

Appendix B

MEMO: Environmental Protection Team

To	Licensing	Date	19th Nov. 2009	
Copies	Joanne Littleton & Kritsie Ashenden			
From	Alan P. Blissett	Telephone	020 7525 5766	Fax 020 7525 5768
Email	Alan.Blissett@southwark.gov.uk			

Subject Shakespeare Globe Theatre 21 Globe Walk SE1

Thank you for consulting Environmental Protection on the above application

I am not satisfied that the operating schedule and prevention of public nuisance measures as presently expressed in the application are adequate to address the suppression of public nuisance.

I suggest the following draft conditions .

- That live and /or recorded music shall be ancillary to the performance of a play or film or performance of dance, and not be the principal theme of regulated entertainment in the Globe Theatre
- That the Piazza Area shall only be used for regulated entertainment in association with a performance at the Globe theatre
- The live and/ or recorded music shall not be played on or broadcast onto the Piazza area after 2300 on any day.
- That should live and /or recorded music be at any time the principal theme of regulated entertainment in the Inigo Theatre, that sound insulation and /or limitation measures be adequate to contain sound and prevent disturbance to any residential premises in Globe Walk.
- The ventilation to Inigo Jones Theatre to sufficient to enable windows and doors to remain closed during performance of regulated entertainment.
- That patrons not be permitted to take/consume drinks outside of the premises defined on the drawings No FP 101, 201, 301.
- That deliveries to and waste removal from the premises not be undertaken entrances /exits facing on to Globe Walk before 0700 or after 23.00

Please accept this as a representation until the applicant has considered the each of above 7 points and satisfactory addressed them with EPT

Note 1: The requested hours for supply of alcohol and late night refreshment are co-terminal with closing hours, you may wish to consider supply curfew 30 mins before closing

Note 2: There has been no accommodation limit expressed for the Inigo Jones Theatre

Alan Blissett – Principal Environmental Protection Officer

Poppleston Allen

830 904

FAO Joanne Littleton
Licensing Department
Southwark London Borough Council
The Chaplin Centre
Thurlow Street
London
SE17 2DG

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14 DEC 2009

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Date: 11 December 2009
Our ref: CE/HEC/P35218-1
Doc Ref: 2143613710
Your ref:
E-mail: c.eames@popall.co.uk
Direct Line: 0207 936 5875

Sent via post and email

Dear Madam

Shakespeare's Globe Theatre, 21 New Globe Walk, London SE1 9DT

We act on behalf of Benbow House Residents Limited and residents of Benbow House, New Globe Walk, London and we are instructed to make representations in respect of the above application.

Background

Written submissions were made to the Licensing Department of Southwark London Borough Council on the 13th November, 1st December and 9th December (correspondence attached) in respect of the following matters:-

1. Failure of the applicant to comply with the Licensing Act regulations on display of public notices.
2. The application above duplicates in part areas that are applied for under the licence for Shakespeare's Underglobe and Event area. As a result of this part duplication, the premises will not be able to operate other than in a manner that will undermine all the licensing objectives. This is due to the fact that it will not be clear at any one time in the common parts which licence is being operated and which conditions are applicable. In addition, we cannot see the reasoning behind such a request and it will only lead to confusion for all parties involved.
3. **Saturation Policy** - Given that the application was lodged on the day that the saturation policy came into force, our submission is that the saturation policy should apply to this application. Further the failure to display the notices correctly

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(which was accepted by Officers of the London Borough of Southwark) in our submission means that the consultation period has occurred during dates when a saturation policy was in force and therefore should be applicable to the licence. Given the intention of the proposed application to increase existing licensable activities from the existing licence and extend the hours, we consider that the saturation policy would need to be applied in respect of that part of the application.

4. **The Existing Licence** - Comments made in our letter of the 1st December, for the attention of Kristie Ashenden, relate to licensing issues in respect of The Swan and therefore are not relevant to this letter of representation.

The Current Application

We have briefly seen sight of the application and plans lodged with the London Borough of Southwark in respect of this application and we further have requested from the applicant's solicitors on the 30th November full copies of the licence plans and operating schedules for us to consider. To date despite contacting the applicants solicitor again they have not been forthcoming. It was clear from an inspection of the documents that the following licensable activities have been requested in addition to those that are permitted under the current licence:-

1. Facilities for dancing indoors and outdoors.
2. Facilities for making music indoors and outdoors.
3. Recorded music indoors and outdoors.

