolutely to be commended that the applicant seeks to provide a programme for such groups, such an offering is in no way unique in Peckham and, therefore we contend it shouldn't be considered as a distinctive factor in any determination of this application.

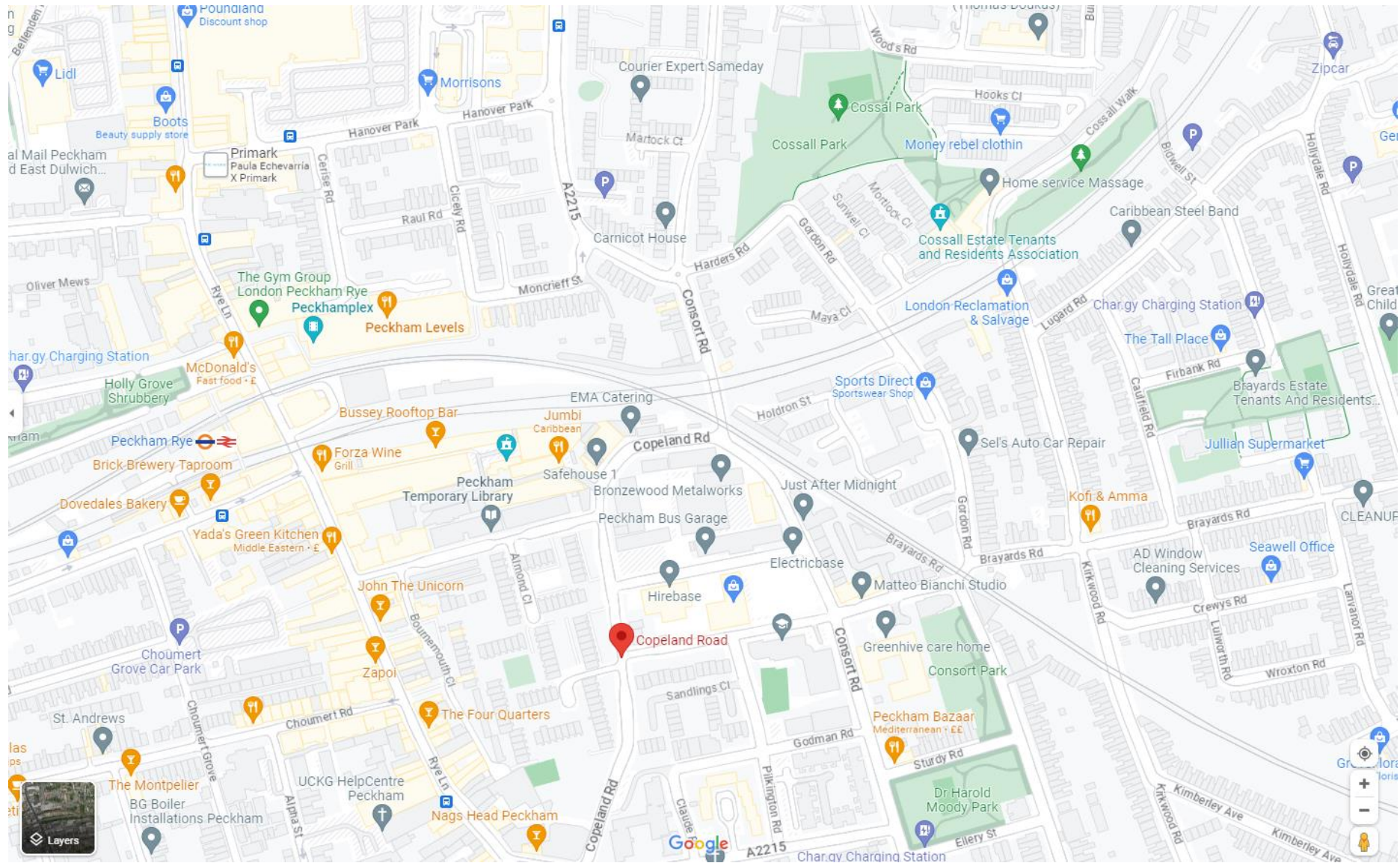
On another matter, we note that the applicant states that they attempted to contact the Licensing Responsible Authority pre-application to discuss their proposal but that they were unable to make contact. At that time I was not acting as the responsible authority for the Licensing Unit.

