

831674

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **Minho Montalegre Limited**
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number **830513**

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
Banana's Tapas Bar restaurant, 374 Walworth Road

Post town **LONDON** Post code **SE17 2NF**

Telephone number at premises (if any) **0207 703 3295**

Non-domestic rateable value of premises **£ 30,250.00**

Part 2 – Applicant details

Daytime contact telephone number	0207 703 3295		
E-mail address (optional)			
Current postal address if different from premises address	294 Merton Road		
Post Town	London	Postcode	SW18 5JW

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 19 MAR 2010

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible?

Please tick yes



If not do you want the variation to take effect from

Day Month Year

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

- 1) To allow the provision of Live Music on :
Friday and Saturday from 11.00 to 03.30 hours;
Sunday from 11.00 to 02.00 hours.
- 2) To allow the provision of Recorded Music on :
Friday and Saturday from 11.00 to 03.30 hours;
Sunday from 11.00 to 02.00 hours.
- 3) To allow facilities for the provision of Live and/or Recorded Music, namely acoustic and amplified Performers' Instruments, CD Player, Amplifiers, Speakers, Microphones etc. (to facilitate [1] and [2] above).
- 4) To allow the provision of Late Night Refreshment :
Monday to Thursday from 23.00 to 00.00 (midnight) hours
Friday and Saturday from 23.00 to 03.00 hours;
Sunday from 23.00 to 01.30 hours.
- 5) To allow the facilities for dancing (indoors) :
Friday and Saturday from 11.00 to 03.30 hours;
Sunday from 11.00 to 02.00 hours.
- 6) To vary the permitted hours for the retail sale of alcohol (for both 'On' and 'Off' sales) as follows :
Friday and Saturday from 09.00 hours to 03.30 hours;
Sunday from 09.00 to 02.00 hours.
- 7) To vary the opening hours as follows :
Friday and Saturday from 09.00 hours to 04.00 hours;
Sunday from 09.00 to 02.30 hours.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- entertainment of a similar description to that falling within (i) or (j) (if
- l) ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	
Day	Start	Finish	Outdoors	
Mon			Both	
Tue				
Wed			Please give further details here (please read guidance note 3)	
Thur			State any seasonal variations for performing plays (please read guidance note 4)	
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

			Please give further details here (please read guidance note 3)	
			State any seasonal variations for the exhibition of films (please read guidance note 4)	
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)	

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	
Thur			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	X
Mon			Outdoors	
Tue			Both	
Wed			Please give further details here (please read guidance note 3)	
Thur			Acoustic music will be provided by one or more performers; or amplified music will be provided by one or more performers; singers will perform with or without amplification.	
Fri	11.00	03.30	State any seasonal variations for the performance of live music (please read guidance note 4)	
Sat	11.00	03.30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sun	11.00	02.00		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	Outdoors
Mon			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tue			<input type="checkbox"/>	<input type="checkbox"/>
Wed			<input type="checkbox"/>	<input type="checkbox"/>
Thur			<input type="checkbox"/>	<input type="checkbox"/>
Fri	00.00	03.30	<input type="checkbox"/>	<input type="checkbox"/>
Sat	00.00	03.30	<input type="checkbox"/>	<input type="checkbox"/>
Sun	00.00	02.00	<input type="checkbox"/>	<input type="checkbox"/>

Please give further details here (please read guidance note 3)

Amplified instruments/music to entertain patrons or Amplified Recorded Backing Tracks (e.g. CDs) to support Live Singer(s).

