



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/478/24

Date: 30/05/2024

Dear Sir/Madam

Re: - Delicias Colombianas, 720-722 Old Kent Road, SE15 1NG

Police are in possession of an application for a new Premises Licence for, Supply of Alcohol on sales, Regulated entertainment and Late Night Refreshment. The venue describes itself as a "LATIN AMERICAN RESTAURANT AND COCKTAIL BAR, FOOD AREA PLUS DANCING SPACE", and it is situated in a residential area. The applicant has requested the following hours which far exceed those recommended in the Southwark Council Statement of Licensing Policy for this area.

Open hours to public

Sun-Thur – 0900hrs-0100hrs
 Fri-Sat – 0900hrs-0300hrs

Supply of Alcohol on sales

Sun-Thur – 1100hrs-0030hrs
 Fri-Sat – 1100hrs-0230hrs

Regulated Entertainment - Plays

Sun-Thur – 1100hrs-0000hrs
 Fri-1100hrs-0230hrs
 Sat – 1100hrs-0200hrs

Regulated Entertainment – Live Music

Sun-Thur – 1100hrs-0000hrs
 Fri-Sat – 1100hrs-0200hrs

Regulated Entertainment – Recorded Music

Sun-Thur – 1000hrs-0030hrs
 Fri-Sat – 1000hrs-0230hrs

Regulated Entertainment – Performance of Dance

Sun-Thur – 1100hrs-0030hrs

Fri-Sat – 1100hrs-0230hrs

Late Night Refreshment

Sun-Thur – 2300hrs-0030hrs

Fri-Sat – 2300hrs-0230hrs

A major concern in regards to this application is that the venue was given a closure notice for operating without a license on 18th May 2024, which was signed by the applicant. This shows a flagrant disregard to the process of obtaining a license, and shows that the applicant cannot be trusted to run a licenced premises in a responsible manner and is not what should be expected of a seasoned operator.

The application offers minimal conditions for a premises which wants to operate as a late night venue in a residential area. Police would expect to see more robust conditions that are clear, concise to address the licensing objectives effectively.

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.

The metropolitan police object to the granting of this Premises Licence as the applicant has requested hours which far exceed those recommended by the Southwark Council's Statement of licensing, and police would request that this be reduced to be in line with the hours recommended by the statement of licensing, which is 2300hrs (11pm) daily. The control measures the applicant offers do not effectively address 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 Walter MINK AGYEMAN 1264AS

Licensing Officer
Southwark Police Licensing

Tear, Jayne

From: Jerrom, Charlie
Sent: 12 June 2024 08:02
To: [REDACTED]
Cc: Regen, Licensing; Tear, Jayne; Moore, Ray
Subject: RE: New Premises Licence, DELICIAS COLOMBIANAS, 720-722 Old Kent Road, London, SE15 1NG Ref:

Further to my representations on 16May 2024, Ray MOORE from trading standards visited the premises on Saturday 18 May 2024 accompanied by a police officer from the night time economy team. When entered there were a small number of people in the bar drinking alcohol; there was a person behind the bar and a large dance floor to the rear of the premises. Some people were dancing. The owner (Director of Delicias Colombianas Ltd - Mt Sigifredo RAMIREZ) was sat at the bar. Mr MOORE spoke with him and did a TS inspection as there was a small quantity of illicit tobacco and alcohol lined up on the bar for sale. The tobacco was 10 packets of what at first he thought was old style Benson and Hedges gold pack but closer inspection showed they were just called "Gold Classics". Although they state on the packs they are made in the EU they are in fact a look like brand from Indonesia. There was also 6.2 litres of spirits that did not carry duty stamps. Mr Moore seized the tobacco and alcohol under the provisions the Consumer Rights Act 2015. He also spoke to Mr RAMIREZ about the fact he should not be selling alcohol / having music / dance etc until the application for a premises licence has been completed.

From: Jerrom, Charlie
Sent: Thursday, May 16, 2024 12:04 PM
To: [REDACTED]
Cc: Regen, Licensing <Licensing.Regen@southwark.gov.uk>; Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; Moore, Ray <Ray.Moore@southwark.gov.uk>
Subject: New Premises Licence, DELICIAS COLOMBIANAS, 720-722 Old Kent Road, London, SE15 1NG Ref:

Trading Standards as a responsible authority are in receipt of a new premises license application from SIGIFREDO RAMIREZ in respect of premises 720-722 Old Kent Road, London, SE15 1NG. 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:-

"Latin American Restaurant And Cocktail Bar, Food Area Plus Dancing Space"

The opening hours are to be:-

Sunday to Thursday 09:00 to 01:00
Friday to Saturday 09:00 to 03:00

The hours for alcohol sales are to be (on sales)

Sunday to Thursday 11:00 to 00:30
Friday to Saturday 11:00 to 02:30

Late Night Refreshment (indoors)
Sunday to Thursday 23:00 to 00:30
Friday to Saturday 23:00 to 02:30

Plays (indoors)
Sunday to Thursday 11:00 to 00:00
Friday to Saturday 11:00 to 02:30

Live Music (Indoors)
Sunday to Thursday 11:00 to 00:00
Friday to Saturday 11:00 to 02:00

Recorded Music (Indoors)
Sunday to Thursday 10:00 to 00:30
Friday to Saturday 10:00 to 02:30

Under the licensing objectives the application does not mention Challenge 25, training off staff or a refusal register.

