

Tear, Jayne

From: Jerrom, Charlie
Sent: 17 September 2024 15:15
To: [REDACTED]
Cc: Moore, Ray; Tear, Jayne; Forrest, Yemisi; Regen, Licensing
Subject: New Premises Licence, Cheeks, Railway Arch 3 Almond Road, London, SE16 3LR Ref: 884063
Attachments: Alcohol 2023.pdf; FINAL_c25-poster-eng-a-1_WSTA.pdf; Southwark Refusals Register 2023.pdf; Saying no 2023.pdf; Proof of age cards 2022.pdf; Age verification policy 2022.pdf; Best practice guide 2022.pdf

Trading Standards as a responsible authority are in receipt of a New Premises License Application from Cheeks, Railway Arch 3 Almond Road, London, SE16 3LR. 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:-

“A through arch with access at either end. There is a gated yard at one end. It is situated below multiple trainlines, within a network of arches. The arch is currently empty, the only constructed features are WC and water point at the Almond road entrance. Roller shutters are fitted at both entrances. Both shutters have doors. Our proposed fit out will include widening exit doors at both ends to a minimum 1.1m clear width.”

The opening hours are to be:-

Monday	00:00 - 03:00
Monday	11:00 - 00:00
Tuesday	00:00 - 03:00
Tuesday	11:00 - 00:00
Wednesday	00:00 - 03:00
Wednesday	11:00 - 00:00
Thursday	00:00 - 03:00
Thursday	11:00 - 00:00
Friday	00:00 - 03:00
Friday	11:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

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

Monday	00:00 - 02:30
Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

Late Night Refreshment (Indoors)

Monday	23:00 - 02:30
Tuesday	23:00 - 02:30
Wednesday	23:00 - 02:30
Thursday	23:00 - 02:30
Friday	23:00 - 02:30
Saturday	23:00 - 05:00
Sunday	23:00 - 05:00

Performance of Dance (Indoors)

Monday	00:00 - 02:30
Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

Recorded Music (Indoors)

Monday	00:00 - 02:30
Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

Live Music (Indoors)

Monday	00:00 - 02:30
Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

Films (Indoors)

Monday	00:00 - 02:30
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Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

Plays (Indoors)

Monday	00:00 - 02:30
Monday	12:00 - 00:00
Tuesday	00:00 - 02:30
Tuesday	12:00 - 00:00
Wednesday	00:00 - 02:30
Wednesday	12:00 - 00:00
Thursday	00:00 - 02:30
Thursday	12:00 - 00:00
Friday	00:00 - 02:30
Friday	12:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 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 - 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

4AB - 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.

4AC - 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.

4AI - That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. 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. 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.

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



POLICE REPRESENTATION



The Licensing Unit

Floor 3
160 Tooley Street
London
SE1 2QH

Metropolitan Police Service

Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL

Tel: 020 7232 6756

Email: SouthwarkLicensing@met.police.uk

Date: 09/10/2024

Our Reference: 1178/24

Re: Cheeks – Railway Arch 3 Almond Road, SE16 3LR

Dear Sir/Madam,

Police are in possession of an application from the above for a new premises license. The application describes the premises as “A through arch with access at either end. There is a gated yard at one end. It is situated below multiple trainlines, within a network of arches. The arch is currently empty, the only constructed features are WC and water point at the Almond road entrance. Roller shutters are fitted at both entrances. Both shutters have doors. Our proposed fit out will include widening exit doors at both ends to a minimum 1.1m clear width”. The premises is outside of a cumulative impact area, and the hours requested, far exceeds those recommended by the Southwark statement of licensing policy. The hours requested are below.

Open to the Public

Mon-Fri – 1100hrs – 0300hrs

Sat-Sun - 0000hrs – 0000hrs

Supply of alcohol on sales

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

Late Night Entertainment

Mon-Fri – 2300hrs – 0230hrs

Sat-Sun - 2300hrs – 0500hrs

Regulated Entertainment (Dance)

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

Regulated Entertainment (Live Music)

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

Regulated Entertainment (Plays)

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

Regulated Entertainment (Films)

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

Regulated Entertainment (Recorded Music)

Mon-Fri – 1200hrs – 0230hrs

Sat-Sun - 0000hrs – 0000hrs

The applicant makes an attempt to address the licensing objectives, however, many of the control measures suggested are not enforceable due to the wording used and with such a varied application we would expect to see more robust conditions to address the varying events proposed.