State any seasonal variations for the playing of recorded music (please read guidance note 4)

Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	X
Day	Start	Finish	Outdoors	
Mon			Both	
Please give further details here (please read guidance note 3)				
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur				
Fri	11.00	03.30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat	11.00	03.30		
Sun	11.00	02.00		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

1

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing	
			Acoustic/Amplified Performers' Instruments, CD Player, Amplifiers, Speakers, Microphones etc.	
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)	
Thur				
Fri	11.00	03.30	Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat	11.00	03.30		
Sun	11.00	02.00		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	
			Indoors	Outdoors
				X
			Both	
			Please give a description of the facilities for dancing you will be providing	
			Please give further details here (please read guidance note 3)	
			State any seasonal variations for providing dancing facilities (please read guidance note 4)	
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)	
Day	Start	Finish		
Mon				
Tue				
Wed				
Thur				
Fri	00.00	03.30		
Sat	00.00	03.30		
Sun	00.00	02.00		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	
Day	Start	Finish	Outdoors	
Mon	23.00	00.00	Both	X
Tue	23.00	00.00	Please give further details here (please read guidance note 3)	
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Thur	23.00	00.00		
Fri	23.00	03.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)	
Sat	23.00	03.00		
Sun	23.00	01.30		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	X
Tue					
Wed					
Thur					
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	01.00	03.30			
Sat	01.00	03.30			
Sun	01.00	02.00			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8) **NONE**

0

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue			
Wed			
Thur			
Fri	09.00	04.00	
Sat	09.00	04.00	
Sun	09.00	02.30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
The original Premises Licence, Premises Licence Summary and Plans were returned to Southwark Council's Licensing Authority on 16 March 2010 together with the application for the Transfer of said Premises Licence.

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

The new Banana's Tapas Bar restaurant will appeal to families and persons of all ages. Children under 16 will be welcomed but only when accompanied by a parent or responsible adult, and must leave by 9.00 pm. The Applicant is familiar with the requirements of the Licensing Act 2003 and with the provisions of the four Licensing Objectives. They are equipped to and fully intend to promote those objectives (as outlined below).

b) The prevention of crime and disorder

1. That on Fridays, Saturdays and Sundays SIA registered Door Supervisor, shall be employed at all times after 22.00hrs until the terminal hour that the premises are in use under this licence and provided with hand held metal detection units in order to ensure that searches are carried out in respect of all admissions to the premises, whether members of the public or performers and their assistants and Mechanical counting devices to ensure that the maximum accommodation limit of the premises is not exceeded.
2. That signs shall be displayed in the entrance foyer to the premises that state 'Drugs Free Zone' and 'No Search No Entry', 'Management reserve the right to refuse entry'.
3. That all matters relating to drugs shall be in accordance with the Metropolitan Police Best Practice Guide on the handling of drugs in pubs and clubs.
4. That suitable notices shall be displayed and announcements made requesting people to leave the premises in a quiet and orderly manner so as not to disturb local residents.
5. That the CCTV system be at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing an image of every person who enters the premises.
6. That all CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to Officers of the Police and the Council.
7. That the Licence Holder shall require any regular and external promoters hiring the premises to complete the 'Venue Hire Agreement' provided by Southwark Council and, once completed, you shall ensure that a copy of the agreement is provided to the Police and Licensing Unit a minimum of fourteen days prior to the date of hire.
8. That a Personal Licence holder is on the premises and on duty at all times that intoxicating liquor is supplied.
9. That the Premises Licence holder and/or Designated Premises Supervisor join and support a local Pub Watch Scheme should there be one in existence for the area in which the premises is located.
10. Customers shall use no outside area after 22.00hrs other than those who temporarily leave the premises to smoke a cigarette. Those who do temporarily leave for this reason shall be subjected to the requirement of a further search.
11. There will be a 'cooling off/eating-up/drinking-up' period each night, with the premises closing 30 minutes after the cessation of all licensable activities.

c) Public safety

A First Aid Kit shall be available at the venue.
An Incident/Accident Book shall be kept and maintained.
The premises has an Emergency Lighting system.

d) The prevention of public nuisance

The Proprietor will minimize sound volumes to ensure that there is no sound breakout which might cause a noise nuisance to local residents or local businesses. The Proprietor will re-site the speakers (currently located near to or upon the party wall), install secondary acoustic double glazing and a Sound Limiting device.

e) The protection of children from harm

Children will be welcomed but only when accompanied by a parent or responsible adult. Staff will remain vigilant and ensure that young persons are not able to purchase alcohol. In cases of doubt, staff request proof of age ID such as a Passport, Driving Licence (bearing a photograph) or the Southwark Proof of Age (SPA) Card. No person under 16 years of age is permitted to remain on the premises after 9.00 pm. After 9.00 pm, persons of 16 or 17 years of age may remain if accompanied by a parent or responsible adult.