Trading Standards therefore simply asks that the following conditions be agreed by way of tidying up 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.

I attach electronic documents of training materials and a refusals register which can be used to meet the above conditions in terms of staff training and use of a refusal register. This effectively saves the business the cost of paying a consultant to undertake such activities. There is no reason why a person in the business who holds a personal license cannot undertake such training for staff and this can form part of a defence for the business should a member of staff supply alcohol to a minor.

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.

Hard copies of the above documents can be provided on request.

Charlie Jerrom – Enforcement Officer (Trading Standards)
Southwark Council | Environment, Neighbourhoods and Growth | Regulatory Services
Direct line 020 7525 7529 | Fax 020 7525 5735 | Call Centre 020 7525 2000

Visit our web pages www.southwark.gov.uk/TradingStandards
Need clear practical consumer advice? Visit Citizen's Advice Consumer Service

www.direct.gov.uk/consumer

Postal Address:

Trading Standards Unit | 3rd Floor, Hub 1 | PO Box 64529 | London | SE1P 5LX

Visitor Address:

160 Tooley Street | London | SE1 2QH

Tear, Jayne

From: Regen, Licensing
Sent: 11 June 2024 16:13
To: Tear, Jayne
Subject: FW: Application for a new premises licence under the Licensing Act 2003 for Delicias Colombianas 720 Old Kent Road, London SE15 1NG our ref A21133

From: Binya, Raymond <Raymond.Binya@southwark.gov.uk>

Sent: Monday, June 10, 2024 3:10 PM

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

Cc: [REDACTED]

Subject: Application for a new premises licence under the Licensing Act 2003 for Delicias Colombianas 720 Old Kent Road, London SE15 1NG our ref A21133

Dear Licencing Team,

RE: New premises application to be granted under the Licensing Act 2003.

Application reference number: 882702

Address: Delicias Colombianas
720 Old Kent Road
London
SE15 1NG

Live Music

Day	Start	Finish
Mon	11:00	0:00
Tues	11:00	0:00
Wed	11:00	0:00
Thur	11:00	0:00
Fri	11:00	02:00
Sat	11:00	02:00
Sun	11:00	23:30

Recorded Music

Day	Start	Finish
Mon	10:00	00:30
Tues	10:00	00:30
Wed	10:00	00:30
Thur	10:00	00:30
Fri	10:00	02:30
Sat	10:00	02:30
Sun	10:00	00:30

Late night refreshment

Day	Start	Finish
Mon	23:00	00:30
Tues	23:00	00:30
Wed	23:00	00:30
Thur	23:00	00:30

Fri	23:00	02:30
Sat	11:00	02:30
Sun	23:00	00:30

Supply of alcohol

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	00:00
Fri	11:00	02:00
Sat	11:00	02:00
Sun	11:00	00:00

Premises has been Latin American restaurant and cocktail bar, food area plus dancing space
 LAAMERICAN RESTAURANT AND COCKTAIL BAR, FOOD AREA PLUS DANCING SPACE.

On behalf of the Environmental Protection Team (EPT), I wish to make representation to this application on the grounds:

a) Compliance with Licensing Policy

The proposed licensable activities are outside suggested closing times for licensed premises of this type within the this area as stated within Southwark Statement of Licensing Policy 2021-2026:

- **Restaurant** : Closing time for Restaurants and Cafes is 23:00 hours daily
- **Takeaway (Late Night Refreshments** : Takeaways are not considered appropriate for this area

b) Public nuisance and impact to neighbouring properties

The application site is on the ground floor. There floors above the premises are in residential occupation. We are concerned they are likely to be affected by premises running in late hours as applied and premises structural integrity to allow the proposed activities to run without causing nuisance to the occupants of the above floors and neighbouring residents.

In addition, assuming that they would be a stage for live music, however, the submitted plan does not show where the live music and dance will be performed.

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

- All external doors and doors to noise lobbies used by patrons to enter the premises shall have acoustic seals and brushes and self-closers (in accordance with BS 6459 Pt. 1 1984) fitted to those doors.
- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or mats.
- During any licensed entertainment on the premises, all doors and windows shall remain closed (except for access or egress).
- 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.
- Amplified music, song or speech shall not be broadcast in external areas at any time.
- No drinks or glassware are permitted outside at any time.
- External waste handling, collections, deliveries and the cleaning of external areas shall only occur between the hours of 08.00hrs and 20.00hrs.
- Clearly legible signage will be prominently displayed at all patron exits, where it can easily be seen and read, requesting that patrons leave the premises in a quiet and orderly manner that is respectful to neighbours.
- Clearly legible signage will be prominently displayed at all patron exits, where it can easily be seen and read, requesting to the effect that patrons do not take drinks outside.
- No external areas of the premises shall be used for the purposes of licensed entertainment.

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/>
 Southwark Website - information on what you can do to improve air quality.
 See: <http://www.southwark.gov.uk/environment/air-quality>

Please consider the environment - do you really need to print this email?



