

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>
Sent: Wednesday, December 6, 2023 3:44 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: Tucker, Matt <Matt.Tucker@southwark.gov.uk>; [REDACTED]
Subject: :- LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP 23/749

Good Afternoon

In view of the applicant and police agreeing to the below conditions in red and the terminal hour being reduced to 2100hrs daily to be placed upon the licence should it be granted, police would like to withdraw their objection to the granting of the New Premises licence for LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP,

1. 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 in all lighting conditions. The CCTV system shall be correctly time and date stamped at all times. 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.
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 . 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 and shall be written in English and multilingual according to the client base at the venue.
5. 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.
- vi. Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
- vii. Details of road safety in respect of customers leaving the premises.
- viii. Details of the management of ejections from the premises.
- ix. Details as to how any physical altercations at the premises are to be managed

6 . 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. If the dispersal policy is a paper document then the signature of the trainees shall also be included. The dispersal policy shall be made immediately available to responsible authority officers on request.

7 . 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 or other emergency services
- 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 by customers, or observed by staff
- VIII. Any other relevant incidents

8. The incident log shall record the time, date, location in the premises and description of each incident, details of any action taken in respect of the incident and the printed name of the person reporting the incident and. 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. Details of incidents shall be recorded contemporaneously. If the incident log is a paper hardcopy then the signature of the person reporting the incident in the log shall also be included. 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.

9 . 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.

10 . That 'Ask for Angela' posters (or posters relating to whatever similar scheme may be recommended by the council and / or the police at any time) shall be displayed in the female toilet facilities and kept free from obstructions at all times. All staff shall be trained in the 'Ask for Angela' scheme (or similar scheme) and shall perform the appropriate course of action in the event of a customer requesting assistance. Details of such training, including the printed name of the trainee and the date of the training, shall be recorded in the staff training logs at the premises.

11. That all relevant 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 date(s) of training and a declaration that the training has been received and understood by the trainee. If the staff training logs are a paper hardcopy then the signature of the trainee, the signature of the trainer shall be included.

12. That customers shall use no outside area other than those who temporarily leave the premises to smoke a cigarette with no more than four people permitted to smoke at one any time. The area should be clearly marked by rope/post barrier system and shall not encroach the car park area. The Staff or/and SIA registered door supervisors shall instruct customers to stay within the designated area. The area will be controlled by Staff or/and SIA registered door supervisors to prevent any disturbance to their neighbours.

13. No alcoholic drinks or glassware will be removed from the premises.

14. That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers advising that no alcoholic drinks are permitted outside of the premises. Such signage shall be kept free from obstructions at all times and shall be written in English and multilingual according to the client base at the venue.

15. That the supply of alcohol on the premises shall only be to a person seated taking a hot table meal there and for consumption by such a person as ancillary to their meal only.

16. That all licensable activities shall cease 30 mins before the terminal hour.
17. There shall be no vertical drinking in the premises.
18. That if a Pubwatch scheme exists in respect of the local area, the licensee / management will join and participate in the Pubwatch scheme.
19. There shall be no third party hire of the venue.
20. That all drinks shall be sold in cans or plastic bottles, or will be decanted into recyclable polycarbonate (or a similar recyclable material), or recyclable cardboard drinking receptacles. Glass drinking receptacles will not be used at the premises at any time.
21. That clearly legible notices will be prominently displayed where they can easily be seen and read by customers stating the premises' drugs and weapons policy (zero tolerance). Such signage shall be kept free from obstructions at all times and written in English and multilingual according to the client base at the venue.
22. That if and when required, staff and/or SIA registered door supervisors shall interact with customers to ensure that customers behave at the premises in a quiet and orderly manner and also leave the premises and locale in a quiet and orderly manner. Customers deemed by staff to be engaging in anti-social behaviour shall be asked to leave the premises. Staff shall be trained in this and details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given and shall be recorded in the staff training logs at the premises. These records shall be made immediately available for inspection to responsible authority officers on request.
23. That when licensable activities cease and until all patrons have vacated the venue, Staff and/or SIA registered door supervisors shall take a proactive role by politely encouraging customers to leave the venue in an orderly manner and not to loiter in Maldonado Walk or the adjacent car park area.
24. That staff and/or SIA registered door supervisors shall proactively monitor outside the premises and take all necessary steps to ensure that noise from their patrons or premises operation does not cause disturbance or public nuisance. A log of such

monitoring including the printed name of the person who undertook the monitoring, the date & time of the monitoring and any observations or actions taken subsequent to the monitoring shall be kept at the premises and be made immediately available to council or police officers on request.