From our brief look at the plans, it would appear that this licence incorporates not only the main Globe Theatre, where traditional theatre performances take place, but in addition all of the Piazza and also the area known as the Underglobe & Events Area.

Facilities for Dancing

By requesting facilities for dancing, which permits customers and non performers to engage in entertainment facilities, we consider that this is a significant change to the style of operation. Given that the primary purpose of the Globe is a theatre the provision of dance floors, which is the most common facility for dancing, both for indoor areas and also the Piazza raises concerns in relation to all four of the licensing objectives.

Facilities for Making Music

Again, this allows for customers to become involved in entertainment facilities and the common example given in the Guidance is a karaoke machine. This facility is again requested both indoors and outdoors and that would include all of the Piazza. For reasons

stated above, and given the insufficient information provided by the applicant, we consider that this raises significant issues under all four of the licensing objectives.

Recorded Music

We reiterate comments made in the above two paragraphs and in addition, given the potential noise nuisance from recorded music and the lack of detail in the operating schedule, we consider that there is a significant risk that there will be public nuisance caused as a result of this. We consider the request to add in additional facilities changed the style of operation in such a way that there are issues raised in respect of cumulative impact, as more customers are likely to be attracted to the premises which fall within the saturation policy area.

The Operating Schedule

We have requested the full operating schedule from the applicant's solicitors and we are working from the document on the Southwark website however it was clear on a visit to the offices that the information on the website was not up to date and therefore we reserve the right to fully expand upon all aspects of our representation once we have sight of the full operating schedule.

In relation to the operating schedule, a large number of the conditions that are on the existing licence have simply been reused. Many conditions are of a type seen on old public entertainment licences pre 2005. Obsolete conditions from the Licensing Act 1964 are also included.

The application does not address how the licensing objectives will be promoted given the extensive nature of the licence that has been applied for and the hours that are requested.

No information is provided in respect of the type of events that will take place other than the events that are commonly associated with the actual theatre itself. Given the significant area that this licence purports to cover, including the Piazza, the lack of operating detail means that it is almost impossible to have a clear indication of how the licensing objectives will be promoted by the applicant during the operation of this licence should it be granted.

Prevention of Crime & Disorder

The applicant has failed to sufficiently address the licensing objective of the prevention of crime and disorder in the operating schedule. Limited information has been provided and given the potential large numbers of the public who will be at the premises for non theatre events and outside the traditional hours of performances, we are concerned as to how crime and disorder and antisocial behaviour will be avoided and managed.

The condition indicates that the current CCTV system shall be maintained in good working order and operable at all times.

No information is provided as to whether the CCTV system covers all of the licensed areas and in particular the Piazza.

No information is provided regarding the type of customers who will be attending the premises. Given that only one part of the licence deals with the theatre, no information is given regarding the use of the other areas, given that the use of the premises cannot be said to be for the theatre as the majority of the performances end at 11pm and yet this licence is requested until 1am. No information is provided regarding how anti-social behaviour will be managed at the premises, and what measures will be put into place to deal with noise attenuation, dispersal, customers wishing to smoke and door staff.

Prevention of Public Nuisance

Given the extent of the licence requested, the applicant has given little thought to the impact of the operation on public nuisance and only two conditions would appear to address the fact that the premises are located in a heavily residential area, namely:-

- Condition 158 "The licensee/ duty manager shall ensure that no nuisance is caused by noise emanating from the premises or by vibration transmitted through the structure of the premises;
b) If required, legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and area quietly."
- Condition 311 "Notices shall be displayed and announcements made requesting the customers leave the premises in a quiet and orderly manner."

In addition, no consideration has been given to a dispersal policy, other noise attenuation measures or any policy regarding smokers and provision of door staff.

Our clients have had extensive meetings with the operators of The Globe Theatre and their complaints and concerns are well catalogued and further documentation will be provided as part of this representation and the known concerns of the local residents have not been considered in any form in this application despite the last meetings with the residents which took place on the 9th September 2009 and the 27th October 2009.

