

APPENDIX D

Licensing Act 2003 Premises Licence



Environmental Health & Trading Standards
Licensing Unit
Hub 2, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

845690

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Frank's Cafe Levels 7 - 10 Peckham Multi-Storey Car Park 95A Rye Lane London SE15 4ST	
Ordnance survey map reference (if applicable), 176425534350	
Post town London	Post code SE15 4ST
Telephone number	

Where the licence is time limited the dates
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Licensable activities authorised by the licence
Plays - Indoors and Outdoors Films - Indoors and Outdoors Live Music - Indoors and Outdoors Sale by retail of alcohol to be consumed on premises

The opening hours of the premises
For any non standard timings see Annex 2
Monday 17:00 - 23:45
Tuesday 11:00 - 23:45
Wednesday 11:00 - 23:45
Thursday 11:00 - 23:45
Friday 11:00 - 23:45
Saturday 11:00 - 23:45
Sunday 11:00 - 23:45

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies
Sale by retail of alcohol to be consumed on premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Plays - Indoors and Outdoors

Tuesday	17:00 - 22:00
Wednesday	17:00 - 22:00
Thursday	17:00 - 22:00
Friday	17:00 - 22:00
Saturday	12:00 - 22:00
Sunday	17:00 - 22:00

Films - Indoors and Outdoors

Tuesday	17:00 - 22:00
Wednesday	17:00 - 22:00
Thursday	17:00 - 22:00
Friday	17:00 - 22:00
Saturday	17:00 - 22:00
Sunday	17:00 - 22:00

Live Music - Indoors and Outdoors

Tuesday	17:00 - 22:00
Wednesday	17:00 - 22:00
Thursday	17:00 - 22:00
Friday	17:00 - 22:00
Saturday	17:00 - 22:00
Sunday	17:00 - 22:00

Sale by retail of alcohol to be consumed on premises

Monday	17:00 - 23:45
Tuesday	11:00 - 23:00
Wednesday	11:00 - 23:00
Thursday	11:00 - 23:00
Friday	11:00 - 23:00
Saturday	11:00 - 23:00
Sunday	11:00 - 23:00

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Franks Cafe Ltd

[REDACTED]

Registered number of holder, for example company number, charity number (where applicable)

07276224

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Peter Frank Boxer

[REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence No [REDACTED]

Authority L.B. Lambeth

Licence Issue date 28/08/2014

H A Matthews

Anti-Social Behaviour, Noise Nuisance &
Licensing Manager
Hub 2, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748

licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

100 No supply of alcohol may be made under the Premises Licence -

- a. At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
- b. At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

101 Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

102 The admission of children to films given under this licence must be restricted in accordance with the recommendations of the British Board of Film Classification or of the licensing authority itself

107 Any individual carrying out security activities at the premises must be.

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

485 (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

(i) the outcome of a race, competition or other event or process; or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

486 The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that person is unable to drink without assistance by reason of a disability).

487 The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

488 (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

(i) Beer or cider: 1/2 pint;

(ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) Still wine in a glass: 125 ml; and

(b) Customers are made aware of the availability of these measures

491 (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(2) In this condition:-

(a) "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule

4AA The premises shall operate the 'Challenge 25' age identification scheme including full staff training and appropriate signage.

4AF No open containers of alcohol or any other drink shall be taken outside of the premises.

137 Potable drinking water must be provided to the venue and be made freely available to customers during opening hours.

171 Access shall be made available for emergency services at all times.

214 No objects or furnishings which would enable easier access/ encourage climbing on to the perimeter wall must be placed in the vicinity of the perimeter wall.

265 The electrical installation shall be mechanically and electrically safe and suitable for the intended use of the premises. The electrical installation must be inspected and tested by a competent persons e.g.

NICEIC registered contractor and a report detailing the inspection should be obtained. All defects noted in the report must be remedied by a competent person in accordance with the Electricity at Work regulations 1989 and to the standards laid down in the current edition of the IEE wiring regulations.

307 A capacity limit of 1200 persons shall not be exceeded at any one time

323 Regular patrols and cleaning of the area immediately outside the premises shall be made.

336 A personal licence holder shall be on site continuously during opening hours and shall also be responsible for overseeing crowd management

340 An SIA Door supervisor with a clicker/counter shall be stationed at the one entrance to the premises from 6pm every night that the premises is open.

341 A clear plan highlighting emergency exits shall be prominently displayed visible from any place in the premises.

342 Emergency exits shall be clearly marked with standard emergency exit signs (staircases and ramps).

343 Emergency numbers shall be displayed for all members of staff behind the counter.

344 Anyone seen attempting to climb the barriers around the premises shall be immediately stopped by a member of staff.

345 The security team shall be fully briefed to closely monitor the crowd and its presence close to the barriers.

346 The designated door supervisor shall stop any client taking anything purchased from the bar outside of the licensed area, where the structural lip is in place.

347 That any music provided at the premises shall be unamplified.

348 A crowd dispersal strategy shall be implemented to assist with patrons leaving the premises in an orderly and safe manner.

349 Volume control for 'background' recorded music shall be stationed behind the bar, and under the sole control of the manager on duty.

