

APPENDIX B



POLICE

The Licensing Unit
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London
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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/24/582

Date: 03/06/2024

Dear Sir/Madam

Re:Barrio Latino Arch 183 ,30 Manor Place SE17 3BB

Police are in possession of an application from the above for a New Premises Licence for the supply of alcohol on sales, recorded music, late night refreshment. The operating schedule describes it as a Night Club. The applicant requests terminal hours as follows

Open to the public

Sun-Mon-Thurs-1600hrs-0200hrs

Fri-Sat-1600hrs-0400hrs

Late Night Refreshment

Sun-Mon-Thurs-2300hrs-0130hrs

Fri-Sat-2300hrs-0330hrs

Supply of Alcohol on sales

Sun-Mon-Thurs-2000hrs-0130hrs

Fri-Sat-2000hrs-0330hrs

Recorded music

Sun-Mon-Thurs-2000hrs-0130hrs

Fri-Sat-2000hrs-0330hrs

The venue is located in the Elephant and Castle Major Town Centre as stated in the Southwark Statement of Licensing Policy however the area is populated by residential buildings some less than 30 metres away. The location is clearly not suitable for a Night Club or any other late night opening venue and Police ask the applicant to address this concern. It should be noted that any egress from the venue

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by patrons will have to pass a number of residential buildings and Police feel this will only have a negative impact on residents in the form of ASB and noise nuisance.

The applicant has provided some control measures in the operating schedule however some are either not clear or not easily enforced in their current format and therefore require re- wording. It is also noted that the control measures are a cut and paste from recent applications for venues requesting earlier terminal hours and clearly do not address the associated problems with late night venues and therefore fail to address any of the licensing objectives.

In regards to the control measures offered 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 licence in its entirety as the terminal hours proposed by the applicant would only have a detrimental impact on the local community by means of an increase in crime and disorder, noise nuisance and alcohol related ASB which has been witnessed in residential areas where similar venues such as nightclubs and late night alcohol led venues exist. The Police also have concerns in regards to the applicants attempt to address the licensing objectives whereby it is clear from the generic conditions offered they have not considered the local community or the impact the venue would have on them. The control measures offered do not address the licensing objectives in particular that of prevention of crime and disorder.

Submitted for your consideration.
Yours Sincerely

PC Mark Lynch 2246AS
Southwark Police Licensing Unit
Tel: 0207 232 6756/6639

MEMO: Environmental Protection Team

To Regen.licensing; **Date** 17/07/24

Copies ████████████████████

From Ken Andrews **Telephone** 020 7525 4258 **Fax** 020 7525 5728

Email ken.andrews@southwark.gov.uk

Subject Arch 183, 30 Manor Place SE17 3BB APP A24092 Environmental Protection Responsible Authority (EPRA) representation;

EPRA has conducted a comprehensive review of an application for a new premises licence for the above address and is prepared to make a representation under the prevention of public nuisance licensing objectives.

Introduction EPRA has compiled a report to represent the concerns regarding the new premises licence application for Barrio Latino, located at Arch 183, 30 Manor Place. The premises, which operates similarly to a nightclub, have proposed closing times of 01:30 on Monday, Thursday, and Sunday and 03:30 on Friday and Saturday. The licensable activities include recorded music, late-night refreshments, and the supply of alcohol.

Public Nuisance Concerns The proximity of Barrio Latino to residential properties raises significant concerns about potential public nuisance. The primary issues, which could significantly impact the quality of life in these areas, stem from noise generated by patrons entering and leaving the premises, particularly during the early hours of the morning, and the noise emanating from the premises when doors are opened. Additionally, the possibility of patrons parking close to the venue and residential areas could exacerbate the nuisance.

Previous Complaints The Environment Protection Team (EPT) has received two complaints regarding noise from people associated with the premises. However, officers from the noise and nuisance team did not substantiate these complaints.

Proposed Mitigation Measures by the applicant To address the licensing objectives concerning the prevention of public nuisance, the applicant has proposed several measures:

- Installation of a noise limiter.
- Displaying legible notices reminding patrons to leave the premises quietly.
- Keeping all doors and windows closed to minimize noise escape.
- Managing litter effectively around the premises.
-

Recommendations by the Environment Protection Team Despite the proposed measures, the EPT recommends that the operational times of Barrio Latino be adjusted to match those of similar premises in the area, which is approximately 00:00. Should the committee be inclined to grant the application, the EPT suggests the following amendments:

- The applicant should conduct a noise impact assessment to determine the suitability of the premises for the proposed activities, the appropriate level for the noise limiter, and the impact of noise from patrons.

- Development of a comprehensive people management plan to effectively manage the movement and behaviour of patrons, thereby reducing the potential for public nuisance.

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Conclusion The EPT acknowledges the efforts made by the applicant to mitigate the potential public nuisance issues. However, in the interest of the local residents and the broader community, it is imperative that the operational times be reconsidered. Furthermore, the implementation of additional assessments and plans is crucial to ensure the licensing objectives are upheld.

Ken Andrews - Principal Environmental Health Officer

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

Sent: Friday, May 31, 2024 1:01 PM

To: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: New Premises Licence, Barrio Latino, Railway Arch, 183 Manor Place, London, SE17 3BB Ref: 883168

Trading Standards as a responsible authority are in receipt of a new premises license application from Barrio Latino in respect of premises Railway Arch, 183 Manor Place, London, SE17 3BB. 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:-

“Railway Arch”

The opening hours are to be:-

Sunday to Monday 16:00 to 02:00

Thursday 16:00 to 02:00

Friday to Saturday 16:00 to 04:00

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

Sunday to Monday 20:00 to 01:30

Thursday 20:00 to 01:30

Friday to Saturday 20:00 to 03:30

Recorded Music (Indoors)

Sunday to Monday 20:00 to 01:30

Thursday 20:00 to 01:30

Friday to Saturday 20:00 to 03:30

Late Night Refreshment (Indoors)

Sunday to Monday 23:00 to 01:30

Thursday 23:00 to 01:30

Friday to Saturday 23:00 to 03:30

Under the licensing objectives the application does mention challenge 25 and training records which is very good, it does not however mention 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.

Regards

Charlie Jerrom
Enforcement Officer
Trading Standards

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: 24 August 2024
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Barrio Latino, Railway Arch 184 - 185, 30 Manor Place, Walworth, SE17 3BB	
Application number:	883168	
Location ID:	201109	Ward: North Walworth

We object to the grant of an application for a premises licence, submitted by Barrio Latino Management Limited under The Licensing Act 2003 (the Act), in respect of the premises known as Barrio Latino, Railway Arch 183, 30 Manor Place, Walworth, SE17 3BB.

1. The application

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

Recorded music (indoors) –

- **Sunday & Thursday: 16:00 – 02:30**
- **Friday & Saturday: 16:00 – 03:30**

Anything similar to live music, recorded music and performances of dance music (indoors) –

- **Sunday & Thursday: 16:00 – 23:30**
- **Friday & Saturday: 16:00 – 01:00**

Late night refreshment (indoors) –

- **Sunday & Thursday: 23:30 – 02:30**
- **Friday & Saturday: 23:30 – 03:30**

The sale of alcohol for consumption on the premises –

- **Sunday & Thursday: 16:00 – 02:30**
- **Friday & Saturday: 16:00 – 03:30**

The proposed opening hours of the premises are –

- **Sunday & Thursday: 16:00 – 03:00**
- **Friday & Saturday: 16:00 – 04:00**

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

- “ARCH FOR EVENTS.”

In part 'H' of the operating schedule of the application the premises are also described as a "NIGHT CLUB"

2. The Locale

The premises are located towards the north of Manor Place, not far from the junction of Manor Place and Walworth Road.

Walworth Road is a very busy main thoroughfare and commercial road in the borough. Many bus routes use Walworth Road.

Walworth Road has a high level of traffic both day and night, being part of one of the main routes from the south to the north of the borough. It is a busy area in the daytime, and maintains a high level of pedestrian traffic in the early evening and late at night.

Manor Place itself, however, is a quiet road that has a low level of vehicular traffic in the daytime, and little such traffic at night, and is *not* a busy pedestrian travel route, except for local residents.

Where the premises are located, Manor place houses railway arches used for various commercial uses, warehouses, a police station, a postal sorting office and a vacant prior swimming pool.

The rest of Manor Place is primarily residential with many housing blocks, both old and new.

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 The Elephant and Castle Major Town Centre.

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 -

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

Sunday – Thursday:	23:00
Friday and 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 and Saturday:	01:00

Night clubs (with 'sui generis' planning classification)

Monday – Thursday:	01:00
Friday and Saturday:	03:00

Sunday: 00:00

4. Our objection

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

4.1 Operating hours

We say that the late night / early morning sale of alcohol, provision of entertainment and provision of late night refreshment 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, provide entertainment and late night refreshment later than the closing times suggested in the SoLP in 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, providing entertainment and providing late night refreshment late at night and in the early hours of the morning 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 note that there are numerous other late night licensed premises in the locale and contend that in areas where the number, type and density of premises selling alcohol are high serious problems of nuisance and disorder may arise some distance from those premises. Such problems generally occur as a result of large numbers of drinkers being concentrated in an area. Typically this occurs when customers leave premises at peak times or where there is queuing at fast food outlets or for public transport.

Moreover, large concentrations of people may also increase the incidence of other criminal activities such as drug dealing, pick pocketing and street robbery. Local services such as public transport services, public lavatory provision and street cleaning may not be able to meet the demand posed by such concentrations of drinkers and this can lead to issues such as street fouling, littering, traffic and public nuisance caused by concentrations of people who cannot be dispersed quickly. We therefore suggest that, if the application is granted, the premises are **not** permitted to close later than the hours suggested in the SoLP.

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.

Being generous, we say that if the licensing sub-committee is minded to grant this application, the closing times granted are no later than those suggested in the SoLP for night clubs. We therefore recommend the following operating hours:

Recorded music (indoors) –

- **Thursday:** 16:00 – 01:00
- **Friday & Saturday:** 16:00 – 03:00
- **Sunday:** 16:00 – 00:00

Late night refreshment (indoors) –

- **Thursday:** 16:00 – 01:00
- **Friday & Saturday:** 16:00 – 03:00
- **Sunday:** 16:00 – 00:00

The sale of alcohol for consumption on the premises –

- **Thursday:** 16:00 – 00:30
- **Friday & Saturday:** 16:00 – 02:30
- **Sunday:** 16:00 – 23:30

Opening hours -

- **Thursday:** 16:00 – 01:00
- **Friday & Saturday:** 16:00 – 03:00
- **Sunday:** 16:00 – 00:00

4.2 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 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, 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.
3. That any 'off sales' of alcohol shall be provided in sealed containers to be taken away from the premises.
4. 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:

5. 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.
6. 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.
7. 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.
8. 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.
9. That clearly legible signage (written in both English and Spanish) 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.

10. 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.

11. 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.

12. That a minimum of two (2) SIA registered door supervisors will be employed at the premises at all times after 22:00 hours. They will be employed to control entry and re-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.

13. That when SIA security staff are deployed at the premises they shall be supplied with, and shall use, metal detectors (either metal detection arches or hand held metal detectors) to search all customer entries or re-entries to the premises. Prior to the premises opening the metal detectors shall be checked to ensure that they are in full working order. A log of such checks shall be kept at the premises and shall include the name of the person who undertook the check, the outcome of the check, and the time and date of the check. The log shall be made immediately available to authorised officers on request.

14. That all SIA registered door supervisors and the duty manager working, shall be

supplied with, shall be trained in the use of, and shall use at all times the premises are in operation, 2-way radios ('walkie-talkies') to aid in the safe operation of the premises.

15. That counting devices shall be used by the staff who are controlling customer entry to the premises to keep an accurate count of the number of people at the premises and to ensure that the premises' accommodation limit is never exceeded. Staff using the counting devices should be able to determine the number of people at the premises immediately on the request of authorised officers.

C. Public Safety

16. 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>>

17. 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.
18. 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.
19. 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.
20. 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.
21. 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.
22. 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

23. 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.

24. 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 authorised officers on request.
25. 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.
26. 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.
27. That external doors at the premises shall be kept closed except for immediate, and emergency, access and egress to and from the premises that entertainment is being provided at the premises.
28. That any openable windows at the premises shall be kept closed at all times that entertainment is being provided at the premises.
29. 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.
 - l. 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.

30. 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.
31. 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.).
32. 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.
33. 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.
34. 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.
35. 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.
36. That external waste handling (including recyclable materials and glass / bottles), 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 20:00 hours.
37. 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.
38. 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:

39. That no person under 16 years old shall be permitted on the premises unless they are accompanied by an adult.
40. 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.
41. 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.
42. 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.
43. 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.
44. 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.
45. That no deliveries from the premises of alcohol shall be permitted.

5. Allegations of unlicensed licensable activities and visit to the premises by council officers

In representations submitted by local residents regarding this application it has been alleged that the premises have been used for the provision of unlicensed licensable activities on numerous occasions and that when this occurred significant disturbance was caused in the locale.

Further to the above on Friday 12 June 2024 at 23:15 and on Saturday 13 June 2024 at 02:30 hours council officers visited the premises and found that the premises were being used for

the alleged provision of unlicensed licensable entertainment and sale of alcohol.

A Statement of Witness regarding the above visits is attached as appendix 2.

We say that the alleged illegal operation of 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.

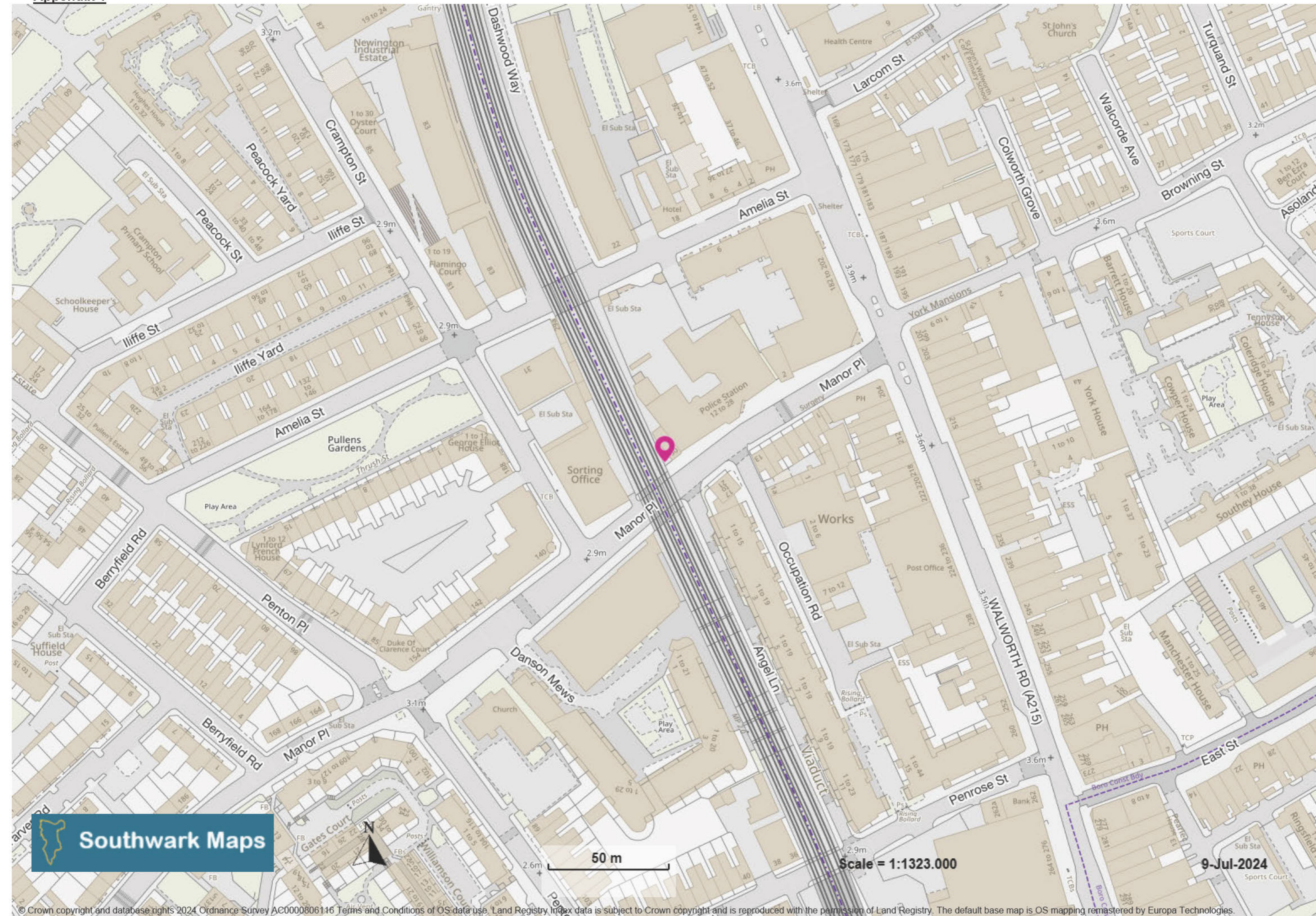
By their nature, premises operating late at night and into the early hours of the morning can be difficult to operate compliantly, even for experienced licensees.

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.

Taking into account all of the above, we are not in a position to be conciliated and recommend that the licensing sub-committee determines this application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer



Appendix 2

STATEMENT OF WITNESS

(Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9)

Statement of (full name): Raymond Henry MOORE

Age of witness (if over 18, write "over 18"): Over 18

This statement (consisting of 2 pages) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

I am employed by the London Borough of Southwark as a Principal Trading Standards Enforcement Officer and as such I am fully authorised for the relevant local authority functions under the provisions of the Licensing Act 2003.

Visits to Barrio Latino on Friday 12th July 2024 and Saturday 13th July 2024

On Friday 12th July 2024 I was undertaking Night Time Economy visits with police officers PC Tim PORTER and PC Maria O'MAHONEY. At about 23:15 hours we went to a premises that has applied for a premises licence but has not yet been granted that licence. The premises was Barrio Latino at Arch 138, 30 Manor Place, London, SE17 3BB. At this time the premises was closed and locked up. However, just as we were leaving a man was walking up to the premises. PC Tim PORTER spoke to him and established that he was the DJ and there was a "private party" later. We returned at 02:30hrs and the place was in full swing as a night club. Anyone could wonder in – there was an SIA on the door [REDACTED]

[REDACTED] Inside there was a dance floor and the bar was open and taking card payments. I spoke to the person in charge, Sergio Esteban Perez De La Cruz, via the SIA as interpreter as Mr De La Cruz speaks only Spanish. I explained that they do

Signed: **(witness)** **Date:**

(To be completed if applicable: being unable to read the above statement I,of, read it to him/her before he/she signed it.

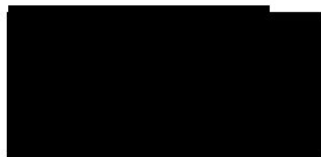
Signed: [REDACTED] **Date: 30th July 2024)** CL4

not yet have a premises licence and that they have used up all their TENS (Temporary Events Notices). He seemed to think that he already had the licence having already applied. The fact that they had run out of TENS would mitigate against this really being the case.

I noted that although Mr De La Cruz is the proposed DPS on the application he is not the owner which is Barrio Latino Management Ltd and he is not a director of that company. He gave a company name Estelle Maya Ltd which is untraceable. I told him that he needed to stop serving customers and that they needed to be gradually dispersed from the premises...which they did although there was clearly some hostility from the customers. I gave Mr De La Cruz a notice about these matters and that the premises should not operate again until such time as a premises licence was in place. I also stated that a letter would follow about these matters.

Visit to premises on Saturday 20th July 2024

I visited the premises again at 01:00hours and 01:50hours on Saturday 20th July 2024. On both occasions the premises was closed and in darkness.



31/07/2024