Tear, Jayne

From: McArthur, Wesley
Sent: 17 June 2024 23:58
To: Regen, Licensing
Cc: Tear, Jayne; [REDACTED]
Subject: Application for a premises licence: Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG (our ref: 882702) - Loc ID: 201404 - Old Kent Road ward
Attachments: Delicias Colombianas (882702) - LRA's rep'.docx.pdf; Delicias Colombianas (882702) - LRA's rep' - appendix 1 - map.pdf

Dear Licensing,

Please find attached a representation and appendix regarding the above application.

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: 17 June 2024
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG	
Application number:	882702	
Location ID:	201404	Ward: Old Kent Road

We object to the grant of an application for a premises licence, submitted by Sigifredo Ramirez under The Licensing Act 2003 (the Act), in respect of the premises known as Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG.

1. The application

The application is to allow for the provision of the following licensable activities and opening hours:

Plays music (indoors) –

- **Sunday - Thursday:** 11:00 – 00:00
- **Friday:** 11:00 – 02:30
- **Saturday:** 11:00 – 02:00

Live music (indoors) –

- **Sunday - Thursday:** 11:00 – 00:00
- **Friday & Saturday:** 11:00 – 02:00

Recorded music (indoors) –

- **Sunday - Thursday:** 10:00 – 00:30
- **Friday & Saturday:** 10:00 – 02:30

Performances of dance (indoors) –

- **Sunday - Thursday:** 11:00 – 00:00
- **Friday & Saturday:** 11:00 – 02:00

Late night refreshment (indoors) –

- **Sunday - Thursday:** 23:00 – 00:30
- **Friday & Saturday:** 23:00 – 02:30

The sale of alcohol for consumption on the premises as follows –

- **Sunday - Thursday:** 11:00 – 00:30
- **Friday & Saturday:** 11:00 – 02:30

The proposed opening hours of the premises are –

- **Sunday - Thursday:** 09:00 – 01:00
- **Friday & Saturday:** 09:00 – 03:00

The premises, and its intended operation, are described in the application as follows (verbatim):

- *“Latin American restaurant and cocktail bar, food area plus dancing space.”*

2. The Locale

The premises are located at the junction of Old Kent Road and Commercial Way. Elephant and Castle is a major transport hub. The premises are opposite a housing estate. Three large residential housing blocks are opposite the premises.

There are residential dwellings at 1st floor level and above in adjacent premises on Old Kent Road. There are residential dwellings directly behind the premises.

There are commercial premises opposite the premises Old Kent Road including a hand car wash in an open air lot, a barbers shop and church. There are residential dwellings at 1st floor level in the premises opposite the premises.

The Old Kent Road is a very busy thoroughfare, with heavy traffic throughout the day and night, and moderate traffic in the early hours of the morning. Many bus routes run along Old Kent Road.

The Old Kent Road corridor is part of major regeneration project in the Borough and over the next few years 1000's of residential dwellings will be built along its length, as well as new commercial and other types of premises.