It should be noted that 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.

A further concern in regards to the application is that the hours requested far exceed those recommended within the Southwark Council Statement of Licensing Policy, it would appear the venue wishes to operate without constraint and could operate as 24hour night club. The policy suggests that the closing hours for all permitted premises to be 2300hrs, with no exceptions. As such, it is likely that a late night venue at this location is likely to have a negative impact on the licensing objectives, in particular that of the prevention of crime and disorder. There is evidence from police reports to suggest that late night venues which serve alcohol have a higher likelihood of generating crime, either from the patrons or opportunists who target inebriated individuals from late night venues.

Although not directly stated within the Southwark Council Statement of Licensing Policy, the premises location would be classed as in a residential area and an especially late night venue could have a detrimental effect on the local residents. The increased late night footfall could lead to an increase in alcohol related noise pollution, as well as anti-social behaviour. The applicant has not outlined within their application how they would effectively mitigate these potential problems. The Southwark Council Statement of Licensing Policy also states, '(171) This Authority recognises the increase in the numbers of premises licensed for the sale or supply of alcohol since the introduction of the 2003 Act and, particularly, the increase in the numbers and density of such premises within the night time economy. In such a densely populated borough such as Southwark where there is often little demarcation between residential and commercial areas the potential for late operating venues and businesses to cause alcohol related nuisance and disturbance to local residents is considerable. Therefore, there will be no presumption in favour of lengthening licensing hours. The four licensing objectives should be paramount considerations at all times.'

Police object to the granting of this licence as the control measures offered by the applicant does not effectively address the licensing objectives. Another concern is that the timings requested by the applicant far exceed those recommended within the Southwark Council Statement of Licensing Policy and this is likely to have a negative impact on the licensing objectives, in particular that of prevention of crime and disorder.

Submitted for your consideration.

Yours Sincerely

PC Walter MINKA AGYEMAN 1264AS
Licensing Officer
Southwark Police Licensing
SouthwarkLicensing@met.police.uk

LICENSING REPRESENTATION

Tear, Jayne

From: McArthur, Wesley
Sent: 10 October 2024 19:24
To: Regen, Licensing
Cc: [REDACTED]; Tear, Jayne
Subject: RE: Application for a premises licence: Cheeks, Railway Arch 3, Almond Road, London, SE16 3LR (our ref: L1U 884063) - Loc ID: 198484 - South Bermondsey Ward
Attachments: Cheeks (884063) - LRA's rep' - FINAL.pdf

Dear Licensing,

Please find attached a representation regarding the above application.

Henry – If you want to discuss the representation please contact me. If you contact me by email then please keep the application case officer, Jayne Tear, copied in.

I have copied Jayne into this email.

Regards,

Wesley McArthur

Principal Enforcement Officer - Licensing Unit

London Borough of Southwark

E-mail: wesley.mcarthur@southwark.gov.uk

General: licensing@southwark.gov.uk

Phone: 020 7525 5779

Switchboard: 020 7525 5000

Website: www.southwark.gov.uk

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

To: Licensing Unit	From: Wesley McArthur wesley.mcarthur@southwark.gov.uk 020 7525 5779 (on behalf of the Licensing Unit in its role as a responsible authority)		Date: 07 October 2024
Subject:	Representation		
Act:	The Licensing Act 2003 (the Act)		
Premises:	Cheeks, Railway Arch 3, Almond Road, London, SE16 3LR		
Application number:	884063		
Location ID:	198484	Ward:	South Bermondsey

We object to the grant of an application for a premises licence, submitted by South London Arts Group Ltd under The Licensing Act 2003 (the Act), in respect of the premises known as Cheeks, Railway Arch 3, Almond Road, London, SE16 3LR.

