

APPENDIX B

From: Turay, Michael

Sent: Tuesday, April 26, 2016 1:15 PM

To:

Cc: Regen, Licensing; McArthur, Wesley;

Subject: Premises Licence Application-Frank's Cafe, Levels 7 & 8 Peckham Multi-Storey Car Park, 95A Rye Lane, London, SE15 4ST

Dear Peter Frank Boxer,

The Environmental Protection Team (EPT) has reviewed the application for a Premises Licence for the **Supply of Alcohol from 17:00-23:00 hours Tuesday-Friday, 12:00-23:00 Saturday & from 12:00-22:00 hours on Sunday.**

Section 'd' of the operating schedule states that " A crowd dispersal strategy shall be implemented to assist with patrons leaving the premises in an orderly and safe manner" however, the stated crowd control and dispersal plan has not accompanied the premises licence application.

Therefore the EPT temporarily object to the application for a premises licence until the applicant(s) submit the said crowd control and dispersal plan demonstrating that patrons will leave the premises in an orderly and safe manner to prevent public nuisance in the immediate surroundings

Regards

Michael Turay

Principal Environmental Protection Officer

Environmental Protection Team

MEMO: Licensing Unit

To Licensing Unit **Date** 28 April 2015

Copies

From Jayne Tear

Telephone [REDACTED]

Email [REDACTED]

Subject Re: Frank's Café, Level 7 and 8 Peckham Multi Storey Car Park, 95A Rye Lane,
London, SE15 4ST -Application for a premises licence.

I write with regards to the above application for a premises licence submitted by Franks Café Ltd under the licensing act 2003.

The application seeks the follows licensable activities:

- Supply of Alcohol (on the premises) on Tuesday to Friday from 17:00 to 23:00, Saturday from 12:00 to 23:00 and on Sunday from 12:00 to 22:00
- The proposed opening hours will be on Tuesday to Friday from 17:00 to 23:30, Saturday from 11:00 to 23:30 and on Sunday from 11:00 to 22:30

It is stated in the seasonal variations box for the sale of alcohol (J):

'The events schedule will run between the 1 May to the 1 October with roughly 35 events programmed. The bar will only be operational on the specific days that events are programmed. Therefore the bar will only be trading between 1 Mar (need clarification on whether this is meant as May) and the 1 October each year, over roughly 30 days spread throughout the season'.

It is stated in the non standard timings box for the hours the premises is open to the public (L):

'Levels 7 & 8 will only be open when events are running. Currently we are aiming to run 35 events over the season (1 May – 1 October)'.

In the premises description it is written as follows:

'Levels 7 – 10 of the multi story car park in Peckham are home to Bold Tendencies not for profit creative enterprise. Since 2007 we have worked to transform the top floors of the formerly closed town centre car park through an acclaimed summer season and site specific commissioning programme of visual arts, architecture, music, theatre, literature and food & drink. Our work has captured the imagination of almost a million visitors so far and our audiences are broad and divers. We aim to be nimble and responsive to our audiences bolting on and plugging in new spaces and architecture on site, creating immersive experiences and inspiring change. We are proud of the role we have played in the cultural and economic uplift of the area and as a launch pad for many successful careers in the creative industries.

For 2016 we are dedicating the space on level 7 & 8 to live performance. We are focused on delivering a world class programme of classical music and music education and have worked with our resident orchestra Multi Storey on site since 2011. Orchestral performances (to which the application refers to). The second new area of focus for our programme is the promotion of local talent and in particular young artists working in the gospel, jazz and spoken word. This programme will be delivered in our circular auditorium, located on level 8 (to which the application refers to). The auditorium was designed by Practice Architecture and opened in 2009. Seating 150 people this temporary structure has been widely celebrated for its innovative approach to the auditorium brief.

Since opening it has been used for many aspects of our live programme including poetry readings, chamber music concerts, rap music concerts, recitals and talks.

Level 7 & 8 will only be open during event days. It will host classical, non-amplified music in an orchestral performance area with a mixed standing and seating capacity of 150. No events will not happen simultaneously in these locations on level 7 & 8 and a maximum of 800 people will be standing and seated at one time.

Franks café Ltd will be responsible for the sale of alcohol at these events, while Bold Tendencies is applying for a separate premises licence for the same space to allow for all other regulated entertainment'.

My representation is concerned with the prevention of crime and disorder, prevention of public nuisance and public safety licensing objectives as the operating schedule has not adequately addressed these objectives.

The application refers to 'a crowd dispersal strategy being implemented to assist with patrons leaving the premises in and orderly and safe manner' yet a dispersal policy has not been included with the application.

The prevention of crime and disorder has not been addressed at all within the application

With reference to Southwark's Statement of Licensing policy 2016 – 2020 this premises is also situated within the cumulative impact policy area for Peckham. The effect of this special policy is to create a presumption that applications for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

The classes of premises to which the cumulative impact policy applies in the Peckham area is defined as follows – night clubs; pubs and bars; off-licences, grocers, supermarkets, convenience stores and similar premises.

I am aware that in November 2015 the Council's Licensing Committee considered the Partnership Analysis of Alcohol Related Violence Etc. for Southwark 2014/15 and decided upon the basis of this, that the council's current cumulative impact policy for the Peckham area remained appropriate and necessary. This policy has the effect of introducing a rebuttable presumption to refuse applications for new / extended licenses within the specified area where representations are raised that an application potentially adds to the concerns that gave rise to this policy decision. This premises falls within the boundaries of the policy area. It is my opinion that, in view of the limited information contained on the application form, this application has the potential to add to the concerns raised within the analysis over high local levels of alcohol related violence / crime and disorder and / or London Ambulance Service call-outs.

The applicant has recognised that the cumulative impact policy applies to this premises and does not consider the operation will add to the cumulative impact, but does not provide any evidence to support this.

Therefore I am submitting this representation and will reserve further comments until such time that a concise operating schedule has been submitted,

Southwark's Statement of Licensing Policy 2016 – 2020 can be found on the following link:

[http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003 -
_southwark_statement_of_licensing_policy_2016 - 2020](http://www.southwark.gov.uk/downloads/download/4399/licensing_act_2003_-_southwark_statement_of_licensing_policy_2016_-_2020)

Jayne Tear
Principal Licensing officer
In the capacity of the Licensing Responsible Authority



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: [REDACTED]

Email: [REDACTED]

Our reference: MD/21/2793 /16

Date: 28th April 2016

Re:- Frank's Café & Campari Bar Level 7- 8 Peckham Multi Storey 95a Rye Lane
SE15 4ST

Dear Sir/Madam

Police are in receipt of an application from the above for a new premises licence for the sale of alcohol on the premises only.

Tue - Fri 17:00 to 23:00
Sat 12:00 to 23:00
Sun 12:00 to 22:00

Although this application only relates to the sale of alcohol, a separate application has been received from Bold Tendencies, for the provision of live and recorded music for the same hours.

The applicant refers to the control of capacity limits by the use of clickers, the application does not detail who will be responsible for monitoring the capacity. We are looking at an application for a premises licence with a potential capacity of 800 patrons.

These premises are situated within the cumulative impact area and as such require special consideration from the applicant as to how they intend to reduce any potential impact on the licensing objectives. The application does not provide any details of the control measures in relation to the prevention of crime and disorder licensing objectives.

With the limited detail contained in the application I am reluctant at this stage to offer any suggestions as to suitable control measures. At this stage Police object to this application and await further detail and clarification as to the exact control measures the premises intend to put in place

Kind Regards

PC Ian Clements 362MD