25. That at the terminal hour staff and/or SIA registered door supervisors shall remain on the premises until all patrons have left the venue and its vicinity and shall ensure that no disturbance is caused to the venues neighbours.

26. That the licensee shall risk assess the requirement for SIA registered door supervisors and implement accordingly. This assessment shall be in written format and available for inspection by authorised council officers and police.

27. There shall be no DJ led music events held at the venue.

28. All windows and external doors shall be kept closed after 1800hrs, except for the immediate access and egress of persons. External doors to be fitted with self-closers.

Kind regards

Mark Lynch Pc 2246AS
Central South BCU – Southwark | Licensing Team
Southwark Police Station
305 Borough High Street, SE1 1JH
Email: p221006@met.pnn.police.uk



From: Emmanuel Davis <[REDACTED]>
Sent: 06 December 2023 12:15
To: Lynch Mark A - AS-CU <mark.A.Lynch@met.police.uk>
Cc: [REDACTED]

Subject: Re: :- LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP 23/749

Good morning Mark,

Thank you for your email and your time this morning. Also want to thank you for the amended version regarding the training records of **only staff involved in licensable activities**. Much appreciated and Ginna accepts the amendment.

Kind regards

On Wed, Dec 6, 2023 at 10:50 AM <mark.A.Lynch@met.police.uk> wrote:

Morning Emmanuel

Following our conversation this morning regarding the proposed control measures find attached an amended version with the training records relating to those staff involved in licensable activities and not all staff as previously mentioned , also please note the amended wording to conditions 13,23,24,25,26,27 to now read ' **SIA registered door supervisors**' as opposed to the words SIA , this is to remove any possible ambiguity and does not affect the meaning of the condition.

If you and the applicant are willing to accept this please can you confirm such by a replying email and I can then inform Southwark council licensing

Kind regards

Mark

From: mark.A.Lynch@met.police.uk <mark.A.Lynch@met.police.uk>

Sent: Wednesday, November 8, 2023 3:07 PM

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

Cc: [REDACTED]

Subject: LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP ref 23/

Good afternoon

please find attached Southwark Police representation in regards to the application for a New Premises Licence for LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP

kind regards

Mark Lynch Pc 2246AS

Central South BCU – Southwark | Licensing Team

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The Licensing Unit
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SouthwarkLicensing@met.police.uk

Our **MD/23/749**
reference:

Date: **08/11/2023**

Dear Sir/Madam

Re:- LOS ARRIEROS DE PITO 144 EAGLE YARD ARCH, GROUND FLOOR SE1 6SP

Police are in possession of an application for a new Premises Licence for, Supply of Alcohol on sales. The venue describes itself as “eat in and takeaway food venue”. The applicant has requested the following hours which are within those recommended in the Southwark Council Statement of Licensing Policy for a venue in The Elephant and Castle Major Town Centre area

Open hours to public

Mon-Fri-0900hrs-2100hrs

Sat-0900hrs-2300hrs

Sun-0900hrs-2300hrs

Supply of Alcohol on sales

Mon-Fri-0900hrs-2100hrs

Sat-0900hrs-2300hrs

Sun-1000hrs-2300hrs

The premises is situated in a row of railway arches to which there is already a saturation of venues purporting to be “eat in and takeaway food venues”, however they are alcohol led and this operation appears to be no different as within the

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applications it states “the only reason for the alcohol license is to able to serve our customers who want alcohol before they eat their food”

It should be noted that the area is shrouded by residential buildings, and has for a number of years been subject of numerous complaints in regards to alcohol fuelled anti-social behaviour and disorder caused by patrons attending and leaving venues particular at weekends and this continues to this day.

The applicant should have some knowledge of the area to which they wish to operate and the control measures they offer should reflect how the venue would ensure they do not add to the alcohol related problems that already exist, this application does not show this. The measures offered are not only vague but also not enforceable, there is mention of a policy to deter public nuisance and measures to prevent crime and disorder however we cannot comment on this as no documentation detailing the policy and measures has been produced ? There is no mention of how they will control the sale of alcohol or prevent over intoxication of patrons. The application does not address any of the licensing objectives in particular that of prevention of crime and disorder.

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.

Police would expect to see more robust conditions that are clear, concise and address the local issues that are associated with venues supplying alcohol particular at busy periods such as weekends.

The metropolitan police object to the granting of the Premises Licence as the applicant has not addressed the licensing objectives in particular that of prevention of crime and disorder. There are also serious concerns that another late night weekend venue at the location will only add to crime and disorder in the area and have a detrimental effect on local residents.

Submitted for your consideration.

Yours Sincerely

PC Mark Lynch 2246AS

Licensing Officer
Southwark Police Licensing