1. The application

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

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

- **Monday – Thursday: 12:00 – 02:30**
- **Friday: 12:00 – 00:00**
- **Saturday & Sunday: 00:00 – 00:00**

Plays, films, live music, recorded music and performances of dance –

- **Monday – Thursday: 12:00 – 02:30**
- **Friday: 12:00 – 00:00**
- **Saturday & Sunday: 00:00 – 00:00**

Late night refreshment (indoors) -

- **Monday – Thursday: 23:00 – 02:30**
- **Friday - Sunday: 23:00 – 05:00**

Opening times:

- **Monday – Friday: 11:00 – 03:00**
- **Saturday & Sunday: 00:00 – 00:00**

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

- *“A through arch with access at either end. There is a gated yard at one end. It is situated below multiple trainlines, within a network of arches. The arch is currently empty, the only constructed features are WC and water point at the Almond road entrance. Roller shutters are fitted at both entrances. Both shutters have doors. Our proposed fit out will include widening exit doors at both ends to a minimum 1.1m clear width.*

Plays may take place in the central performance space. This would be a contained and managed area with a clear demarcation between audience and performers. Access and fire escapes from either end of the performance area. Amplified music/voice/soundtrack designed to be audible only from within the building and performance space. Plays may be prepared and performed here as part of a varied programme of mixed arts events, making use of a flexible performance space.

Film screenings may take place in the central performance space. This would be a contained and managed area with a clear demarcation between audience and screening. Access and fire escapes from either end of the screening area. Amplified music/voice/soundtrack designed to be audible only from within the building and screening space. Films may be prepared and presented here as part of a varied programme of mixed arts events, making use of a flexible performance space.

Live music performances may take place in the central performance space. This would be a contained and managed area with a clear demarcation between audience and performers. Access and fire escapes from either end of the performance area. Amplified music/voice/soundtrack designed to be audible only from within the building and performance space. Live music may be prepared and performed here as part of a varied programme of mixed arts events, making use of a flexible performance space.

Playing of recorded music may take place in the central performance space. This would be a contained and managed area with a clear demarcation between audience and performers. Access and fire escapes from either end of the performance area.

Dance performances may take place in the central performance space. This would be a contained and managed area with a clear demarcation between audience and performers. Access and fire escapes from either end of the performance area. Amplified music/voice/soundtrack designed to be audible only from within the building and performance space. Dance performances may be prepared and performed here as part of a varied programme of mixed arts events, making use of a flexible performance space.

Children are not permitted to attend night events. Where there is a day event, if a classification body is specified in the activity, screening or presentation, admission of children must be restricted in accordance with any recommendation by that body.

Children under the age of 18 should be excluded from the premises when specified activities or performances with adult themes are taking place.

In cases where there is no formal classification a risk assessment will take place between senior staff and any third party to evaluate the themes presented in any activity or performance.

There will be no gambling machines in the premises.”

2. The Locale

The premises are located in arches in a small industrial area. Outside of the industrial area the vicinity is highly residential.

In the daytime the surrounding roads are moderately busy with vehicular and pedestrian traffic, however from the late afternoon onwards the vicinity is generally quite quiet.

Three bus routes service the local vicinity.

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

3. The Statement of Licensing Police (SoLP)

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

A copy of the SoLP is available via:

[Premises licence \(Licensing Act 2003\) - Southwark Council](#)

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

Restaurants and cafes:

- 23:00 daily

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

- 23:00 daily

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

- 23:00 daily

Nightclubs:

- Not considered suitable for residential areas

4. Our objection

Our objection relates to the promotion of all of the licensing objectives and is based on the criteria set out in '4a' and '4b' below.

4a. Operating hours

Our objection relates to all of the licensing objectives.

We say that the provision of licensable activities (including the 24 hour sale of alcohol and the 24 hours provision of regulated entertainment from Friday to Sunday) is likely to have a negative effect on the promotion all of the licensing objectives.

We do not think it is appropriate to allow premises to provide licensable activities so much 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 the operating hours as applied for 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 not just on local residents, but also on people travelling through the local vicinity late at night / in the early hours of the morning.