We welcome discussion with the applicant on any of the matters above, however we feel that the licensing-sub-committee should determine this application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer

Appendix 1



From: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>
Sent: Friday, April 28, 2023 9:11 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; [REDACTED]
Subject: Application for a premises licence: Jumbi, rear of 137 – 139 Copeland Road, Peckham, London, SE15 3SN
(Our ref': 879935) - Loc ID - 198005 - Rye Lane ward
Importance: High

Dear Licensing,

A representation regarding the above application is attached below.ue to IT problems I cannot attach the appendices referred to and will attempt to provide them next week when I'm back in. I was also not able to save my representation as a separate document.

Regards,

Wesley McArthur

Principal Enforcement Officer - Licensing Unit
London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Switchboard: 020 7525 5000

Website: www.southwark.gov.uk

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2QH

To: Licensing Unit	From: Wesley McArthur wesley.mcarthur@southwark.gov.uk 020 7525 5779 (on behalf of the Licensing Unit in its role as a responsible authority)	Date: 28 April 2023
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Jumbi, rear of 137 – 139 Copeland Road, Peckham, London, SE15 3SN	
Ref':	879935	

We object to the grant of an application to vary a premises licence, submitted by Elephant Rum Limited under The Licensing Act 2003 (the Act), in respect of the premises known as Jumbi, rear of 137 – 139 Copeland Road, Peckham, London, SE15 3SN.

1. The application

The application seeks to allow the following -

Films (indoors & outdoors):

Sunday – Thursday: 08:00 hours – 00:00 hours (midnight)
Friday & Saturday: 08:00 hours – 02:00 hours

Recorded music (indoors & outdoors):

Monday – Sunday: 08:00 hours – 00:00

Late night refreshment (indoors and outdoors)

Sunday – Thursday: 23:00 hours – 00:00 hours
Friday & Saturday: 23:00 hours – 02:00 hours

The sale of alcohol to be consumed on the premises:

Sunday – Thursday: 08:00 hours – 23:30 hours
Friday & Saturday: 08:00 hours – 02:00 hours

The opening hours of the premises are:

Sunday – Thursday: 08:00 hours – 23:30 hours
Friday & Saturday: 08:00 hours – 02:00 hours

In the application the premises, and the intended operation of the premises, are described as (verbatim) -

“Jumbi is a Hi-Fi Music Bar & Restaurant in the heart of Peckham celebrating the sounds & flavours of the African-Caribbean diaspora.

Jumbi currently operates under two premises licences, Unit 4.1 (Licence no 877770) and Rear of 137-139 Copeland Road (Licence no. 877771).

This application is for a new premises licence, and once granted, will be the licence operated under by the applicant. The existing two premises licences, 877770 and 877771, will be transferred back to the landlord and held as shadow licences.

The existing premises licence for this premises has a terminal hour of 00:00 on Friday and Saturday along with a condition requiring alcohol is provided ancillary to food.

The applicant has applied for a number of Temporary Event Notices to extend the hours of their premises licence until 02:00 on Friday and Saturday and remove the ancillary food condition.

All the Temporary Event Notices applied for have been granted without objection and no issues were raised during the extended hours with regards to any of the licensing objectives.

The applicant attempted to undertake pre-consultation with the Responsible Authorities, however the Licensing Authority requested the applicant to submit the application and discuss the application during the application consultation period.

The applicant is aware of its location within Peckham CIA and is considerate of the sensitivity of the local area surrounding the premises. The applicant however argues that the proposed application is an exception to policy within the Peckham CIA.

There will be no increase in capacity and no impact on the cumulative numbers of customers in the locality.

In addition, the applicant strongly contends that the Jumbi, both in its current format and proposed extended format, actively and successfully promotes the use of licensed premises by groups that are not well serviced with licensed premises within the Borough.

As a venue, the applicant acknowledges and is committed to its position as a community platform. Being a Black owned venue, the applicant understands the nuance and necessity of supporting marginalised individuals and how that needs to be active support.

There are, of course, the more obvious examples of community interaction through the applicants work hosting charity nights, conscious programming of diverse and marginalised people and community socials with trusted stakeholders of marginalised and at risk communities (for example, Thorn: an LGBTQIA+ collective, Baesianz: a collective for artists of Asian heritage and our weekly Live music jam ORI - which has proved a vital breeding ground for the next generation of jazz musicians from a predominantly black background, headed up by the applicants friend Neue Grafik).

Alongside programming and providing space for local grassroots collectives, the applicant endeavours to hire locally for the premises kitchen and bar - which is a celebration of African-Caribbean Food, Music, drinks and culture. The applicant also goes above and beyond through stocking black owned drinks brands, winemakers and distillers, such as Kromanti and Las Olas Rums, Eko Beer and Chaps Nigerian Softs.