Figure 1: View looking south east across Old Kent Road

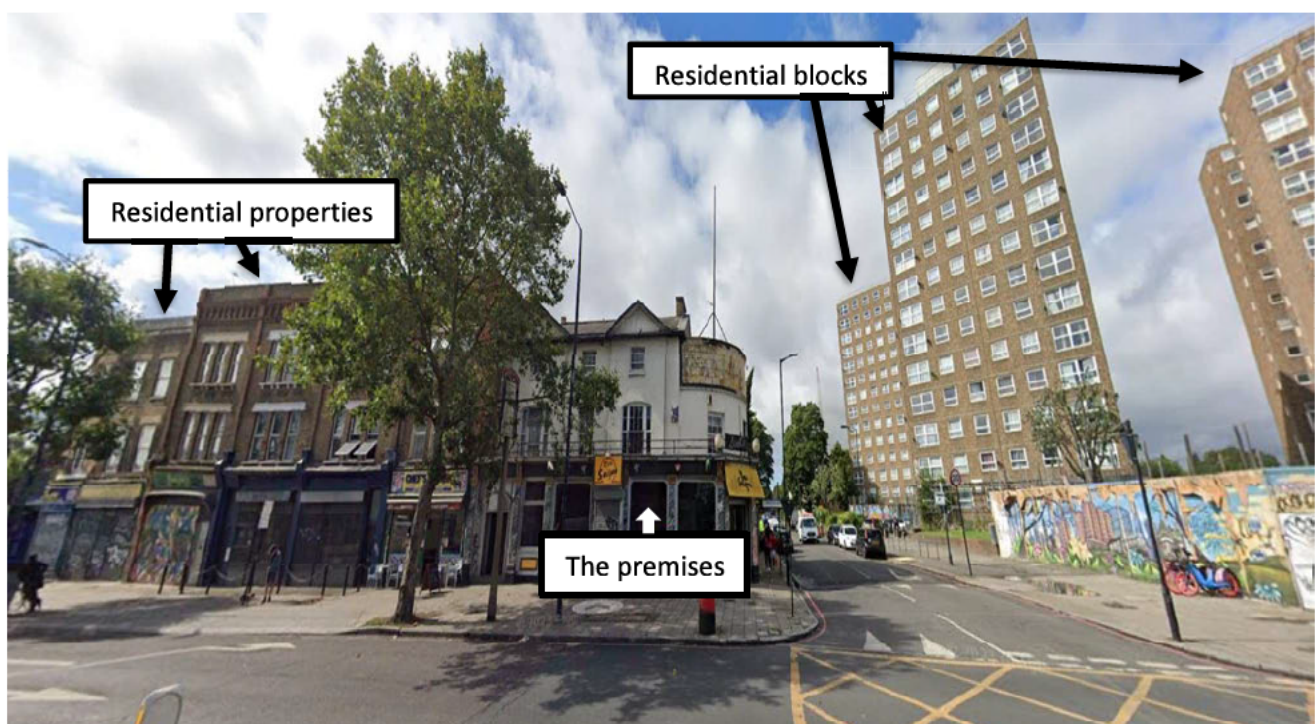


Figure 2: View from directly outside the premises on Old Kent Road looking due north across Old Kent Road. Commercial premises are shown at ground floor level with residential dwelling at 1st floor level and above



Figure 3: View looking south east down Old Kent Road showing residential dwellings at 1st floor level and above both adjacent to the premises and opposite the premises



Figure 4: View looking south west down commercial road showing residential blocks in close proximity to the premises

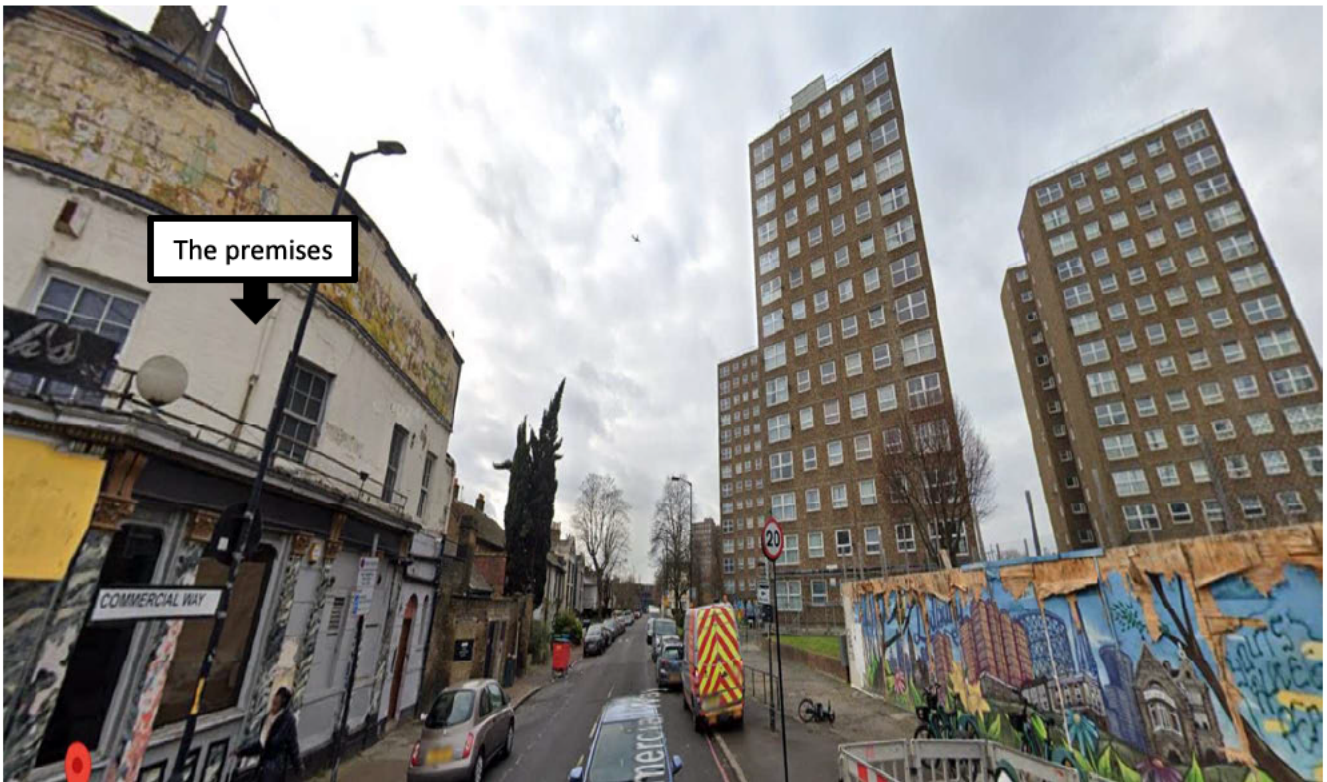


Figure 5: View looking south east across Commercial Way showing residential dwellings directly to the rear of the premises



A map showing the location of the premises and the local area is attached as appendix 1.

3. The Statement Of Licensing Police (SoLP)

According to section 7 of this council's statement of licensing policy 2021 – 2026 (the SoLP), the premises fall within a residential area.

