

From: [Trading Standards]

Sent: Monday, November 13, 2023 11:18 AM

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

Cc: [Trading Standards]

Subject: FW: Full Variation of a premises license, The Chelsea Food and wine Company Ltd , 187 Waterloo Road, London SE1 8UX Ref: 881561

Trading Standards as a responsible authority are in receipt of a full variation for a premises license from The Chelsea Food and wine Company Ltd, in respect of a premises at 187 Waterloo Road, London SE1 8UX. Trading Standards as a responsible authority are making representation in respect of this application under all the licensing objectives.

The proposed variation is:-

“An application to amend, delete and update all conditions contained in Annex 3 on the premises licence so that they now read as per the appended schedule of conditions.”

The proposed conditions are:-

Schedule of proposed conditions

1. A CCTV system shall be installed at the premises, be maintained in good working order and be continually recording at all times the premises are in use. The CCTV System must be capable of capturing a clear facial image of every person who enters the premises (b) 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 and (c) a member of staff shall be on duty at all times the premises is open who is trained in the use of the CCTV system and who is able to view CCTV footage at the request of Police and / or Council Officers.
2. An electronic point of sale (EPOS) system shall be installed at all tills on the premises and it shall be configured to prompt the operator to check proof of age when an alcoholic product (any other product where the age for purchase is restricted by law) is scanned. The prompt should require the operator to confirm that the purchaser is over 18 (or any other age required by the relevant law for other products) before the next item can be scanned or the transaction completed.
3. A personal licence holder shall be on duty after 20:00 hours until the premises is closed to the public.
4. No super-strength beer, lagers, ciders or spirit mixtures of 6.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles and cans.
5. 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 to verify their Page 8 of 9 age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Proof of Age London (PAL) card.

6. All staff involved in the sale of alcohol shall attend a recognised training scheme which will include training in the age check "Challenge 25" policy. They must obtain a certificate of competence. 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. 8AC 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. 8AI A register of refused sales of alcohol and if applicable, cigarette sales which is clearly marked with details of the premises, address and name of licence holder shall be maintained in order to demonstrate effective operation of the policy. On a monthly basis, the designated premises supervisor shall check the register to ensure it is being properly completed. He/she shall sign and date the register to that effect and, where appropriate, take corrective action if the register is not being completed correctly and in a timely manner. The register shall be available for inspection at the premises on request by the council's authorised officers or the police

The current conditions at schedule 3 are:-

788 An approved CCTV system shall be installed at the premises that records clear images of both the interior and exterior of the premises. The CCTV installed inside the premises shall be positioned to capture the sale of alcohol and tobacco products. 789 The CCTV system shall have a 31 day recording facility and will be maintained in full working order at all times that the premises is in use under the licence. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. All CCTV footage shall be kept for a period of 31 days and shall, on request, be made immediately available to the police and/or authorised officers from Southwark Council.

840 An electronic point of sale (EPOS) system shall be installed at all tills on the premises and it shall be configured to prompt the operator to check proof of age when an alcoholic product (any other product where the age for purchase is restricted by law) is scanned. The prompt should require the operator to confirm that the purchaser is over 18 (or any other age required by the relevant law for other products) before the next item can be scanned or the transaction completed.

841 There shall be a personal licence holder on the premises at all times alcohol is available for supply for the purpose of supervising such sales. Authorisation must also be in writing and displayed on the premises adjacent to the display of the licence summary where the police or the council's authorised officers can inspect it.

842 No beers, lagers or ciders in single can, bottles or multi-packs with an ABV of more than 6.5% will be displayed, sold or offered for sale from the premises. This condition does not apply to Guinness Foreign (ABV 7.5%), Dragon Stout (ABV 7.5%) and Leffe Blonde (ABV 6.6%) or any other such brands to be displayed, sold or offered for sale from the premises with the prior agreement of Metropolitan Police; such agreement not to be unreasonably withheld.

843 All staff working on the premises shall be trained and fully conversant in the correct operation of the CCTV and be able to demonstrate its operation on immediate effect.

844 All off-sales of alcohol shall be supplied in closed containers only.

845 Any agreed additional products in relation to condition (7) to be incorporated onto the premises licence by way of a minor variation.

8AA The premises shall operate an agecheck "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 to verify their Page 8 of 9 age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card such as the Proof of Age London (PAL) card.

8AB All staff involved in the sale of alcohol shall attend a recognised training scheme which will include training in the agecheck "Challenge 25" policy. They must obtain a certificate of competence. 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.

8AC Agecheck 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 agecheck "Challenge 25" policy applies and proof of age may be required.

8AI A register of refused sales of alcohol and if applicable, cigarette sales which is clearly marked with details of the premises, address and name of licence holder shall be maintained in order to demonstrate effective operation of the policy. On a monthly basis, the designated premises supervisor shall check the register to ensure it is being properly completed. He/she shall sign and date the register to that effect and, where appropriate, take corrective action if the register is not being completed correctly and in a timely manner. The register shall be available for inspection at the premises on request by the council's authorised officers or the police. 846 That SIA door supervisors be employed on any occasion alcohol is sold beyond 00:00 hours

These conditions were added to the license following a review brought by Trading Standards on 24 March 2016. The Notice of Decision is attached. Amongst the issues raised were concerns about street drinking and strong beers; lagers and ciders. The proposed new wording to that condition concerning strong beers and ciders is unworkable... an alternative might be as follows:-

That that no beers, lagers or ciders with an alcohol by volume (ABV) of above 6.5% will be displayed, sold or offered for sale at the premises unless prior permission is obtained from Southwark Police Licensing Office and Southwark Council Trading Standards service. A written copy of such permission must be kept at the premises and be made available immediately to responsible authority officers on request.

The same concerns arise from the desire to remove the following condition:

844 All off-sales of alcohol shall be supplied in closed containers only.

Trading Standards as a responsible authority would welcome a dialogue on these matters.

[Trading Standards contact details]

www.southwark.gov.uk/TradingStandards

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