Through the applicants free entry offering to all programming, they have been able to accommodate a loyal and committed local community who come to the premises regularly to hang out, eat or attend any of the plethora of events that are hosted. A key consideration for the applicant has been maintaining regular events so they do not just offer people a temporary space for a night, but somewhere people can come back weekly or monthly on a regular basis. Examples of this include Orii Jam South, which is weekly, Jumbi Jumble, which is monthly, and listening sessions, that are also weekly.

The applicant also hires the space out free of charge to local groups such as "BAD" (black artist database) and local podcast " talking the hardest".

The Owners and brains behind Jumbi, Nathanael and Bradley are also committed to providing opportunities and safe spaces for under privileged and under represented individuals. This can be seen in the ground breaking & Diverse programming of Nathanael's other venue, Colour Factory, a late licensed venue in Hackney Wick, which is one of the most important venues in London for black and LGBTQIA+ communities, and further evidenced in Bradley's most recent initiative with his record label " Future Proof" - an arts council funded mentorship scheme which aims to address the lack of diversity in the music industry and equip a group of young people with a wide variety of skills they need to succeed behind the scenes as well as under the limelight. This initiative has been celebrated by the likes of RA, mixmag & DJ Mag.

Bradley is also a patron of the MVT (Music Venue Trust) - and through this role, understands how important it is to have a late night, music focused venue that isn't a night club - to allow the community to have a hub. Peckham, despite being an incredibly diverse area - lacks black owned venues that can support the culture they have played a part in creating."

2. The Locale

The premises are located in the Copeland Park complex, which is an artistic, entertainment and local business hub in central Peckham. The wider locale is a busy town centre with many commercial premises of various types (including a high amount of licensed premises of diverse types), but also a very high density of residential dwellings. See appendix 1 for a map of the locale.

3. Our objection

According to section 6 of this council's statement of licensing policy 2021 – 2026 (the SoLP), the premises fall within the Peckham Major Town Centre Area and the Peckham Cumulative Impact Area.

A copy of the SoLP is available via:

<https://www.southwark.gov.uk/assets/attach/7473/Statement-of-Licensing-Policy-2021-2026-final.pdf>

The following closing times are recommended in our SoLP in respect of various types of licensed premises located in the Peckham Major Town Centre Area as follows -

Public houses, wine bars or other drinking establishments and bars in other types of premises

Sunday – Thursday:	23:00
Friday – Saturday:	00:00

Night clubs (with 'sui generis' planning classification) –

Friday – Saturday:	03:00
Monday – Thursday:	01:00
Sunday:	00:00

The Peckham Cumulative Impact Area applies to the above types of premises.

Event premises / spaces where the sale of alcohol is included in, and ancillary to, a range of activities including meals –

Sunday – Thursday:	00:00
Friday – Saturday:	01:00

The Peckham Cumulative Impact Area *does not* to the above types of premises.

The application implies that the premises are to operate as a 'music bar', but not a nightclub, therefore the Peckham Cumulative Impact Area applies.

Our objection relates the Peckham Cumulative Impact Area and the promotion of all of the licensing objectives.

The applicant currently holds a premises licence (licence number 877771) in respect of the premises, however condition 135 placed on licence number 877771 means that currently the premises must operate as a restaurant. It should also be noted that the premises must close at 00:00 hours on Friday and Saturday under licence 877771, with sales of alcohol finishing at 23:30 hours daily. A copy of licence number 877771 is attached as appendix 2.

We say that the premises' style of operation is to change significantly to that which is offered there presently.

A bar has increased risk factors compared to restaurants regarding the promotion of the licensing objectives, which is why such types of premises are subject to the Peckham Cumulative Impact Area. Restaurants are not subject to the Peckham Cumulative Impact Area.

Although it must be made clear that there is no prohibition on the style of operation regarding a premises from being changed, we say that allowing the premises to operate as proposed in this application would have a detrimental effect to the quality of life for local residents.

Even when bars are operated to high standards, and in compliance with the premises licences issued in respect of them, they attract crime, disorder, anti-social behavior and nuisance to the areas where they are located in. Even if the applicant is able to operate the premises well under the proposed application, they will not be able to avoid these problems being caused in the locale – again, this is why such bars are subject to the Peckham Cumulative Impact Area.

Further, whilst the applicant has offered new conditions to address the licensing objectives we contend that the conditions proposed do not robustly address the licensing objectives in respect of the proposed change of operation of the premises. This is of great concern because of the aforementioned increased risk in regards to promoting the licensing objectives in respect of operating a bar premises (with an emphasis on providing music entertainment).