A copy of the SoLP is available via:

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

The following closing times are recommended in our SoLP in respect of various types of licensed premises located in residential areas as stated -

Restaurants and cafes:

23:00 daily

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

23:00 daily

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

23:00 daily

Night clubs (with 'sui generis' planning classification)

Not considered suitable for residential areas

4. The prior premises licence

The premises previously operated as a Vietnamese bar / restaurant called New Saigon under different ownership.

A Justices On licence and special hours certificate, issued under prior licensing legislation known as The Licensing Act 1964, allowing the sale of alcohol at the premises and provision of late night entertainment at the premises had previously been in place in respect of the premises since at least 1998.

The Justices On Licence and special hours certificate were converted into a premises licence under 'grandfather rights' in 2005 under the current Licensing Act 2003. The prior premises licence number was 6427.

The prior premises licence was held by Thi Bich Nhung Nguyen and Phuong Le.

The licence was surrendered on 18 December 2023 and was not reinstated within the 28-day 'qualifying period' and so is permanently surrendered and cannot be reinstated now.

The prior premises licence allowed for the provision of licensable activities as follows:

Films, live music, recorded music, performances of dance, anything similar to live music, recorded music and performances of dance (all indoors) –

- **Sunday - Thursday:** 09:00 – 01:00
- **Friday & Saturday:** 09:00 – 03:00

Late night refreshment -

- **Sunday - Thursday:** 23:00 – 01:30
- **Friday & Saturday:** 23:00 – 02:30

The sale of alcohol to be consumed on and off the premises -

- **Sunday - Thursday:** 09:00 – 01:00
- **Friday & Saturday:** 09:00 – 02:00

There were no specified closing times on the prior premises licence

5. Our objection

Our objection relates to the promotion of all of the licensing objectives.

5.1 Operating hours

We say that the late night / early morning sale of alcohol is likely to have a negative effect on the promotion the crime and disorder and the prevention of public nuisance licensing objectives. Late night venues also pose more of a risk regarding public safety and the prevention of children from harm.

We do not think it is appropriate to allow premises to sell alcohol later than 23:00 hours in an area with so many residential properties (often housing families and many people of working age) in close proximity. We say that granting extended operating hours is likely to have a detrimental effect on the quality of life and amenity of local residents.

Late operating hours can also have a negative effect on local residents and other people travelling through the local vicinity late at night.

Premises selling alcohol often become hubs for crime and disorder, anti-social behavior and nuisance. Confrontations can often arise between customers who are intoxicated.

The operational hours suggested in the SoLP exist to protect residents in the borough.

The operational hours suggested in the SoLP were ratified by councilors at full licensing committee and we suggest that the licensing sub-committee adheres to this council's own policies, which we say have been applied for good reason.

We further add that full council assembly approved the current version of the SoLP, and have maintained the suggested operating hours four times in a row. This shows that there is still a need for the recommended hours to be given **considerable** weight in the determination of premises licence applications.

We do note that the premises previously operated with similar operating hours to those sought in this application, however those hours were originally granted under prior, now repealed legislation.

The Justices On Licence and special hours certificate previously held regarding the premises were converted into a premises licence under 'grandfather rights' in 2005. At this time, our SoLP did not specify recommended closing times in respect of licensed premises, and even if it did, because the hours were granted under grandfather rights any recommended closing times couldn't have been imposed.

We therefore say operating hours regarding the prior premises licence issued in respect of the premises are not given any weight in the licensing sub-committee's determination of this application and remind the licensing sub-committee that ***this is a new application that must be judged on its own merits.***

We further say that the licensing sub-committee should be *the gatekeeper of the Statement of Licensing Policy* that was, in part, ratified by councillors who form part of this very licensing sub-committee itself.

We therefore recommend that regulated entertainment cease and the off sale of alcohol, and the premises close, at 23:00 daily and that the sale of alcohol to be consumed on the premises ceases at 22:30 (which would allow for 30 minutes 'drinking up' time).

5.2 Conditions

In part 'M' of the application, the applicant has proposed various measures to address the licensing objectives. We welcome these measures, but do not feel that they sufficiently address the licensing objectives and say that further conditions are required.

Further to the above, we contend that the conditions proposed need clarification to ensure that they are precise, practicable, enforceable and unambiguous.

Paragraph 1.16 (Licence conditions – general principles) of the Guidance to the Licensing Act 2003 issued by the Secretary of State under section 182 of the Licensing Act 2003 states that conditions –

- “*must be precise and enforceable;*”
- “*must be unambiguous and clear in what they intend to achieve;*”

We therefore recommend that the following conditions be included in any premises licence issued subsequent to this application, and replace the measures proposed in part 'M' of the application ***in their entirety.***

A. General – all four licensing objectives:

1. 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 and the signature of the trainer shall be included.
2. That a written record of all staff authorised to sell alcohol at the premises shall be kept at the premises and will be made available to responsible authority officers

immediately on request. The authorisation record shall include the name and address of the premises, the name of the licensee, the name of the DPS and the names of all staff authorised to sell alcohol at the premises.

