

**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: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Our reference: MD/23/134

Date: 28/04/2023

Dear Sir/Madam

Re:- In Mayfair 193 Lower Road SE16 2LW

Police are in possession of an application from the above for a New Premises Licence for, Regulated Entertainment and The Supply of Alcohol on sales. The application describes the premises as a family place and café/bar.

The premises is situated in a residential area as defined by Southwark's Statement of licensing policy.

The hours applied for are:

Open to the Public
Mon-Thurs-0630hrs-2300hrs
Fri-Sat-0630hrs-2345hrs
Sun-0800hrs-2200hrs

Regulated Entertainment
Mon-Thurs-0800hrs-2200hrs
Fri-Sat-0800hrs-2300hrs
Sun-1000hrs-2100hrs

Supply of Alcohol on sales
Mon-Thurs-1100hrs-2300hrs
Fri-Sat-1100hrs-2345hrs
Sun-1100hrs-2200hrs

The hours requested for Sunday to Thursday are within Southwark's statement of licensing policy however those for Fri-Sat are outside those recommended by the policy which are 2300hrs closing.

We would like to see more detail on the operation of the venue as it seems a little vague, it describes the venue as family place and cosy but does not provide an accommodation limit or any detail as to how much of the venue will be seated, will there be vertical drinking at the venue ?

The applicant has offered some control measures in the operating schedule however they are not clear as conditions and require some amendments to make them enforceable. The Home office guidance issued under Sec 182 of the licensing Act 2003 'General principles' state that it is important in setting the parameters within which the premises may operate. Conditions must be precise and enforceable.

My representations are made with regard to a lack of operating information and that the control measures offered to address all four of the licensing objectives are not in an enforceable form. It is for this reason that I object to this application in its current format. Police welcome the opportunity to progress this application.

Submitted for your consideration.

Yours Sincerely

Pc Mark Lynch 2246AS
Southwark Licensing

Tear, Jayne

From: Beswick, Claire
Sent: 02 May 2023 11:10
To: Tear, Jayne
Subject: FW: IN MAYFAIR 193 Lower Road SE16 2LW Ref-23/134
Attachments: In Mayfair conditions 29042023.docx

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Saturday, April 29, 2023 2:53 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: [REDACTED]
Subject: IN MAYFAIR 193 Lower Road SE16 2LW Ref-23/134

Good Afternoon

In view of the applicant and police agreeing to the conditions below in red to be added to the licence, police would like to withdraw their representation in regards to the granting of the licence for In Mayfair 193 Lower Road SE16 2LW

1. That a CCTV system shall be installed and maintained in full working order. The CCTV system will record footage of evidential quality in all lighting conditions and should be able to capture a clear facial image of all persons that enter the venue. All public areas will be covered by the CCTV system including the bar, smoking areas, and frontage of the premises. The premises shall not be open at any time when the CCTV is not operating correctly.
2. All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available for inspection to officers of the Police and the Council on request.
3. That at least one 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. When the terminal hour is beyond 2300hrs on a Friday and Saturday a minimum of one(1) SIA registered door supervisor shall be employed from 2000hrs until all patrons have vacated the venue and the area between Cope Street and Salter Road.
5. That all staff shall be trained in their responsibilities under the Licensing Act 2003 and in regards to the terms and conditions of this licence. Such training should include the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. Records pertaining to such training shall be kept / be accessible at the premises at all times, shall be updated every 6 months and shall be made immediately available for inspection at the premises to council and / or police officers on request.
6. That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers at all exits from the premises, requesting to the effect that customers leave the premises and area in a quiet and orderly manner. Such signs shall be maintained free from obstruction when the premises are in use in accordance with this licence.
7. That all licensable activities shall cease 30 minutes before the terminal hour.

8. That customers shall use no outside area after 22.00 other than those who temporarily leave the premises to smoke a cigarette with no more than five people permitted to smoke at one any time. The area should be clearly designated and a system in place to limit the number outside.
9. That all street furniture shall be removed or rendered unusable from 2200hrs
10. There shall be no vertical drinking outside the venue.
11. Customers leaving the premises (to smoke) shall not be permitted to take alcohol with them.
12. That all incidents of violence and / or disorder that result in an injury will be reported to the police as soon as practicable. The reasoning behind any delayed report will be recorded in the incident report book. This report book will be made available for inspection by police, council or other authorised officers on request.
13. There shall be no vertical drinking inside the venue
14. The licensee shall ensure that no noise shall emanate from the premises by its patrons which causes nuisance to their neighbours.
15. There will be a zero tolerance drugs and weapons policy shall be undertaken at the premises. (a) Anybody found with / using drugs and / or weapons will be ejected from the premises and shall not be admitted to the premises again. (b) The details of any person found dealing drugs or using weapons will be taken (if possible) and given to the police. (c) Any person who is suspected of having drugs on their person will be asked to consent to a search, and should they refuse the search that person shall be ejected from the premises
16. That when taxis are ordered for customers for the collection of customers from the premises staff members shall instruct the taxi service to instruct the taxi services driver's not to sound the driver's car horns outside the premises, but to approach the premises in person and verbally (without raised voices) alert staff that the drivers are at the premises to collect customers.
17. The Premises must have a welfare and vulnerability policy and all staff must receive this training. All new staff must receive this training before starting their role and all staff must have refresher training every 12 months. All training must be recorded and these records must be available on immediate request by the police or authorised council officers.
18. That at the terminal hour staff shall remain on the premises until all patrons have left the venue and shall ensure that no nuisance is caused to the venues neighbours.
19. There will be regular collections of glass within the venue.

Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

From: Eraldo Lacka [REDACTED]
Sent: 29 April 2023 14:42
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Subject: Re: IN MAYFAIR 193 Lower Road SE16 2LW Ref-23/134

Thank you sir for reconsidering my application. I can confirm I'm happy with the conditions you attached below .

Regards Eraldo

On Sat, 29 Apr 2023, 14:32 , <mark.A.Lynch@met.police.uk> wrote:

Good Afternoon Eraldo

Thank you for taking time to accept my phone call today. If you are happy with the attached conditions please can you reply confirming that your acceptance to have them placed upon your licence , I will then be in a position to remove my objection to the licence , however if you wish to discuss any of the conditions please feel free to contact myself to discuss

Kind regards

Mark Lynch 2246AS | Police Constable

Central South BCU – Southwark | **Licensing Team**

Email: mark.lynch6@met.police.uk
Address: Southwark Police Station

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From: Earis, Richard <Richard.Earis@southwark.gov.uk>
Sent: Wednesday, May 10, 2023 2:02 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: [REDACTED]
Subject: RE: New premises application - In Mayfair Limited, 193 Lower Road

RE: New premises application - In Mayfair Limited, 193 Lower Road

I have considered the application on behalf of EPT (Prevention of Public Nuisance Responsible Authority).

I object to the application on the following grounds:

- The opening hours are not clearly defined in the application ('Summer Months' and 'Christmas Week' are ambiguous. Specific dates should be provided)
- The opening hours proposed in the 'Summer Months' significantly exceed hours in the Statement of Licensing Policy and are likely to lead to detriment to residents above
- The conditions proposed are insufficient to ensure the Prevention of Public Nuisance Licensing Objective

I note the application includes recorded music but it is stated this is intended to be background music only and by domestic speakers. Background music is not licensable and hence it seems it is not required to include recorded music on the License. Recorded music over and above background music is also enabled by the Live Music Act until 23:00 in any case.

In order to conciliate our objections we would suggest the applicant:

- Removes the non-standard hours for 'summer months' entirely – these exceed the Licensing Policy hours by a significant margin for a long period when residents are most likely to open windows and be most sensitive to noise and EPT will continue to object on this basis
- Provides specific days/dates for the Christmas non-standard hours
- Clarifies whether they wish to retain recorded music (see below – if so additional conditions will be requested)

We would also suggest the applicant agrees to the following conditions:

1. There shall be no more than 5 persons permitted outside at any one time, to smoke only, after 22:00 hours. No drinks shall be permitted outside after 22:00.
2. Amplified music, song or speech shall not be broadcast in external areas at any time.
3. Any background music played shall remain at a volume that permits normal conversation and the volume control of any music shall be behind the bar/counter and in the full control of staff at all times.

4. Suitably qualified or experienced persons shall be employed at all times, whilst licensable activity is being provided, and shall take all reasonable steps to ensure that patrons do not cause a nuisance in the vicinity of the premises.
5. Clearly legible signage shall be prominently displayed at all exits where it can easily be seen and read, requesting that customers leave the premises in a quiet and orderly manner that is respectful to neighbours.

In the event that the applicant wishes to retain recorded music as a licensable activity (i.e. excluding background music) after 23:00, we will recommend further conditions and may object to the proposal outright.

If the applicant would like to discuss on the phone I am happy to do so.

Kind Regards,

Richard

Richard Earis

Principal Environmental Protection Officer
Environmental Protection Team

020 7525 0328

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 | Environmental Protection Team | Regulatory Services | 3rd Floor Hub 1 | 160 Tooley Street | London | SE1 2QH

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

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Tear, Jayne

From: Regen, Licensing
Sent: 06 June 2023 12:20
To: Tear, Jayne
Subject: FW: New premises application - In Mayfair Limited, 193 Lower Road

From: Earis, Richard <Richard.Earis@southwark.gov.uk>
Sent: Thursday, May 11, 2023 7:39 AM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: Eraldo Lacka [REDACTED]
Subject: RE: New premises application - In Mayfair Limited, 193 Lower Road

Dear Licensing,

Please see emails below. I have also discussed this with Mr Lacka on the phone.