Paragraph 131 of the SoLP states - *“Applications made within specified Cumulative Impact Areas (CIAs) are deemed likely to add to the potential impact the policy is intended to avoid. There is therefore an automatic presumption that such applications will be refused, however each application will be judged on its own merits.”*

Paragraph 132 of the SoLP states that - *“It is normally the case that a representation citing a relevant CIA will have to be determined at a Licensing Sub-Committee hearing.”*

We further note that section 136 of the SoLP states - *“The effect of publishing a cumulative impact assessment is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations, following relevant representations. 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.”*

In our opinion, the applicant has not demonstrated that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

We also refer to R (on the application of Westminster City Council) -v- Middlesex Crown Court [2002] EWHC 1104 in which HHJ Baker adjudicated *“Notwithstanding the applicant being a fit and proper person and the premises would be well run a licence could be refused on the sole ground that the area was already saturated with licence premises....and the cumulative effect of the existing premises was impacting adversely on the area to an unacceptable level”*.

This application can be refused on the sole basis that it is subject to a cumulative impact area.

We also note that the proposed closing times of the premises exceed those recommended in our SoLP.

We therefore refer this application to the council's Licensing Sub-Committee for determination.

Notwithstanding the above, if the licensing sub-committee were minded to grant this application then we would seek that a suitable schedule of practicable and enforceable conditions are imposed

on any subsequently issued premises licence and would recommend that the following conditions offered in the application are amended as stated –

Conditions 1 & 2 regarding CCTV be replaced with the following:

- That a digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.
- That all CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to council and / or police officers on request.
- That a member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of police and / or council officers.

Condition 3 regarding staff training be replaced with the following:

- That all staff shall be trained in their responsibilities under the Licensing Act 2003, the promotion of the licensing objectives and the terms and conditions of this licence. Records pertaining to such training ('the staff training logs') shall be kept at the premises, shall be updated every 6 months and shall be made immediately available to responsible authority officers on request. The training logs shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received and understood by the trainee.

Condition 4 regarding the 'accommodation limit' be replaced with the following:

- That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is **120** people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time.

Condition 5 regarding a dispersal policy be replaced with the following:

- That a dispersal policy to assist with patrons leaving the premises in an orderly and safe manner shall be devised and maintained regarding the premises. A copy of the dispersal policy shall be accessible at the premises at all times that the premises are in operation. The policy should include (but not necessarily be limited to) the following:
 - I. •Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
 - II. •Details of public transport in the vicinity and how customers will be advised in respect of it.
 - III. •Details of the management of taxis to and from the premises.
 - IV. •Details of the management of any 'winding down' period at the premises.
 - V. •Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
 - VI. •Details of any cloakroom facility at the premises and how it is managed.
 - VII. •Details of road safety in respect of customers leaving the premises.
 - VIII. •Details of the management of ejections from the premises.

IX. •Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up (e.g. flyer clean up, post event clean up).

All relevant staff employed at the premises shall be trained in the latest version of the dispersal policy. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. The dispersal policy shall be made immediately available to responsible authority officers on request.

Condition 8 regarding a dispersal policy be replaced with the following:

- That an incident log shall be kept at the premises to record details of any of the following occurrences at the premises:
 - i. Instances of anti-social or disorderly behaviour
 - ii. Calls to the police
 - iii. Any complaints received
 - iv. Ejections of people from the premises
 - v. Visits to the premises by the local authority or emergency services
 - vi. Any malfunction in respect of the CCTV system
 - vii. All crimes reported
 - viii. Any other relevant incidents

The incident log shall record the time, date, location in the premises and description of each incident, the printed and, if possible, signed name of the person reporting the incident and any action taken in respect of the incident. The incident log shall be available / be accessible at the premises at all times that the premises are in use, and shall be made immediately available to responsible authority officers on request. All relevant staff employed at the premises shall be trained in the use of the incident log. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

Condition 9 regarding a 'challenge 25' policy be replaced with the following:

- That a challenge 25 scheme shall be maintained requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase or take receipt of alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a photo driving licence, passport, UK armed services photo ID card, any Proof of Age Standards Scheme (PASS) accredited card (such as the Proof of Age London (PAL) card) or any age verification card accredited by the Secretary of State.
- That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales'), and shall also be trained in the challenge 25 scheme in operation at the premises. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
- That clearly legible signs shall be prominently displayed, where they can easily be seen and read by customers, stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
- That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be clearly and legibly marked on the front cover as a register of refused

alcohol sales, with the address of the premises and the name of the licence holder. The register shall be used to record details of all refused sales of alcohol. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to council or police officers on request.