B. The prevention of crime and disorder:

3. 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.
4. That all CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers on request.
5. 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.
6. That clearly legible signage (written in both English and Spanish) shall be prominently displayed where it can easily be seen and read by customers advising to the effect that CCTV is in operation at the premises. The signage shall be kept free from obstructions at all times.
7. That clearly legible signage shall be prominently displayed where it can easily be seen and read by customers in the toilets advising to the effect that the taking of illegal drugs will not be tolerated at the premises. These notices shall be kept free from obstructions at all times.
8. That an incident log shall be kept at the premises to record details of any of the following occurrences at the premises:
 - Instances of anti-social or disorderly behaviour
 - Calls to the police or other emergency services
 - Any complaints received
 - Ejections of people from the premises
 - Visits to the premises by the local authority or emergency services
 - Any malfunction in respect of the CCTV system
 - All crimes reported by customers, or observed by staff
 - Any other relevant incidents

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. Details of incidents shall be recorded contemporaneously. 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. That any 3rd parties / members of the public using the premises for a promoted or private event must complete a venue hire agreement with the premises licence holder. The venue hire agreement shall include the full name and address of the hirer, copy of valid photo identification of the hirer (kept on file in accordance with data protection requirements), the hirer's signature and the date that the venue hire agreement has been signed. The venue hire agreement shall include all of the licensee's terms of hire. Such agreements shall be kept on file for 6 months from the date of the event and be made immediately available to responsible authority officers on request.
10. That the requirement for the deployment of SIA registered door supervisors at the premises shall be risk assessed on an ongoing basis. We would expect that risk assessments would be undertaken regarding any 'special events' at the premises such as parties, receptions, wakes, discos, major sporting events or any events where a large number of customers are expected at the premises. Copies of any such risk assessments shall be kept at the premises and provided to responsible authority officers immediately on request.
11. When SIA registered door supervisors are deployed at the premises, the door supervisors 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 until all patrons have vacated the premises and until at least 30 minutes after the premises close. The door supervisors shall be easily identifiable.
12. That all drinks shall be sold in cans or plastic bottles, or will be decanted into recyclable polycarbonate (or a similar material), or cardboard drinking receptacles. Glass drinking receptacles will not be used at the premises at any time.

C. Public Safety

13. That spirits (alcohol within an alcohol by volume (ABV) of 15% or more) shall not be sold by the bottle at the premises. Spirits shall only be sold in standard measures or multiples thereof.
14. That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is **X** people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time.

<< The applicant is to provide the accommodation limit – **WM** >>

15. That clearly legible signage shall be displayed where it can easily be seen and read by customers and staff identifying all emergency escape routes and emergency exits at the premises. Such signage shall be kept free from obstructions at all times.
16. That all emergency exits, emergency escape routes and entry / exit doors at the premises shall be kept free from obstructions at all times that the premises are in use.
17. That broken or waste glass / earthenware shall be cleared away as soon as possible on a continuous basis whilst the premises are in use to minimise risk of injury. Relevant 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, shall be recorded in the staff training logs at the premises.

18. That appropriate first aid equipment / materials shall be kept at the premises in a dedicated first aid box / boxes. The first aid box(es) shall be kept easily accessible and unobstructed at all times. All staff shall be made aware of where the first aid boxes are located.
19. That an accident book / recording system shall be maintained at the premises and be available and in use at all times that the premises are in operation. The accident book / recording system shall meet all current legislative requirements. Details of any accidents will be recorded in the accident book / recording system contemporaneously. The accident book / recording system shall be made immediately available to responsible authority officers on request. Relevant 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, shall be recorded in the staff training logs at the premises.
20. That 'Ask for Angela' posters (or posters relating to whatever similar scheme may be recommended 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(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.

D. The prevention of public nuisance

21. 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.
22. That customers shall not be permitted to enter or leave the premises with open or sealed drinks containers of any kind.
23. 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.

24. That any litter caused by the operation of the premises shall be cleared away from the immediate vicinity of the premises periodically throughout operating hours, and at the end of trade, on each day that the premises are in operation. Relevant 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, shall be recorded in the staff training logs at the premises.
25. That suitable external containers for customer's cigarette butts shall be provided at all times that the premises are in use. Such containers shall be emptied regularly to ensure that they can be used at all times that the premises are in use, and so that they do not overflow and cause cigarette butt litter in the vicinity.
26. That external doors at the premises shall be kept closed except for immediate, and emergency, access and egress to and from the premises when regulated entertainment is taking place.
27. That any openable windows at the premises shall be kept closed at all times that licensable activities are taking place at the premises when regulated entertainment is taking place.
28. 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.
29. That clearly legible signage (written in both English and Spanish) 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.
30. That external waste handling, collections of goods from the premises, deliveries of goods to the premises and the cleaning of external areas shall only occur between the 07:00 hours and 22:00 hours.
31. That clearly legible signage stating a dedicated contact telephone number for the premises shall be prominently displayed where it can easily be seen and 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. If the telephone number relates to a mobile phone, then the duty manager / supervisor on duty shall have the mobile phone on their person at all times. Such signage shall be kept free from obstructions at all times.
32. That, if and when required, staff 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. All relevant 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, shall be recorded in the staff training logs at the premises.
33. That any external areas of the premises will be closed to customers between 22:00 hours and 10:00 hours the following day except for up to a maximum of 10 people at

any one time using the external areas after 22:00 hours to smoke only. All outdoor furniture must be packed away or rendered unusable by 22:15 hours each day.