Mr Lacka has accepted the 5 conditions below:

1. There shall be no more than 5 persons permitted outside at any one time, to smoke only, after 22:00 hours. No drinks shall be permitted outside after 22:00.
2. Amplified music, song or speech shall not be broadcast in external areas at any time.
3. Any background music played shall remain at a volume that permits normal conversation and the volume control of any music shall be behind the bar/counter and in the full control of staff at all times.
4. Suitably qualified or experienced persons shall be employed at all times, whilst licensable activity is being provided, and shall take all reasonable steps to ensure that patrons do not cause a nuisance in the vicinity of the premises.
5. Clearly legible signage shall be prominently displayed at all exits where it can easily be seen and read, requesting that customers leave the premises in a quiet and orderly manner that is respectful to neighbours.

In addition he has agreed:

- To remove all non-standard timings referenced in the application (Application opening hours are now straightforward Mon-Thurs 06:30 to 23:00, Fri-Sat 06:30 to 23:45, Sundays 08:00-22:00, Supply of alcohol Mon-Thurs 11:00 to 23:00, Fri-Sat 11:00 to 23:45, Sunday 11:00 to 22:00 with no seasonal variations)
- To remove recorded music from the application entirely (he will only play non-licensable background music and/or music under the Live Music Act)

On this basis I confirm I withdraw my representation.

Kind Regards,

Richard

Richard Earis

Principal Environmental Protection Officer
Environmental Protection Team

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From: Eraldo Lacka [REDACTED]
Sent: Wednesday, May 10, 2023 3:37 PM
To: Earis, Richard <Richard.Earis@southwark.gov.uk>
Subject: Re: New premises application - In Mayfair Limited, 193 Lower Road

Hello , yes please remove non standard timings , except for Fridays and Saturdays up till 23 :45 if it possible please! Regards Eraldo

On Wed, 10 May 2023, 15:22 Earis, Richard, <Richard.Earis@southwark.gov.uk> wrote:

Thank you Eraldo,

Please can you also confirm you are happy to remove the non-standard timings (or if you wish to retain some of these please give specific dates)?

Thanks,

Richard

Richard Earis

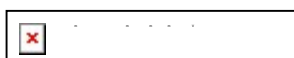
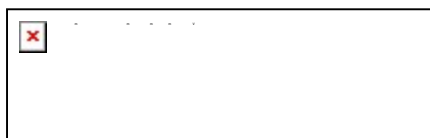
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From: Eraldo Lacka [REDACTED]
Sent: Wednesday, May 10, 2023 3:14 PM
To: Earis, Richard <Richard.Earis@southwark.gov.uk>
Subject: Re: New premises application - In Mayfair Limited, 193 Lower Road

Hello Richard

First I would like to thank you for considering our application. I agree all the 5 points you proposed. I also want to remove the recorded music, wasn't very clear when I done the application, I was meaning background music. Looking forward to hearing from you. Kind regards Eraldo

On Wed, 10 May 2023, 14:01 Earis, Richard, <Richard.Earis@southwark.gov.uk> wrote:

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- Clarifies whether they wish to retain recorded music (see below – if so additional conditions will be requested)

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Principal Environmental Protection Officer
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From: Enebeli, Emma <Emma.Enebeli@southwark.gov.uk>

Sent: Monday, April 17, 2023 2:11 PM

To: Earis, Richard <Richard.Earis@southwark.gov.uk>

Subject: FW: New premises application - In Mayfair Limited, 193 Lower Road

CMU 997589

Regards

Emma Enebeli

Licensing Unit Support Officer

Southwark Council | Licensing | Environment, Neighbourhoods and Growth.

Email: licensing@southwark.gov.uk

From: Enebeli, Emma

Sent: Monday, April 17, 2023 2:01 PM

To: Children's Social Care <Qau.Safeguarding@southwark.gov.uk>; FireSafetyRegulationSE@london-fire.gov.uk (<FSR-AdminSupport@london-fire.gov.uk> <FSR-AdminSupport@london-fire.gov.uk>); Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>; Highwayslicensing <Highwayslicensing@southwark.gov.uk>; Home Office (<Alcohol@homeoffice.gov.uk> <Alcohol@homeoffice.gov.uk>); McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>; Moore, Ray <Ray.Moore@southwark.gov.uk>; Planning.Enforcement <Planning.Enforcement@southwark.gov.uk>; Planning.Enquiries <Planning.Enquires@southwark.gov.uk>; Police <SouthwarkLicensing@met.police.uk>; Public Health Licensing <PublicHealth.Licensing@southwark.gov.uk>; Reg Env Protection <RegEnvProtection@southwark.gov.uk>; Reg Health and Safety <RegHealthandSafety@southwark.gov.uk>; Regen, OHS <OHS.Regen@southwark.gov.uk>; Regen, Trading Standards <TradingStandards.Regen@southwark.gov.uk>

Cc: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>

Subject: New premises application - In Mayfair Limited, 193 Lower Road

Regards

Emma Enebeli

Licensing Unit Support Officer

Southwark Council | Licensing | Environment, Neighbourhoods and Growth

Email: licensing@southwark.gov.uk

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