Public Safety

Given comments raised already regarding the extensive nature of the licence application, we feel insufficient consideration has been given to public safety, for example the proposed location of facilities for dancing.

Protection of Children from Harm

The application is virtually silent in respect of the licensing objective of the prevention of harm to children, which is not adequately dealt with. Condition 348 indicates that shop staff will ask for proof of ID but it does not indicate what policy will be in place from any of the bars.

The Globe Theatre has a number of performances and events which would be open to those persons under the age of 18 and with easy access into the premises and there is no explanation as to how these issues will be managed.

Summary

Our clients were extremely disappointed that no attempt was made to pre-consult with them prior to the application being lodged. In addition, the application has been drafted in such a way to have little regard for how the licensing objectives are to be promoted, especially given the extensive dialogue with the applicants and our clients over the last two years. Very few of the conditions proposed in the operating schedule actually deal with the significant issues that are raised in relation to public nuisance and antisocial behaviour and also catalogued in meetings and discussions between Benbow House residents and the applicants.

Our clients are satisfied with the principle proposed use for the main Shakespeare's Globe Theatre however the concern is that this licence is so significantly different to that which is currently in place and is drafted in such a way that the areas beyond the main theatre auditorium could be operated for a variety of events for members of the public at the premises, not connected at all with the primary use of the premises and for hours that are too late given the proximity of residential accommodation.

Our client also supports in principle the idea of separate licences however the current format does not address our clients concerns and we feel they should be withdrawn and re submitted following pre consultation with the residents and responsible authorities.


Although we accept that the planning and licensing regimes are separate, they do overlap and therefore we also raise concerns that this application may not comply with the existing planning permission.

Given the historic manner in the way that the premises have operated and more particularly given the extensive scope of the licence application and the preparation of an operating schedule that fails to address the licensing objectives in any meaningful manner, means that

the likely effect of the grant of the licence on the promotion of the licensing objectives is that they will be significantly undermined.

Our client is willing to meet with the applicants in order to see whether a more robust and clearly understandable operating schedule can be put into place.

Yours faithfully


Poppleston Allen

cc. Mark Browning, BA Law, via email only

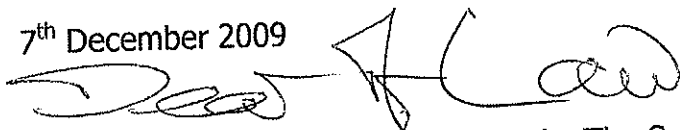
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08 DEC 2009

B.A.Law Esq
Licensing Department
Chaplin Centre
Thurlow Street
SE17 2DG

7th December 2009



I write concerning three applications by The Swan at the Globe
(Shakespeare's Globe Theatre, Bankside).

We oppose all three but, in particular, we have great concerns about the applications which extend licensing hours for entertainment to 0100 daily and 0200. Fri-Sat. respectively, we submit that midnight would be just tolerable.

As residents next door-but-one we wish to lodge a formal objection to the granting of these applications.

Our reasons are as follows:

1. The Exhibition Building for Shakespeare's Globe was created and opened as a visitor and tourist exhibition, not primarily as an entertainment space. The application tends towards a change of use.

Visitors for late night parties create serious disturbance and nuisance to the neighbouring residents, particularly in three ways:

2. Safety: Vehicles cause congestion and sometimes (as occurred on December 4th for example) complete blockage of access to our houses, emergency access to our houses and to the gates which give emergency access to the Tate Modern. We have repeatedly pointed out that emergency use is significant as our houses accommodate two doctors and a priest.
3. Nuisance and Noise Disorder: Clients gather for lengthy periods outside the Exhibition doors to smoke throughout evening social events. Our bedrooms are in the front of the houses, not only are we woken and greatly disturbed in the small hours by the noise (notably the higher

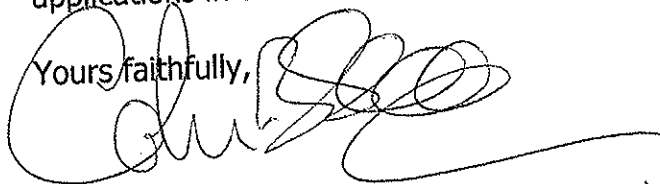
- pitch of women's voices) but also by the incredibly unpleasant smell of tobacco. We are literally experiencing secondary smoking as a result.
4. Crime and Disorder: The Swan at the Globe does not observe the present licensing conditions in any event, visitors already leave later than they should, any extension will adversely affect this, and it is not therefore an argument for extension. Additionally we recognise that, once off the premises, visitors are not the responsibility of The Swan, nevertheless they continue to wake us up and create disturbance, lingering, chattering and laughing in the street.