350 Musical performances shall take place on the lower levels of 7 and 9. The holes in the structure of the building shall be blocked out temporarily whilst the performance is taking place to reduce the noise escape from the north and east of the premises.

351 The management team for all live music shall sign agreements to uphold all license terms.

352 An enforced rehearsal of all live music shall take place in an afternoon before the performance itself, and a senior member of the events team shall check sound levels from Cerise Road, the location of nearest residents. If these levels are deemed to be unacceptable the performances shall be altered so that the noise levels become acceptable. These rehearsals shall be recorded records of the patrols and all resulting action taken shall be kept on site.

353 A member of the Bold Tendencies events team shall conduct a noise patrol from the top of Cerise Road during the live performances. If they deem the volume is at an unacceptable level for residents they shall contact the management team via radio, who will take appropriate action to reduce the noise level. The noise patrols shall be recorded records of the patrols and all resulting action taken shall be kept on site.

354 An appropriate sloped surface/structure shall be provided to the flat surface of the perimeter wall to the whole of the licensed area in order to discourage and minimise the risk of persons sitting on the surface of the wall and placing objects onto the surface of the wall. The structure must be of appropriate strength and rigidity to withstand potential pressures which may be applied and be appropriately and substantially fixed, and in such a way that it can not be removed or tampered with by members of the public.

355 The sloped structure/barrier shall inspected daily by a competent person and any defects shall be repaired immediately.

356 Dedicated members of staff shall monitor the outside perimeter wall to ensure no one attempts horseplay or to climb onto the wall.

357 Dedicated members of staff shall ensure that empty or unused drink containers and other materials are not allowed to accumulate on or around the perimeter wall.

358 The seating structure shall be constructed and maintained so as to minimise any risk of structural failure or collapse. All demountable temporary structures should be designed and constructed in accordance with the guidance contained in the Institute of Structural engineer's publication 'Temporary Demountable Structures'. The structure shall be inspected by an independent competent person on completion and a certificate obtained to state that the structure has been inspected and is safe and fit for the purpose intended.

359 All portable electrical appliances shall be maintained in a safe condition and suitable for their use. To ensure this they must be inspected and tested by a competent person and appropriate records obtained.

360 All Gas appliances and installations to be used on the premises must be inspected and tested by a competent persons who must be GAS SAFE registered engineer before use.

361 Contingency plans should be put in place in case of severe weather such as heavy rain, high winds etc.

362 All pedestrian traffic routes shall be free from any slip or trip hazards.

- 363** All suspended equipment e.g. roof canopy shall be examined by a competent person to ensure their structural integrity and a record of this inspection made. Adequate controls and fixtures should be in place to prevent the risk of suspended equipment falling.
- 364** All recorded music from the bar shall be played at a background level only.
- 365** Areas shall be suitably monitored to avoid localised overcrowding.
- 366** A counter/ clicker system shall be used by security personnel located at the entrance of the premises to ensure the set accommodation limit is not exceeded.
- 367** All parts of the premises shall be provided with adequate illumination.
- 368** All routes of escape to the outside of the building and all those parts of the premises to which the public have access to shall be provided with adequate and assured illumination from two independent supplies and systems.
- 369** During opening hours all entrances and exits to and from the premises shall be unlocked.
- 370** The area around the waste pipe to Level 10 outside the equipment storage room where there is waste discharging shall be barriered off or otherwise made safe and free from slip/ trip hazards.
- 371** When using the straw seating, the safe capacity limit of the Straw Auditorium shall be a maximum of 115 persons
- 372** When the free standing benches and straw benches are in use the safe capacity limit of the Straw Auditorium shall be a maximum of 118 persons
- 373** The straw auditorium shall be adequately ventilated when in use
- 374** That a safety policy statement is produced within 4-weeks of operating under the premises licence and made available for inspection by authorised officers in the event of an incident or routine inspection.
- 375** That all NIC / EIC document are available for inspection by authorised officers.
- 376** That a list of premises site safety rules should be drawn up and distributed to all members of staff, and made available for inspection by authorised officers.
- 377** That the management creates a clear job functions and responsibility to all members of staff in the event of an emergency.
- 378** That strategy is developed within four-weeks of operating under the new premises licence, to assess how best to manage up to 800 customers leaving the premises over a long and short period without causing a nuisance to local residents in the immediate area.
- 379** That there shall be a ratio of 1 to 100, one SIA member of staff to every hundred customers on the premises (not including) non SIA staff during peak hours.
- 380** That a film screenings will be located on Level 9 only.
- 381** That performance that are known or expected to be loud will have a sound check or in-performance noise patrol. All noise patrols shall be documented and detail who is performing, when (date& time), where the act is positioned (level number), where monitoring is undertaken, and, a record of any remedial actions taken to reduce noise levels if appropriate.

382 That all records regarding sound checks or in-performance monitoring shall be kept until 1 month after the premises closes for the winter and made available for inspection on request.

432 A dedicated telephone number shall be provided for local residents to contact the site manager whilst the premises is in operation

Annex 3 - Conditions attached after a hearing by the licensing authority

Annex 4 - Plans - Attached

Licence No. 845690

Plan No. N/A

Plan Date March 2014