

**Martin Ekeocha-Kamara**  
18 Choumert Road  
London  
SE15 4SE

**Licensing Unit**

Direct Line: 020 7525 5779  
Direct Fax: 020 7525 5705  
Our ref': INU 093384

14 March 2023

Dear Martin Ekeocha-Kamara

**RE: THE LICENSING ACT 2003 – WARNING LETTER  
(L'Attitude, 18 Choumert Road, London, SE15 4SE)**

On 10 March 2023 at approximately 22:15 hours a licensing enforcement officer undertook an inspection of the above premises to determine whether licensable activities at the premises were being provided in accordance with the premises licence issued in respect of the premises.

In addition to the above, the officer also considered 'risk assessment' criteria that would help determine the frequency of future inspections of the premises.

During the inspection the officer witnessed the following:

**1. Breaches of conditions 340, 341 & 342 which respectively state –**

**340** *That a CCTV system shall be installed at the premises, be maintained in good working order and 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.*

**341** *That all CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and / or council on request.*

**342** *That a member of staff shall be on duty at all times that the premises are open who is trained in the use of the CCTV system and who is able to view, and download to a removable device, CCTV footage at the request of police and / or council officers.*

The CCTV system installed at the premises was not working, 31 day's worth of footage was not available, no footage could be retrieved or downloaded to a

removable storage device and the member of staff in charge could not operate the CCTV system.

## **2. Breach of condition 343 which states -**

**343** *All staff shall be trained in their responsibilities under the Licensing Act 2003 and trained in respect of the terms and conditions of this licence. Records pertaining to such training shall be kept and updated every 6 months. The training records shall be made immediately available to officers of the police and the council on request.*

Staff training records were not available in respect of all staff employed at the premises.

## **3. Breach of condition 345 which states –**

**345** *That clearly legible signage shall be prominently displayed both internally and externally where it can easily be seen and read by customers requesting to the effect that customers behave in a quiet and orderly manner with respect to local residents.*

No external signage was displayed at the premises.

## **4. Breach of condition 351 which states –**

**351** *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 trained in the proof of age scheme in operation at the premises. A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request.*

Staff training records were not available at the premises.

Each of the matters listed above constitutes a breach of the premises licence issued by the Council under the Licensing Act 2003.

In particular, we advise you that Section 136 (1) (a) of the Licensing Act 2003 states that:

*“A person commits an offence if -*

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or*
- (b) knowingly allows a licensable activity to be so carried on.*

*A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £20,000, or to both.”*

In addition to the above we also recommend that a more suitable method of recording refused sales of alcohol is used at the premises. I have attached a refusals register provided by this council's trading standards service.

**Southwark Council** - Regulatory Services, Licensing Team, Hub 1, 3rd Floor, PO Box 64529, SE1P 5LX  
**Switchboard** - 020 7525 5000 **Website** - [www.southwark.gov.uk](http://www.southwark.gov.uk)  
**Strategic Director of Environment, Neighbourhoods and Growth** - Caroline Bruce

I have also attached some training materials regarding the sale of alcohol (and other age restricted products) which you can include as part of the training that you provide to your staff.

**You must ensure that licensable activities and hours of operation are provided in accordance with the terms of the premises licence issued in respect of the premises. You must also ensure that the conditions of the premises licence are adhered to. A further visit will be made regarding these matters.**

If compliance is not achieved the Council may take formal action that may affect your license, or initiate a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

We hope that this warning will ensure that compliance is achieved and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a licensing enforcement officer then please contact us by email at [licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk) or by telephone on 020 7525 5779 between of 09:00 hours and 17:00 hours, Monday to Friday. Alternatively you can write to us, or visit us (by appointment only), at the address below.

Yours sincerely,

*W. McArthur*

**Wesley McArthur**  
Principal Enforcement Officer  
[wesley.mcarthur@southwark.gov.uk](mailto:wesley.mcarthur@southwark.gov.uk)

L'Attitude  
18 Choumert Road  
London  
SE15 4SE

Licensing Unit  
Direct Dial -  
Facsimile - 020 7525 2436  
Email: [Licensing@southwark.gov.uk](mailto:Licensing@southwark.gov.uk)

Ref: M/878445

31 May 2023

Dear Mr Ekeocha,

**RE: THE LICENSING ACT 2003 – L'Attitude, 18 Choumert Road, London, SE15 4SE**

On Friday 26<sup>th</sup> May 2023 at about 2:40pm, I attended your premises to discuss a recent complaint that had been received to the Licensing Unit about alleged unauthorised licensable activities that had taking place on your premises on the weekend of the 19<sup>th</sup> May 2023.

During the course of my visit I intended to check your CCTV to ascertain if your premises had carried on licensable activities past your permitted times on your premises licence. I was not able to check your CCTV as you had informed me that your CCTV was not working at the time.

Although you were not operating at the time of my visit, I understand that you were due to operate later that evening; therefore, you would be operating in breach of your premises licence conditions.

I would like to draw your attention to the following conditions on your premises licence:

**340** That a CCTV system shall be installed at the premises, be maintained in good working order and 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.

**341** That all CCTV footage shall be kept for a period of 31 days and shall be made immediately available to officers of the police and / or council on request.

**342** That a member of staff shall be on duty at all times that the premises are open who is trained in the use of the CCTV system and who is able to view, and download to a removable device, CCTV footage at the request of police and / or council officers.

The above breaches potentially constitutes a contravention of either the licences issued under the Licensing Act 2003 by this Council in respect of the premises operation; or of other related legislation.

In particular, I would advise you that Section 136 (1)(a) of the Licensing Act 2003 states that:

A person commits an offence if -

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or
- (b) Knowingly allows a licensable activity to be so carried on.

This Service warns you that should any further breach be reported to us we will give consideration to the appropriate legal action to be taken. You should understand that this could lead to legal proceedings being taken.

**I would make clear that it is the practice of the Council's Licensing Unit to send officers to visit premises to check to see if unauthorised activities are being provided. Licensing officers will gain admission to the premises in the same way as ordinary members of the public, and will not necessarily make themselves known to the staff or the licence holder at the time of the visit.**

Please ensure you act promptly on this letter. If you require advice or assistance on how to comply with the matters raised, please contact us on the telephone number given above.

Yours faithfully,

*Justin Williams*

Justin Williams  
Licensing Enforcement Officer