In principle we seek to be good neighbours. We acknowledge that The Swan has installed moveable rope barriers to guide entrance to the exhibition area for functions, and that has assisted, but not succeeded, in getting people off the road, safer from vehicles and queuing directed eastwards, away from our doors. The Swan has, nevertheless, not once, sought to consult us as neighbours about their continued gradual encroachment on the amenity neither of the area nor upon us as the immediate neighbours. We get the clear impression that the enterprise is very profit focussed and the three neighbouring houses are beneath consideration and a nuisance.

We were under the impression, apparently mistaken, that it is an obligation upon applicants to consult the neighbours. It would be courteous and good practice in any event. If it is a requirement we should point out to you that we have not been approached about any of these three applications and we were not, for example, about the creation of a (dangerous) door way on the corner of New Globe Walk and Bankside (where the doors, to add to the hazard, open outwards) nor when the Swan submitted a planning application, and an appeal, regarding shop fronts on Bankside.

We suggest to you that these symptoms of inconsiderate behaviour and contempt for the neighbours will be congruous with any extension of the licences for the Exhibition undercroft and area and we ask you to reject the applications in the interests of the neighbourhood.

Yours faithfully,



The Very Revd and Mrs C Slee.

Bankside, LONDON, SE1 9JE

(Phone and Fax: 020)

e-mail: ,@hotmail.com

The Licensing Unit
Chaplin Centre
Thurlow Street
LONDON
SE17 2DG

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09 DEC 2009

7th December 2009

Dear Sir

I understand that The Shakespeare Underglobe & Event Area is applying for a renewal to its licence (Application 830906) and that, according to the notice posted on the door of the premises, objections have to be lodged with you by 11th December.

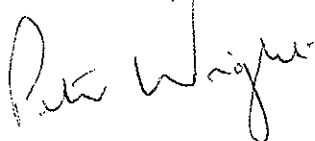
These premises are adjacent to private residences and the noise from guests smoking and yelling outside in the street, and leaving in the early hours of the morning, constitute a public nuisance.

I have had to complain to the Globe on a number of occasions; this year alone on 23rd March, 28th March, 16th May, 25th September and 26th September and there have been other instances when we have been disturbed but I have not written or telephoned.

The most disturbing case occurred two and a half years ago when, at 2.30a.m., I asked the revellers to keep the noise down and I was threatened by one of the men who followed me in a very menacing manner back to my front door.

I very much hope you will refuse this licence which has never been discussed by the GLOBE with the local residential neighbours. The total disregard of our well-being by the GLOBE has been very distressing.

Yours faithfully



Bankside, London SE1 9

TEL: 020

FAX 020

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09 DEC 2009

The Licensing Unit
Chaplin Centre
Thurlow Street
LONDON
SE17 2DG

8th December 2009

Attⁿ. B.A. Law

Dear Sir/~~Madam~~

I understand that Shakespeare's Globe Underglobe & Event Area is applying for a renewal to its licence (Application number 830906) According to the notice posted on the door of the premises, objections have to be lodged with you by 11th December. Normally, we receive individually addressed notices about such proposals and I am surprised that none seem to have been sent out on this occasion. Is there any particular reason for this omission?

In any case, I wish to register my objection to the applications, given the lack of evidence that the applicants have taken seriously the many previous complaints and objections from me and others. We are still wakened not infrequently by apparently intoxicated (and therefore often noisy, insensitive and inconsiderate) people leaving the Globe's premises in the small hours and such disturbances are naturally even more frequent as Christmas approaches. The people who come outside mainly to smoke have, of course, usually been drinking and the organizers do not seem to have been able to arrange an outdoor smoking space inside the Globe's walls, as we had been told they were going to do. This means that they congregate within a few feet of my front door.

Yours etc.

Colin Brewer