

Your reference: .



Our reference: MD/21/2010

Date: 17th May 2010

The Licensing Unit
The Chaplin Centre
Thurlow Street
London SE17 2DG

Metropolitan Police Service
Licensing Office
Walworth Police Station,
12-28 Manor Place,
LONDON,
SE17 3RL

Tel: 020 -7232 – 6210 Fax6282

Dear Sir/Madam

D'Eclipse 57-59 Camberwell Road SE5 OEZ

Police are in receipt of an application for the review of the premises licence held by the above, under three of the four main licensing objectives, namely Prevention of Crime & Disorder, Public Safety, and Prevention of Public Nuisance. As you are aware the Licensing Act 2003 apportions areas of responsibility and Police are charged with dealing with issues that address the Crime & Disorder licensing objective.

Police have had numerous dealings with the management of the premises and have met with them, along with members of the local community and officers from London Borough of Southwark Licensing to discuss the concerns and hopefully to find a conciliated resolution. These mainly focussed on noise nuisance issues and concerns that the premises were regularly operating other than in accordance with the conditions of the premises licence.

As a result a number of licensing visits have been made to the premises and the following issues identified:

28.11.09 licensing visit made at 23.20hrs and the premises were found to be operating other than in accordance with the premises licence in that there was no Club Scan Condition 345 in operation or existence. Police issued a Closure Notice under Section 19 Criminal Justice & Police Act 2001 which required the premises to cease all licensable activities until such time as the issue was rectified. The management addressed the concerns of Police within the following few days and therefore the need to attend court and apply to the Magistrates Court was negated.

18.04.10 licensing visit made at 02.50am & 03.15am and Police witnessed a large number (approx 30) customers loitering outside the premises and excessive noise which is contrary to condition to 351. Police also found that the premises were not complying with condition with 352 in that there

were no staff positioned in boundary lane to aid in the prevention of customers causing disturbance to local residents.

16.05.10 visit made at 01.30am premises operating in accordance of the premises licence.

Police have checked all relevant recording systems with regard to the premises for the past year as we are aware that all representations have to be relevant, recent and proportionate and as a result have the following comments to make:

The following four (4) recorded crimes can be directly attributed to the premises:


- Cris 3014036/09 on 02.05.09 Threats made to door staff
- Cris 3021066/09 on 27.06.09 Common assault on member of staff
- Cris 3033295/09 on 26.09.09 Theft pickpocket
- Cris 3042171/09 on 22.12.09 Assault Grievous Bodily Harm. Male stabbed in leg whilst queuing to enter premises.
- Cris 3001730/09 on 17.01.09 Wounding with Intent. This crime involves a male being shot in the leg some distance away from the premises, although the victim had been inside the premises. No evidence to link the suspect with the premises.

On occasions the operation of the premises has fallen short of what should be expected of a responsible operator and has caused unnecessary nuisance to residents that reside close to the premises resulting in the submission of this review application.


I respectfully submit this representation in order that it is given consideration by your Licensing Committee and would be obliged if you could acknowledge receipt.

Paul Compton PC294MD


Licensing Officer (Southwark North)

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MEMO: Environmental Protection Team

To Regen Licensing **Date** 17 May 2010
Copies File
From Debbie Lawless **Telephone** 020 7525 5759 **Fax** 020 7525 5728
Email debra.lawless@southwark.gov.uk

Subject **D'Eclipse Bar & Restaurant, 57-59 Camberwell Road London SE5**
OEZ License No 831781

I am in receipt of a copy of a request for a review of premises License No 831781, relating to the above premises from Sarah Connelly a resident. The review relates to three of the licensing objectives. The Council's Environmental Protection Team is the 'responsible authority' for Public Nuisance.

In support of the information presented by Sarah Connolly relating to 'public nuisance' the Council's database shows that the following complaints have been received:-

- Statutory Nuisance witnessed 6 July 2009
- Noise Abatement Notice served 6 July 2009
- Contravention of the Noise Abatement Notice 8 August 2009
- Warrant obtained 8 August 2009
- Noise making equipment seized on 15 August 2009
- Complaint Received, No action possible 30/8/2009.
- Complaint received, visit made by noise team, no nuisance witnessed 20/09/2009
- Prosecution, Applicant's found guilty on 3 counts 4/12/2010
- Complaint received, Music stopped when telephoned 2/01/2010
- Complaint received, visit made, no nuisance witnessed 27/2/2010
- Complaint received, visit made, no nuisance witnessed 2/3/2010
- Complaint received, stopped when telephoned 21/3/2010
- Complaint received, visit made, No nuisance witnessed 11/4/2010

In conclusion, the Environmental Protection Team support the grounds for review. I wish the matters set out above to be taken into consideration in respect of prevention of public nuisance objectives.

Debbie Lawless
Enforcement Officer
Environmental Protection Team