Premises selling alcohol, and providing entertainment, late at night and in the early hours of the morning often become hubs for crime and disorder, anti-social behavior, nuisance and people with alcohol and drug abuse problems.

Allowing customers to consume alcohol, or be on the premises after having already consumed alcohol, for such extensive hours **every day of the week** will allow for a high level of intoxication and more chance of confrontations between customers, as often happens in late night venues.

Only three bus routes serve the area, with two of them also offering night bus services – however the night bus services are sporadic compared to daytime services. It is not stated in the application what the maximum number of customers permitted on the premises at any one time would be, however dispersal of customers from the wider locale is likely to take a long time in the early hours of the morning on all days of the week. This gives rise to more opportunity that customers leaving the vicinity could cause nuisance to local residents.

The operational hours suggested in the SoLP exist to protect residents, and other people, in the borough.

The operational hours suggested in the SoLP were ratified by councillors 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 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.

Therefore, should the applicant wish to pursue the operating hours stated in the application, or any operating that finish later than 23:00 hours (which we assume they would), we say that the licensing sub-committee must determine the application.

4b – 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 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:
 - a) Instances of anti-social or disorderly behaviour
 - b) Calls to the police or other emergency services
 - c) Any complaints received
 - d) Ejections of people from the premises

- e) Visits to the premises by the local authority or emergency services
- f) Any malfunction in respect of the CCTV system
- g) All crimes reported by customers, or observed by staff
- h) Any seizures of drugs or weapons
- i) 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 door supervisors will be employed as follows:

- a) That a minimum of two (2), SIA registered door supervisors will be employed at the premises at all times after 22:00 hours on any day that the premises will shut at 00:00 (midnight) or after, at any time that the premises are being used for DJ or music led events and at any time when major sporting events are to be shown at the premises.
- b) 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.
- c) The door supervisors shall remain at the premises until all patrons have vacated the premises and until at least 30 minutes after the premises close.
- d) The door supervisors shall be easily identifiable.
- e) 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 responsible authority officers on request.

12. That an entry policy will be devised and maintained at the premises. A copy of the entry policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to authorised officers on request. The entry policy

shall cover (but not necessarily be limited to):

- a) Safe customer entry to the premises,
- b) If / when applicable searching / scanning of attendees,
- c) The barring of customer entry to the premises for any reason,
- d) Restricted items (e.g. weapons / drugs or any other items restricted by the licensee),
- e) Pre-opening safety checks of the premises,
- f) Dealing with overcrowding and / or crowd surges
- g) Dealing with suspect packages

All relevant staff shall be trained in the implementation of the latest version of the entry policy and details of such training shall be recorded in the staff training logs at the premises.

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 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.
15. 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.
16. That all emergency exits, emergency escape routes and entry / exit doors at the premises shall be kept free from obstructions at all times that the premises are in use.
17. That no identified emergency exits shall be kept locked / bolted shut at any time that the premises are in use.
18. That appropriate first aid equipment / materials shall be kept at the premises in a dedicated first aid box / boxes. The first aid box(es) shall be kept easily accessible and unobstructed at all times. All staff shall be made aware of where the first aid boxes are located.
19. That an accident book / recording system shall be maintained at the premises and be available and in use at all times that the premises are in operation. The accident book / recording system shall meet all current legislative requirements. Details of any accidents will be recorded in the accident book / recording system contemporaneously. The accident book / recording system shall be made immediately available to responsible authority officers on request. Relevant staff shall be trained in this, and details of such training including the printed name(s) of the trainee(s), and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.
20. That 'Ask for Angela' posters (or posters relating to whatever similar scheme may be recommended at any time) shall be displayed in the female toilet facilities and kept

free from obstructions at all times. All staff shall be trained in the 'Ask for Angela' scheme (or similar scheme) and shall perform the appropriate course of action in the event of a customer requesting assistance. Details of such training, including the printed name(s) of the trainee(s), and the date(s) that the training was given, shall be recorded in the staff training logs at the premises.

21. That all drinks shall be sold in cans or plastic bottles, or will be decanted into recyclable polycarbonate (or a similar material), or cardboard drinking receptacles. Glass drinking receptacles will not be used at the premises at any time.