Condition 11 regarding regarding the provision of SIA door supervisors be replaced with the following:

- That a minimum of one (1) SIA registered door supervisors will be employed at the premises at all times after 20:00 hours on Friday & Saturday. They will be employed to control entry to the premises, to deal with the searching / scanning of customers, to deal with any anti-social or disorderly behaviour at the premises, to de-escalate confrontations, to assist with emergency escape from the premises, to deal with the ejection of people from the premises, to assist management in liaising with the police regarding instances of crime and to assist with ensuring that the premises' dispersal policy is adhered to. When deployed, they shall remain at the premises at least until close and all patrons have vacated the premises. The door supervisors shall be easily identifiable.
- That when SIA staff are employed at the premises and management and / or supervisory staff shall be supplied with, shall be trained in the use of and shall use at all times the premises are in operation, 2-way radios ('walkie-talkies'), to aid in the safe operation of the premises.

Condition 13 regarding dispersal onto Copeland following to be amended as follows:

That after 00:00 hours customers leaving the premises will be directed through Copeland Park towards Rye Lane.

<<The reason for this is because Copeland Road hosts many residential premises heading south (please see appendix 3) and there are no public transport connections on Copeland Road. Rye Lane has less residential premises and hosts multiple bus routes, a train station and it is easy for taxis to stop on Rye Lane. WM.>>

Condition 14 regarding regarding 'leave quietly' signage be replaced with the following:

- That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers, at all exits from the premises and in any external areas, requesting to the effect that customers leave the premises and locale in a quiet and orderly manner with respect to local residents. Such signage shall be kept free from obstructions at all times.

Condition 16 regarding regarding a displayed contact phone number for the premises be replaced with the following:

- That clearly legible signage stating a dedicated contact telephone number for the premises shall be prominently displayed where it can easily be seen read by passers-by. The signage shall state to the effect that the phone number shown can be used to contact the premises in respect of any complaints regarding the operation of the premises. Such signage shall be kept free from obstructions at all times.

We also recommend that the following conditions are included in any licence issued subsequent to the application –

- That an entry policy will be devised and maintained at the premises. A copy of the entry policy shall be kept at the premises with the premises licence and shall be made immediately

available for inspection to responsible authority officers on request. The entry policy shall cover (but not necessarily be limited to):

- I. Safe customer entry to the premises,
- II. If / when applicable searching / scanning of attendees,
- III. The barring of customer entry to the premises for any reason,
- IV. Restricted items (e.g. weapons / drugs or any other items restricted by the licensee),
- V. Pre-opening safety checks of the premises,
- VI. Dealing with overcrowding and / or crowd surges
- VII. Dealing with suspect packages

All relevant staff shall be trained in the implementation of the latest version of the entry policy. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

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- That only management staff shall have access to any amplification equipment at the premises, and only management staff shall be permitted to change any control settings on said equipment.
- That children under the age of 18 must be accompanied by a responsible adult at all times. No person under the age of 18 shall be permitted at the premise after 22:00 hours.
- That staff shall be trained to arrive at, conduct themselves at the premises at all times, and leave the premises in an orderly manner, with particular care taken when staff close the premises at the end of trade on each day. The details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
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- That external waste, recycling or waste glass / bottle depositing shall only take place between 07:00 hours and 17:00 hours. At all other times waste, recycling or waste glass / bottles shall be kept on the premises until they are due to be collected.
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- That if a Pubwatch scheme exists in respect of the local area, then the licensee / management will join and participate in the Pubwatch scheme.

We note the applicant's comments regarding the provision of services for minority groups and welcome their submission, but also note that Peckham has a long and noted history of diversity, and that venues providing an offering to BAME groups have a history in the area of over 40 years. We also note that there are many late night licensed premises providing music that embrace the LGBTQIA+ community. Therefore, while it is absolutely to be commended that the applicant seeks to provide a programme for such groups, such an offering is in no way unique in Peckham and, therefore we contend it shouldn't be considered as a distinctive factor in any determination of this application.

On another matter, we note that the applicant states that they attempted to contact the Licensing Responsible Authority pre-application to discuss their proposal but that they were unable to make contact. At that time I was not acting as the responsible authority for the Licensing Unit.

We welcome discussion with the applicant on any of the matters above, however we feel that the licensing-sub-committee should determine this application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer