

APPENDIX B

From: Jerrom, Charlie <Charlie.Jerrom@southwark.gov.uk>

Sent: Monday, July 29, 2024 12:12 PM

To: [REDACTED]

Cc: Moore, Ray <Ray.Moore@southwark.gov.uk>; Forrest, Yemisi

<Yemisi.Forrest@Southwark.gov.uk>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>;

Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>

Subject: New Premises Licence, The Arzner, 10 Bermondsey Square, London, SE15 3UN Ref: 883198

Trading Standards as a responsible authority are in receipt of a new premises license application from The Arzner, 10 Bermondsey Square, London, SE15 3UN. 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:-

“Cinema and bar.”

The opening hours are to be:-

Sunday to Wednesday 10:00 – 23:00

Thursday to Saturday 10:00 – 00:00

The hours for alcohol sales are to be (on/off the premises)

Sunday to Wednesday 10:00 – 23:00

Thursday to Saturday 10:00 – 00:00

Late Night Refreshment (Indoors)

Thursday to Saturday 23:00 – 00:00

Performance of dance/Recorded Music/Live Music/Films/Plays (Indoors)

Sunday to Wednesday 10:00 – 23:00

Thursday to Saturday 10:00 – 00:00

The application has very little about the protection of children from harm and how the business would prevent alcohol from getting into the hands of minors. Trading Standards would like to see further conditions around these matters.

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
T: 020 7525 7529
W: southwark.gov.uk

From: Jerrom, Charlie <Charlie.Jerrom@southwark.gov.uk>
Sent: Monday, July 29, 2024 12:37 PM
To: The Rising SE1 Finance <[REDACTED]>
Cc: Moore, Ray <Ray.Moore@southwark.gov.uk>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>; Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>
Subject: RE: New Premises Licence, The Arzner, 10 Bermondsey Square, London, SE15 3UN Ref: 883198

Thank you for your email, Trading Standards as a responsible authority now withdraw their representations on the basis of the email below.

Regards

Charlie Jerrom
Enforcement Officer
Trading Standards
T: 020 7525 7529
W: southwark.gov.uk

From: The Rising SE1 Finance <finance@therisingse1.com>
Sent: Monday, July 29, 2024 12:28 PM
To: Jerrom, Charlie <Charlie.Jerrom@southwark.gov.uk>
Cc: Moore, Ray <Ray.Moore@southwark.gov.uk>; Forrest, Yemisi <Yemisi.Forrest@Southwark.gov.uk>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>; Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>
Subject: Re: New Premises Licence, The Arzner, 10 Bermondsey Square, London, SE15 3UN Ref: 883198

Thanks Charlie. We confirm we are happy with these conditions and apologize for not adding this detail on the application. Thanks

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: 20 August 2024
Subject:	Representation		
Act:	The Licensing Act 2003 (the Act)		
Premises:	The Arzner, 10 Bermondsey Square, London, SE1 3UN		
Application number:	883579		
Location ID:	201704	Ward:	London Bridge & West Bermondsey

We object to the grant of an application for a premises licence, submitted by Revolting on Screen Ltd. under The Licensing Act 2003 (the Act), in respect of the premises known as The Arzner, 10 Bermondsey Square, London, SE1 3UN.

1. The application

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

Plays music, films, live music, recorded music and performances of dance (all indoors) –

- **Sunday - Wednesday: 10:00 – 23:00**
- **Thursday - Saturday: 10:00 – 00:00 (midnight)**

Late night refreshment (indoors) –

- **Thursday - Saturday: 23:00 – 00:00**

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

- **Sunday - Wednesday: 10:00 – 23:00**
- **Thursday - Saturday: 10:00 – 00:00**

The proposed opening hours of the premises are –

- **Sunday - Wednesday: 10:00 – 23:00**
- **Thursday - Saturday: 10:00 – 00:00**

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

- *“Cinema and bar.”*

2. 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 Borough and Bankside Strategic Cultural 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 Borough and Bankside Strategic Cultural Area as stated -

Cinemas and Theatres

02:00 daily

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

Sunday – Thursday: 23:00
Friday & Saturday: 00:00

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

Sunday – Thursday: 00:00
Friday & Saturday: 01:00

3. The prior premises licence

A premises licence was previously held regarding the premises allowing for similar operating hours and licensable activities as follows:

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

- **Monday - Wednesday: 10:00 – 23:00**
- **Thursday - Sunday: 10:00 – 00:00**

Late night refreshment (indoors) –

- **Thursday - Sunday: 23:00 – 00:00**

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

- **Monday - Wednesday: 10:00 – 23:00**
- **Thursday - Sunday: 10:00 – 00:00**

The proposed opening hours of the premises are –

- **Sunday - Wednesday: 10:00 – 23:00**
- **Thursday & Friday: 10:00 – 00:00**
- **Saturday and Sunday: 00:00 – 00:00 (24 hour opening)**

The premises previously operated as a cinema and bar.

The previous premises licence was premises licence number 873082 and was held by Kino Bermondsey Ltd

As noted above, the operating hours permitted under premises licence number 873082 exceed those sought in this application.

Kino Bermondsey Ltd went into liquidation 15 February 2023. Premises licence number 873082 was not transferred to another party within the 28-day 'qualifying period'. This meant

that the premises licence became permanently lapsed and could not be transferred to the applicant at the time this application was submitted.

4. Our objection

We do not object to the application *in principal*, however, in part 'M' of the application, the applicant has proposed various measures to address the licensing objectives and whilst we welcome these measures, we do not feel that they sufficiently address the licensing objectives and we 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 any ‘off sales’ of alcohol shall be provided in sealed containers to be taken away from the premises.
3. That, to discourage ‘street drinking’ in the locale by customers of the premises, clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises, in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.

B. The prevention of crime and disorder:

4. 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.

5. That all CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to authorised officers on request.
6. That a member of staff 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 authorised officers shall be on duty at all times that the premises are in use.
7. That clearly legible signage 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.
8. 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.
9. 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 seizures of drugs or weapons
 - 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.

10. That any 3rd parties / members of the public using the premises for a promoted or private event must complete a venue hire agreement as written and supplied by 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.
11. 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.

12. That 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.

C. Public Safety

13. 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 >>

14. That illuminated emergency escape route and emergency exit signage ('emergency lighting') shall be installed at the premises, be maintained in full working order, be operational at all times that the premises are in use and shall be maintained free from obstruction at all times.
15. 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.
16. 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.
17. 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.
18. 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

19. That a sound limiting device (or similar equipment) shall be installed at the premises, be maintained in full working order and be in use at all times that the premises are in operation under this licence. All amplification equipment, entertainment devices and amplified instruments shall be routed through the sound limiting device (or similar equipment) which shall be calibrated so that the sound level of amplified sound at the premises does not cause a statutory or public nuisance. Only the licensee, premises manager, sound engineering staff, or other person(s) nominated in writing by the licensee, shall have access to the sound limiting device (or similar equipment) and shall be able to demonstrate that it is in use at the immediate request of responsible authority officers.
20. That a log with details of the calibration of any sound limiting device (or similar equipment), including who calibrated the device, what time it was calibrated, any internal and external sound level measurements taken, whether external measurements were taken with the premises' windows and doors open, and any other relevant technical details shall be kept at the premises and be signed off by the person who calibrated the device. The log shall be made immediately available to authorized officers on request.
21. That only the licensee, premises' manager, sound engineering staff, or other person(s) nominated in writing by the licensee, shall have access to any amplification equipment and the sound limiting device (or similar equipment) at the premises, and only such staff shall be permitted to change any control settings on said equipment.
22. That a log of persons permitted access to the amplification equipment and the sound limiting device (or similar equipment) at the premises shall be kept at the premises and provided to authorised officers on request.
23. 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:
 - Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
 - Details of public transport in the vicinity and how customers will be advised in respect of it.
 - Details of the management of taxis to and from the premises.
 - Details of the management of any 'winding down' period at the premises.
 - Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
 - Details of any cloakroom facility at the premises and how it is managed.
 - Details of road safety in respect of customers leaving the premises.
 - Details of the management of ejections from the premises.
 - Details as to how any physical altercations at the premises are to be managed

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.

24. That any advertising, marketing or media relating to the premises (including websites) 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.
25. That the management shall assign a designated pick-up spot / 'pick up pin' with all current online taxi hailing services (e.g. Uber, Bolt etc.).
26. That clearly legible signage 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.
27. 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.
28. That external waste handling (including recyclable materials and waste glass / bottles), collections of goods from the premises and deliveries of goods to the premises shall only occur between the 07:00 hours and 20:00 hours.
29. 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 22:00 hours each day.
30. 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.

E. The protection of children from harm:

31. That no person under 18 years old shall be permitted on the premises unless they are accompanied by an adult.
32. 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.
33. 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 authorised officers on request.

34. 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 and points of sale. The signage shall be kept free from obstructions at all times.

35. That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be used to record details of all refused sales of alcohol. If the refusals register is a paper document then it 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 made immediately available for inspection at the premises to authorised officers on request.

36. 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 conditions then we will withdraw this application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer

From: McArthur, Wesley
Sent: Wednesday, August 21, 2024 10:10 AM
To: The Rising SE1 Finance <finance@therisingse1.com>
Cc: Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: RE: Application for a premises licence: Premises: The Arzner, 10 Bermondsey Square, London, SE1 3UN (our ref: 883579) - Loc ID: 201704 - London Bridge & West Bermondsey Ward

Dear All,

My representation is withdrawn.

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: The Rising SE1 Finance <finance@therisingse1.com>
Sent: Wednesday, August 21, 2024 9:31 AM
To: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>
Cc: Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Re: Application for a premises licence: Premises: The Arzner, 10 Bermondsey Square, London, SE1 3UN (our ref: 883579) - Loc ID: 201704 - London Bridge & West Bermondsey Ward

Thank you for clarification. We accept these terms as outlined. Kind regards Simon

On Wednesday 21 August 2024, McArthur, Wesley <Wesley.McArthur@southwark.gov.uk> wrote:
Hi Simon,

For clarity, at the end of my prior email I was referring to on sales times, not off sales times.

We suggest that on sales finish 30 minutes prior to closing time on each day to allow for 'drinking up' time.

This means that customers can finish their drinks comfortably, not having to rush their last drinks. It also reduces the chance of customers becoming rapidly intoxicated as they attempt to finish whatever drinks they have left just prior to leaving the premises and traversing through the local area.

In addition to the above, allowing for drinking up time also reduces the possibility of confrontations between customers and staff (for example, if a customer bought a drink / drinks a few minutes to closing time, and insists on staying at the premises (possibly past your permitted hours) to finish the drink / drinks).

You cannot extend the hours that you have applied for, as the public consultation was undertaken on the basis of these hours.

If you did wish to extend the hours applied for, the consultation would have to be started again, and you would need to advertise a new public notice and also display a new public notice – however, as the consultation period has elapsed, this may not be possible. You will need to confirm this with the application case officer, David Franklin (copied in).

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: The Rising SE1 Finance <finance@therisingse1.com>

Sent: Tuesday, August 20, 2024 6:42 PM

To: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>

Cc: Franklin, David <David.Franklin@SOUTHWARK.GOV.UK>; Regen, Licensing <Licensing.Regen@southwark.gov.uk>

Subject: Re: Application for a premises licence: Premises: The Arzner, 10

Bermondsey Square, London, SE1 3UN (our ref: 883579) - Loc ID: 201704 - London Bridge & West Bermondsey Ward

Thanks. We're happy to proceed with the off sales below.

Could we ask for reconsideration on the hours given the previous hours, which have already been reduced in this application.

This would allow for an additional sale post final screening which will allow additional income, an important part of us keeping this much wanted public amenity open. I do know this cinema is much wanted in the area and were absolutely keen to ensure its success and survival, as a team we're keen to ensure the licensing objectives are well taken care of. We have no intention of being a problematic space and don't feel this curtailment of hours achieves the intended objective. I know the cinema is supported by cross party local elected representatives and forms a part of the objectives of providing a diverse cultural offer in the borough, especially given we're focusing on LGBTQ+ film, in a borough that has lost almost all of the LGBTQ+ spaces open to the community.

We appreciate your thoughts.

Kind regards

Simon

On Tuesday 20 August 2024, McArthur, Wesley
<Wesley.McArthur@southwark.gov.uk> wrote:
Hi Simon,

Would the following amendments be acceptable to you (amendments in bold red type)?

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 any 'off sales' of alcohol (drinks purchased at the premises to be taken away / consumed away from the frontage of the premises and Bermondsey Square) shall be provided in sealed containers to be taken away from the premises.
3. That, to discourage 'street drinking' in the locale by customers of the premises, clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises, in local streets beyond Bermondsey Square. Such signage shall be kept free from obstructions at all times.

B. The prevention of crime and disorder:

4. 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.

5. That all CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to authorised officers on request.

6. That a member of staff 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 authorised officers shall be on duty at all times that the premises are in use.

7. That clearly legible signage 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.

8. 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.

9. 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 seizures of drugs or weapons
- 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.

10. That any 3rd parties / members of the public using the premises for a promoted or private event must complete a venue hire agreement as written and supplied by 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.

11. 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.

12. That 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.

C. Public Safety

13. That the maximum number of people permitted on the premises at any one time (the 'accommodation limit') is 150 people (excluding staff). The accommodation limit shall be known by all staff and shall not be exceeded at any time.

14. That illuminated emergency escape route and emergency exit signage ('emergency lighting') shall be installed at the premises, be maintained in full working order, be operational at all times that the premises are in use and shall be maintained free from obstruction at all times.

15. 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.

16. 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.

17. 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.

18. 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

19. That a sound limiting device (or similar equipment) shall be installed at the premises, be maintained in full working order and be in use at all times that the premises are in operation under this licence. All amplification equipment, entertainment devices and amplified instruments shall be routed through the sound limiting device (or similar equipment) which shall be calibrated so that the sound level of amplified sound at the premises does not cause a statutory or public nuisance. Only the licensee, premises manager, sound engineering staff, or other person(s) nominated in writing by the licensee, shall have access to the sound limiting device (or similar equipment) and shall be able to demonstrate that it is in use at the immediate request of responsible authority officers.

20. That a log with details of the calibration of any sound limiting device (or similar equipment), including who calibrated the device, what time it was calibrated, any internal and external sound level measurements taken, whether external measurements were taken with the premises' windows and doors open, and any other relevant technical details shall be kept at the premises and be signed off by the

person who calibrated the device. The log shall be made immediately available to authorized officers on request.

21. That only the licensee, premises' manager, sound engineering staff, or other person(s) nominated in writing by the licensee, shall have access to any amplification equipment and the sound limiting device (or similar equipment) at the premises, and only such staff shall be permitted to change any control settings on said equipment.

22. That a log of persons permitted access to the amplification equipment and the sound limiting device (or similar equipment) at the premises shall be kept at the premises and provided to authorised officers on request.

23. 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:

- Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
- Details of public transport in the vicinity and how customers will be advised in respect of it.
- Details of the management of taxis to and from the premises.
- Details of the management of any 'winding down' period at the premises.
- Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
- Details of any cloakroom facility at the premises and how it is managed.
- Details of road safety in respect of customers leaving the premises.
- Details of the management of ejections from the premises.
- Details as to how any physical altercations at the premises are to be managed

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.

24. That any advertising, marketing or media relating to the premises (including websites) 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.

25. That the management shall assign a designated pick-up spot / 'pick up pin' with all current online taxi hailing services (e.g. Uber, Bolt etc.).

26. That clearly legible signage 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.

27. 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.

28. That external waste handling (including recyclable materials and waste glass / bottles), collections of goods from the premises and deliveries of goods to the premises shall only occur between the 07:00 hours and 20:00 hours.

29. 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 22:00 hours each day.

30. 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.

E. The protection of children from harm:

31. That no person under 18 years old shall be permitted on the premises unless they are accompanied by an adult.

32. 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.

33. 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 authorised officers on request.

34. 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 and points of sale. The signage shall be kept free from obstructions at all times.

35. That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be used to record details of all refused sales of alcohol. If the refusals register is a paper document then it 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 made immediately available for inspection at the premises to authorised officers on request.

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

On sales times:

- Sunday - Wednesday: 10:00 – 22:30
- Thursday - Saturday: 10:00 – 23:30

If the above is acceptable to you please confirm so, thanks.

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: The Rising SE1 Finance <finance@therisingse1.com>

Sent: Tuesday, August 20, 2024 2:58 PM

To: McArthur, Wesley <Wesley.McArthur@southwark.gov.uk>

Subject: Re: Application for a premises licence: Premises: The Arzner, 10
Bermondsey Square, London, SE1 3UN (our ref: 883579) - Loc ID: 201704 - London
Bridge & West Bermondsey Ward

Hi Wesley,

Thanks for your comments. On the whole we welcome your comments and additions, we'd ask for a capacity of 150 in total.

The only area we are concerned by is the closed container provision. We would like to utilise the ability to serve during special events in the square immediately adjacent to our property. As you may be aware there is a council sponsored 'Jazz in the Square' and a small number of specific events annually that we would like to be part of. The closed container only would prevent us from working with the organisers of Jazz in the Square to provide off sales to this immediate area.

Would you consider an off sales license for up to 6pm to address this opportunity whilst reducing harm of any anti-social behaviour from these sorts of events?

Kind regards,

Simon

Finance
The Rising SE1

W: TheRisingSE1.com
E: hello@TheRisingSE1.com
T: 0203 885 0990

On Tue, 20 Aug 2024 at 14:42, McArthur, Wesley
<Wesley.McArthur@southwark.gov.uk> wrote:
Dear Licensing,

Please find attached a representation regarding the above application.

Mercedes - if you would like to discuss the representation then please contact me directly, and keep the case officer (David Franklin) copied in. David is copied into this email.

Please note that if you are able to accept all of my proposed licence conditions then I will withdraw my representation immediately. Please also note that you are under no obligation at all to accept my proposed conditions.

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

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Website: www.southwark.gov.uk

Address: Licensing, Health & Safety, Hub 1, 3rd Floor, 160 Tooley Street, SE1 2QH