D. The prevention of public nuisance

22. 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.
23. 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.
24. 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.
25. 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.
26. 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:
 - a) Details as to how customer / staff egress at the premises shall be managed to minimise causing nuisance.
 - b) Details of public transport in the vicinity and how customers will be advised in respect of it.
 - c) Details of the management of taxis to and from the premises.
 - d) Details of the management of any 'winding down' period at the premises.
 - e) Details of the use of security and stewarding in respect of managing customer dispersal from the premises.
 - f) Details of any cloakroom facility at the premises and how it is managed.
 - g) Details of road safety in respect of customers leaving the premises.
 - h) Details of the management of ejections from the premises.

- i) Details as to how any physical altercations at the premises are to be managed
- j) Details of how refuse / waste in the local vicinity arising through the operation of the premises will be cleared up (e.g. flyer clean up, post event clean up).

All relevant staff employed at the premises shall be trained in the latest version of the dispersal policy. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. 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.

- 27. 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.
- 28. 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.).
- 29. 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.
- 30. 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.
- 31. 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.
- 32. 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.
- 33. That any external areas of the premises will be closed to customers between 23:00 hours and 11:00 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. Any outdoor furniture to the premises' frontage must be packed away, or rendered unusable, by 22:00 hours each day.
- 34. 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 prevention of children from harm

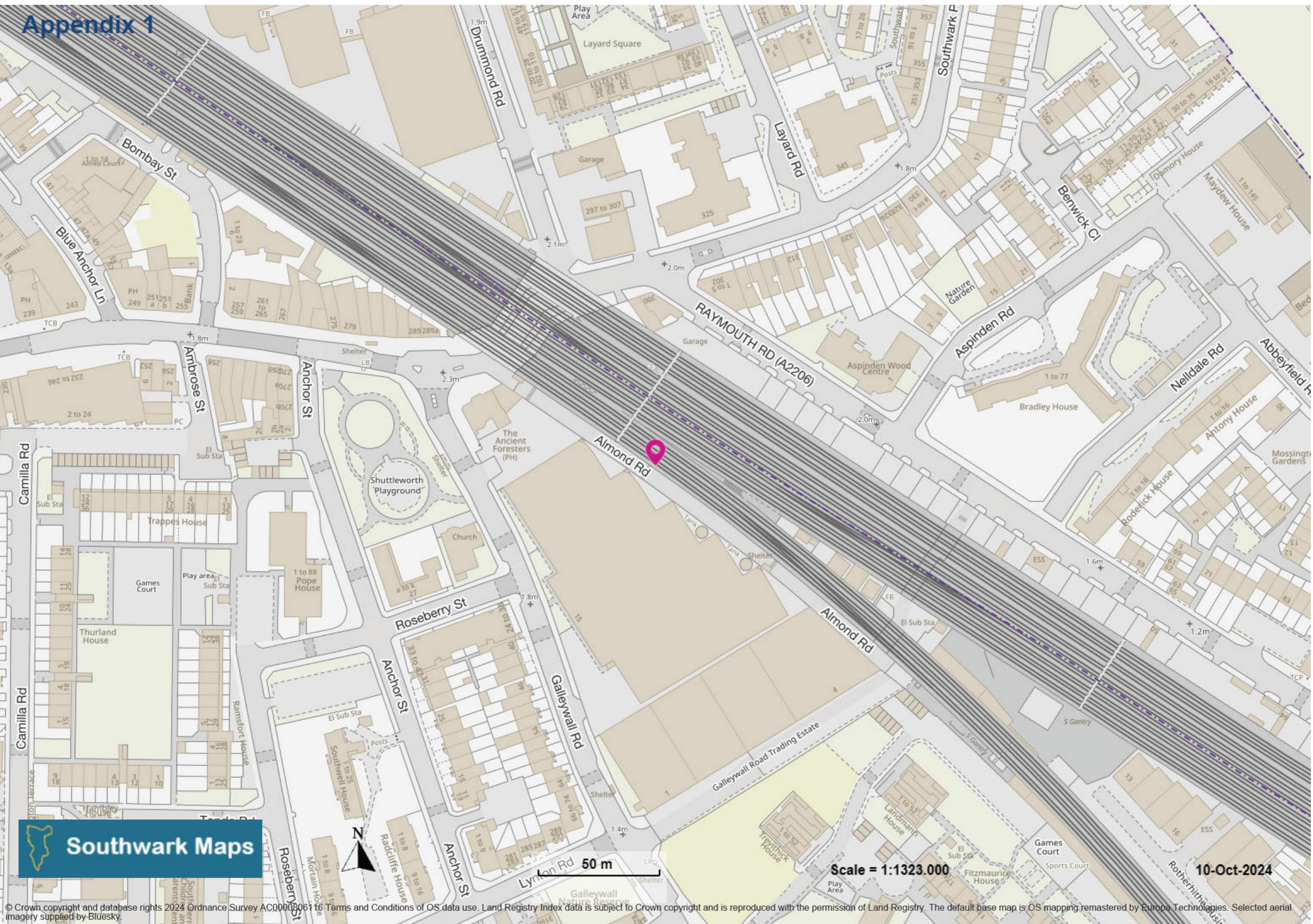
35. That no person under 16 years old shall be permitted on the premises unless they are accompanied by an adult.
36. That a child protection / vulnerable persons policy will be devised and maintained at the premises. A copy of the child protection / vulnerable persons policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to council and / or police officers on request. All staff shall be trained in the implementation of the latest version of the child protection policy and details of such training including the printed name of the trainee and the date of the training, shall be recorded in the staff training logs at the premises.
37. That a challenge 25 scheme shall be maintained requiring that staff selling or delivering alcohol request that any customer who looks under 25 years old, and who is attempting to purchase or take receipt of alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a photo driving licence, passport, UK armed services photo ID card, any Proof of Age Standards Scheme (PASS) accredited card (such as the Proof of Age London (PAL) card) or any age verification card accredited by the Secretary of State.
38. That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales') and the challenge 25 scheme in operation at the premises. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises and shall be made immediately available for inspection at the premises to responsible authority officers on request.
39. That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.
40. That a register of refused sales of alcohol shall be maintained at the premises at all times. The register shall be clearly and legibly marked on the front cover as a register of refused alcohol sales, with the address of the premises and the name of the licence holder. The register shall be used to record details of all refused sales of alcohol. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to responsible authority officers on request.
41. That no deliveries from the premises of alcohol shall be permitted.

Should the applicant wish to discuss the above, we advise them to contact us as soon as possible.

Further information to support this representation may be presented prior to the licensing sub-committee hearing to determine the application.

Yours sincerely,

Wesley McArthur
Principal Enforcement Officer



ENVIRONMENTAL PROTECTION REPRESENTATION

Tear, Jayne

From: Regen, Licensing
Sent: 14 October 2024 11:13
To: Beswick, Claire
Cc: Tear, Jayne; Heron, Andrew
Subject: FW: Representation on New Premises Licence Application - Cheeks, Railway Arch 3, Almond Road, London, SE16 3LR (our ref: L1U 884063 CMUA21940)

From: Earis, Richard <Richard.Earis@southwark.gov.uk>
Sent: Monday, October 14, 2024 11:06 AM
To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Cc: [REDACTED]
Subject: Representation on New Premises Licence Application - Cheeks, Railway Arch 3, Almond Road, London, SE16 3LR (our ref: L1U 884063 CMUA21940)

RE: New Premises Licence Application – Cheeks, Railway Arch, 3 Almond Road, London, SE16 3LR

I have considered the above application on behalf of the Environmental Protection Team (Prevention of Public Nuisance Responsible Authority).

I wish to make representation to the application for the following reasons:

- The proposed operating hours significantly exceed the recommended hours for this area as set out in the Council's Statement of Licensing Policy
- The controls contained within the application are considered insufficient to ensure the Prevention of Public Nuisance Licensing Objective.