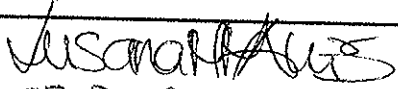
Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	16.03.2010
Capacity Company Secretary of Minho Montalegre Limited	

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature
Date
Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

C/O MR R H NASH, 38 WINLATON ROAD

Post town **BROMLEY**

Post code **BR1 5PY**

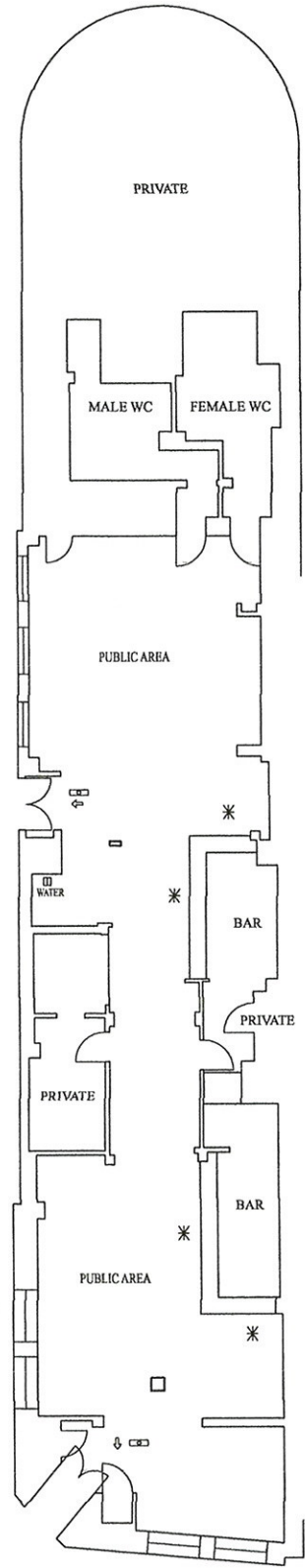
Telephone number (if any) **0208 695 0070 OR 07879665039**

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

<richardhnash@hotmail.com>

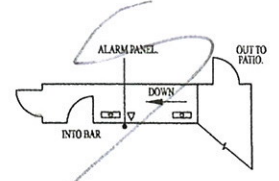
BANANA'S TAPAS BAR RESTAURANT, 374 WALWORTH ROAD SE17

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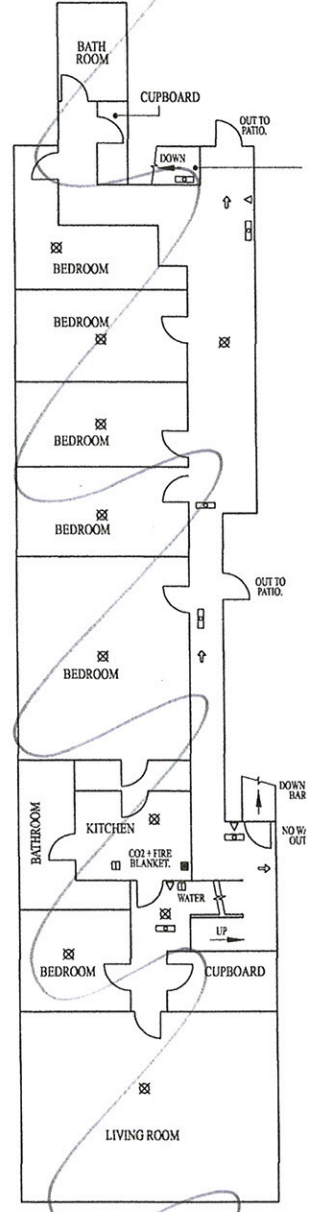


GROUND FLOOR LAYOUT

SCALE 1:100



PART PLAN SHOWING STAIRCASE



FIRST FLOOR LAYOUT

RECEIVED
19 MAR 2010