34. That any advertising, marketing or media relating to the premises (including websites and social media) will advise customers that there is no readily available parking in the vicinity of the premises, shall list public transport options available in the vicinity and shall advise customers to refrain from driving to the premises.

E. The protection of children from harm:

35. That no person under 16 years old shall be permitted on the premises unless they are accompanied by an adult.

36. That a child protection / vulnerable persons policy will be devised and maintained at the premises. A copy of the child protection / vulnerable persons policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. All staff shall be trained in the implementation of the latest version of the child protection policy and 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.

37. That a challenge 25 scheme shall be maintained requiring that staff selling or delivering 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.

38. 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 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 and shall be made immediately available for inspection at the premises to responsible authority officers on request.

39. 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.

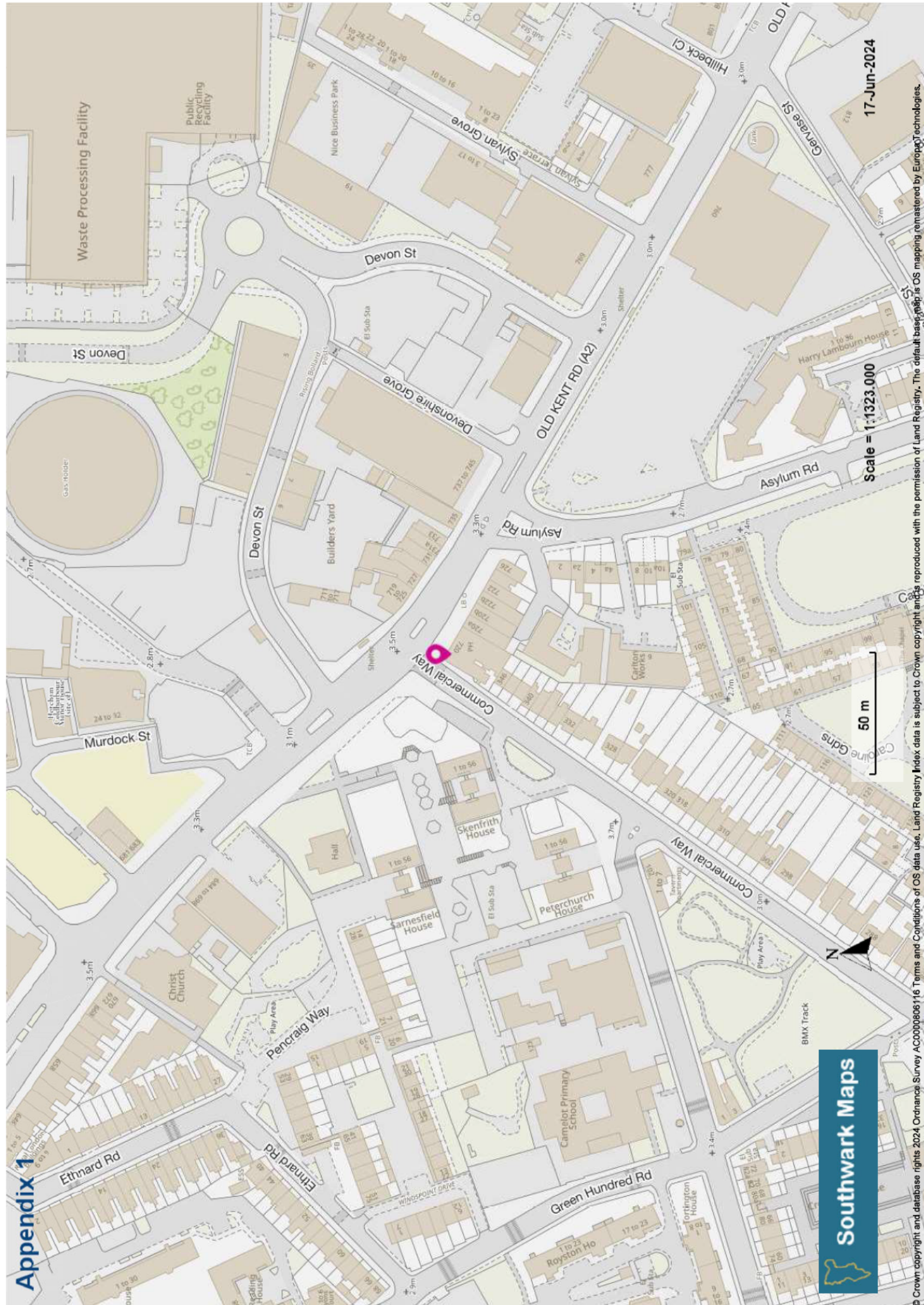
40. That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be clearly and legibly marked on the front cover as a register of refused alcohol sales, with the address of the premises and the name of the licence holder. The register shall be used 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 responsible authority officers on request.

