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From: Pinder, Richard On Behalf Of Public Health Licensing
Sent: Friday, May 20, 2016 4:08 PM
To: Regen, Licensing
Cc: McArthur, Wesley; Tear, Jayne
Subject: Peckham Levels Ltd at 95 Rye Lane, London SE15 4ST

Dear Colleague,

On behalf of the Director of Public Health, Dr Ruth Wallis FFPH, I would like to make the following representation against the application for a premises licence by Peckham Levels Ltd at 95 Rye Lane, London SE15 4ST.

I make the representation in respect of:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety

The application provides insufficient detail upon which to fully appraise the nature and type and of activity intended.

Notwithstanding the above concern, the application concerns premises within the Cumulative Impact Zone. In my opinion, the applicant has not outlined how they would ensure they did not incrementally increase the burden of alcohol-related problems in the immediate vicinity. Moreover, the hours for which the applicant applies to retail alcohol are entirely inconsistent with our statement of licensing policy.

I urge the licensing subcommittee to reject this application outright.

Yours faithfully,

Richard Pinder
On behalf of Dr Ruth Wallis FFPH

Dr Richard Pinder | richard.pinder@southwark.gov.uk | [REDACTED] Consultant in Public Health
Medicine Public Health Directorate, London Boroughs of Lambeth & Southwark, 160 Tooley Street,
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From: Lewis, Victoria
Sent: Tuesday, May 24, 2016 3:53 PM
To: Regen, Licensing
Cc: McCarthy, Debbie
Subject: RE: Consultation New Premises 95A Rye Lane Peckham Levels Ltd reference 852127

Dear Debbie

Please accept this email as confirmation that planning would object to the proposed hours on the grounds of noise nuisance.

I understand that the application may be revised. If this is the case please could planning be re-consulted on the revised details?

Kind regards

Vikki

Victoria Lewis - Team Leader
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Think of the environment...please don't print this e-mail unless you really need to.

From: Turay, Michael
Sent: Tuesday, May 31, 2016 2:47 PM
To: [REDACTED]
Cc: Regen, Licensing
Subject: Application for a Premises Licence-Peckham Levels Ltd, 95A Rye Lane, London, SE15 4ST

Dear Nathan Gee,

The Environmental Protection Team (EPT) has reviewed the application for a premises licence for the licensable activities below:

1. Live Music from 08:00-06:00 hours Monday –Sunday
2. Recorded Music from 08:00-06:00 hours Monday –Sunday
3. Late Night Refreshment from 08:00-06:00 hours Monday-Sunday
4. The supply of Alcohol from 08:00-06:00 hours Monday-Sunday

The EPT make representation to this application under the prevention of Public Nuisance Objective because of the reasons below:

- The EPT has concern that the proposed licensable activities from 08:00-06:00 hours could give rise to noise disturbance to local residents given the proximity of residential premises at the rear particularly in the early hours of the morning
- The application has not submitted an acoustic report to demonstrate the suitability of the premises to carry out the licensable activities applied for without noise breakout from the premises

Therefore, granting a premises licence without demonstrating the suitability of the premises to provide live music/regulated entertainment without causing noise nuisance to nearby residents will not promote the Prevention of Public Nuisance Objective

Regards,

Michael Turay
Principal Environmental Protection Officer
Environmental Protection Team
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Metropolitan Police Service
Licensing Office
Southwark Police Station,
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SE1 1JL

Tel: 020 7232 6756
Email: SouthwarkLicensing@met.police.uk

Our reference: MD/21/2814/16
Date: 2nd June 2016

Dear Sir/Madam

Re:- Peckham levels Ltd, 95a Rye Lane, London SE15 4ST

Police are in possession of an application from the above for a New Premise licence. The application is for a multi-use, multi-level premises licence situated in a former multi storey car park. The top levels of the building are already licensed to another Licence holder. The premises are situated in the Peckham Community Impact Zone (CIZ). Under the Southwark Council Licensing policy the presumption to grant the application is reversed and unless exceptional circumstance exist or the applicant can demonstrate that the operation will not impact on the area then it should be refused.

We do not believe that any conditions placed on the licence could negate the effects of a late night operation due to the large amounts of extra people that this operation that would attracted to the area and no conditions placed on the premises would negate this as the problems would be caused in the area as people arrive and leave rather than at the premises, as such we have offered no conditions as we do think any are suitable. The application submitted is quite comprehensive however the venue would have no control over

06:00 hours seven days a week and provision of late night refreshment from 23:00 to 06:00 hours seven days of the week.

The application proposes to have maximum occupancy figures for the premises as follows:

Level -1/0 – 1000

Level 1/2 – 300

Level 3/4 – 300

Level 5/6 – 2000

Total capacity – 3600

The plans for the premises highlights various parts of the premises on each floor, however the plans do not make it clear what parts of the premises, or if it is the whole premises, that the licence application relates to. Additionally the plans are unclear if there are fixed structures, such as bars and food service counters, within the rooms.

Section six of the Statement of Licensing Policy (from page 32) deals with Southwark's local cumulative impact policies. This premises sits in the Peckham policy area as defined in paragraph 129 of the policy into the class of premises in 130 of the policy are Night Clubs, Public Houses & Bars, Restaurants & Cafes, Off-licences, supermarkets, convenience stores and similar premises. It seems from the application that this premises would fall into the category of a similar premises to those listed.

Therefore under 119 of the policy there is a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations. In such circumstances, it is for the applicant to demonstrate that the application will not, if granted, further contribute to the negative local cumulative impact on any one or more of the licensing objectives.

In this application the applicant has not provided sufficient information to rebut the presumption that the operation of the premises will give rise crime and disorder within the policy area with the potential of an additional 3600 people and the premises open and sale of alcohol from 08:00 to 06:00 hrs 7 days a week.

I therefore recommend on the information currently provided that the application is refused under the cumulative impact policy.

Should members consider that the operating schedule proposed by the operators and any additional evidence submitted by the applicants are sufficient to prevent the operation of the premises contributing to crime and disorder and public nuisance within the policy area then I can confirm that under section seven (from page 137) of the statement of policy on hours of operation will apply.

This premises is in the Peckham Major Town Centre Area and under the Southwark Statement of Licensing policy 2016 - 2020 the following closing times are recommended as appropriate within this area for this categories of premises are:

Closing time for Restaurants and Cafes : Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours

Closing time for Public Houses Wine bars or other drinking establishments : Sunday to Thursday is 23:00 hours and for Friday and Saturday 00:00 hours

Closing time for Hotel bars and guest houses : No restrictions for residents

Closing time for Night Clubs (with sui generis planning classification) : Monday to Thursday is 01:00 hours and for Friday and Saturday 03:00 hours and for Sunday 00:00 hours

Closing time for Off-Licences and alcohol sales in grocers and supermarkets is 00:00 hours daily
Closing time for Take-away establishment : Sunday to Thursday is 00:00 hours and for Friday and Saturday is 01:00 hours
Closing time for Cinemas and Theatres is 02:00 hours daily

The applicant's description of the premises in the application does not provide sufficient information to classify the premises by premises type, the applicants may wish to expand on this, however the latest times for the operation of a nightclub in this area, which may be the closest classification to the proposed premises operation, is listed above.

David Franklin
Licensing Authority as a Responsible Authority