The proposed hours of operation are as follows:

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

- **Monday – Thursday: 12:00 – 02:30**
- **Friday: 12:00 – 00:00**
- **Saturday & Sunday: 00:00 – 00:00**

Plays, films, live music, recorded music and performances of dance

- **Monday – Thursday: 12:00 – 02:30**
- **Friday: 12:00 – 00:00**
- **Saturday & Sunday: 00:00 – 00:00**

Late night refreshment (indoors)

- **Monday – Thursday: 23:00 – 02:30**
- **Friday - Sunday: 23:00 – 05:00**

Opening times:

- **Monday – Friday: 11:00 – 03:00**
- **Saturday & Sunday: 00:00 – 00:00**

The immediate area is predominantly commercial/industrial on the western side of the railway arch. However on the eastern side it is mixed commercial and residential with dwellings in close proximity on Southwark Park Road and Raymouth Road.

The nearest dwellings include a care home opposite the rear yard and outside smoking/drinking area (Aspinden Care Home). This care home specifically caters for vulnerable people suffering from alcohol dependency, with complex physical and mental health support needs.

EPT would be prepared to withdraw our objection if:

- Operating hours are cut to match those in the Council's Statement of Licensing Policy
- The proposal for an outside area on Raymouth Road is abandoned and the smoking area is instead located to the western side within the industrial estate

Additionally, the following conditions are attached:

- Amplified music, song or speech shall not be broadcast in external areas at any time.
- Suitably qualified or experienced persons shall be employed at all times whilst licensable activity is being provided, and shall take all reasonable steps to ensure that patrons do not cause a nuisance in the vicinity of the premises.
- A sound limiting device shall be installed, set and maintained, to control maximum levels of amplified sound inside the premises so as to ensure entertainment noise from the premises does not cause a public nuisance in the vicinity of the premises, and in particular is not audible inside any nearby noise sensitive premises.
- All audio and musical equipment used in the premises, permitted under the Licensing Act 2003 or the Live Music Act 2012, shall be played through the installed sound limiting device.
- All speakers for the broadcast of sound within the premises shall be isolated from the structure of the premises by anti-vibration mountings or mats.
- Patrons shall not be permitted to use any external area of the premises after 22:00hrs on any day until 12:00 the following day, apart from for access & egress and for smoking (no more than 5 persons shall be allowed to use the area to smoke at any one time after 22:00) .
- Alcohol for consumption off the premises shall not be sold for immediate consumption in the area around the premises and shall only be supplied in sealed containers
- Suitably qualified or experienced persons shall be employed at all times whilst licensable activity is being provided, and shall take all reasonable steps to ensure that patrons do not cause a nuisance in the vicinity of the premises.

- All external doors and doors to noise lobbies used by patrons to enter the premises shall be kept closed except for access and egress and shall have acoustic seals, brushes and self-closers (in accordance with BS EN 1154) fitted to those doors
- A comprehensive Dispersal Policy shall be produced and implemented at the premises, with all staff trained on the most recent iteration of the policy. A record of staff training on the Dispersal Policy shall be kept at the premises and a copy of the policy and training records be made available to the council or police on request.

Kind Regards,

Richard

Richard Earis
Principal Environmental Protection Officer
Environmental Protection Team

020 7525 0328

Postal address: Southwark Council | Environmental Protection Team | Regulatory Services | 3rd Floor Hub 1 | PO Box 64529 | London | SE1P 5LX.

Office address (By appointment only): Southwark Council | Environmental Protection Team | Regulatory Services | 3rd Floor Hub 1 | 160 Tooley Street | London | SE1 2QH

www.southwark.gov.uk

airTEXT - a free subscription service: daily information on pollution and more, by text, email, voicemail, or mobile phone app; download from: <http://www.airtext.info/>

Southwark Website - information on what you can do to improve air quality.

See: <http://www.southwark.gov.uk/environment/air-quality>

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

NRMM LEZ standards are changing!

From January 2025 standards will be EU Stage IV across Greater London.

Details are on the GLA website: [Non-Road Mobile Machinery \(NRMM\) | London City Hall](#)



BLACK HISTORY MONTH

Southwark
2030
Empowering people.

A time to celebrate outstanding
made by Black people to South
history.

1st October - 31st October