41. That no deliveries from the premises of alcohol shall be permitted.

We welcome discussion regarding any of the above, however should the applicant agree to the all of the above amendments then we will withdraw this application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer



Tear, Jayne

From: McArthur, Wesley
Sent: 18 June 2024 01:14
To: Regen, Licensing
Cc: Tear, Jayne; [REDACTED]
Subject: RE: Application for a premises licence: Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG (our ref': 882702) - Loc ID: 201404 - Old Kent Road ward
Attachments: Delicias Colombianas (882702) - LRA's rep' - additional information v2.pdf

Dear All,

Further to the representation attached to my prior email, please find attached further evidence in support of the representation.

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

From: McArthur, Wesley
Sent: Monday, June 17, 2024 11:58 PM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: Tear, Jayne <Jayne.Tear@SOUTHWARK.GOV.UK>; [REDACTED]
Subject: Application for a premises licence: Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG (our ref': 882702) - Loc ID: 201404 - Old Kent Road ward

Dear Licensing,

Please find attached a representation and appendix regarding the above application.

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: 18 June 2024
Subject:	Additional evidence in support of a representation		
Act:	The Licensing Act 2003 (the Act)		
Premises:	Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG		
Application number:	882702		
Location ID:	201404	Ward:	Old Kent Road

Further to our representation objecting to the grant of an application for a premises licence, submitted by Sigifredo Ramirez under The Licensing Act 2003 (the Act), in respect of the premises known as Delicias Colombianas, 720-722 Old Kent Road, London, SE15 1NG, we provide the following comments in support of the representation.

1. Visit to the premises by council officers

On 18 May 2024 at 00:50 hours council officers visited the premises and found that the premises were being used for the alleged illegal sale of alcohol and provision of unlicensed licensable entertainment. Further to this, illicit tobacco and alcohol appeared to be on offer for sale at the premises. The illicit tobacco and alcohol was seized by the visiting council officers.

The lead officer at the time of the inspection was Ray Moore. Mr Moore's visit notes, as extracted from this council's records are as follows (verbatim):

- *"00:50hrs, Delicias Colombianas, 720-722 Old Kent Road, SE11NG. Visited here at the request of the police... this was the Saigon Restaurant and they had relinquished the licence when they left. An application for a new licence was received last week and TS had already put reps in on Thursday 16th May 2024. When entered there were a small number of people in the bar drinking alcohol; there was a person behind the bar and a large dance floor to the rear of the premises. The owner (Director of Delicias Colombianas Ltd - Mt Sigifredo RAMIREZ) was sat at the bar. I spoke with him and did a TS inspection as there was a small quantity of illicit tobacco and alcohol lined up on the bar for sale. The tobacco was 10 packets of what at first I thought was old style Benson and Hedges gold pack but closer inspection showed they were just called "Gold Classics".. although they state on the packs they are made in the EU they are in fact a look like brand from Indonesia. There was also 6.2 litres of spirits that did not carry duty stamps. I seized the tobacco and alcohol under the provisions of our powers under the Consumer Rights Act 2015. I also spoke to Mr RAMIREZ about the fact he should be selling alcohol / music / dance etc etc until the application for a premises licence has been completed. I gave him a notice for all these matters and will be doing a follow up letter. Notes added to the licensing application. Notice to be attached tomorrow. Letter to follow."*

A warning letter regarding the above visit is attached below to these comments as appendix 2.

We say that the alleged illegal operation of the premises, and alleged offer for sale of illicit tobacco and alcohol products at the premises, does not give us confidence that the applicant will be able to operate the premises in accordance with the licence objectives easily.

We further say that granting closing times that exceed those suggested in the SoLP could lead to the operation of the premises causing problems in the locale late into the night and into the early hours of the morning.

By their nature, premises operating late at night and into the early hours of the morning can be difficult to operate compliantly, even for experienced licensees.

Such venues require management and staff who will remain responsible, diligent and work with attention to detail at all times – especially late at night / into the early morning when licensed premises can become extremely challenging to manage.

We say that the above is further evidence that, at this time, the premises should not operate past 23:00 hours *on any day of the week*.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer

Appendix 2



SENT BY EMAIL TO:

[REDACTED]
[REDACTED]
Mr Sigifredo Ramirez
Delicias Colombianas
720 Old Kent Road
London
SE15 1NG

Licensing Unit
Direct Dial – 020 7525 0396
Email: jayne.tear@southwark.gov.uk
Ref: M/882702

20 May 2024

Dear Mr Ramirez,

RE: THE LICENSING ACT 2003 – Delicias Colombianas, 720 Old Kent Road, London, SE15 1NG

I write to inform you that on Saturday 18 May 2024 at 00:50 hours, council officers working on the night time economy team visited your premises and have reported to the Licensing Department the following matters of concern:

1) *That the premises were providing the following licensable activities without a licence having first been obtained:*

- The sale of and supply of alcohol
- The provision of regulated entertainment.

This potentially constitutes a contravention of under the Licensing Act 2003 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.

You should also understand that where other Services have interest in the matters noted we will be notifying them of this recent visit. You may receive follow-up visits from them.

Information and online applications can be found using the following link:
<https://www.southwark.gov.uk/business/licences/business-premises-licensing>

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 sincerely,

Jayne Tear

Jayne Tear
Principal Licensing Officer
jayne.tear@southwark.gov.uk