



AGENDA

LICENSING COMMITTEE

Date: WEDNESDAY, 6 SEPTEMBER 2023 at 7.00 pm

Remote - Via Microsoft Teams - the public are welcome to observe via the Council's website at <https://lewisham.public-i.tv/core/portal/home>

Enquiries to: Clare Weaser

Email: clare.weaser@lewisham.gov.uk

MEMBERS

This meeting is an open meeting and all items on the agenda may be audio recorded and/or filmed.

Councillors:

Councillor Susan Wise (Chair)
Councillor Yemisi Anifowose (Vice-Chair)
Councillor Bill Brown
Councillor Coral Howard
Councillor Stephen Hayes
Councillor Edison Huynh
Councillor Mark Jackson
Councillor Eva Kestner
Councillor Liam Shrivastava
Councillor Luke Warner

Members are summoned to attend this meeting

**Jeremy Chambers
Monitoring Officer
Laurence House
Catford
London SE6 4RU
Date: 25 August 2023**

ORDER OF BUSINESS – PART 1 AGENDA

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The public are welcome to attend our Committee meetings, however, occasionally, committees may have to consider some business in private.



Licensing Committee

Minutes

Date: 6 September 2023

Key decision: No

Class: Part 1

Ward(s) affected: All

Contributors: Head of Governance and Committee Services

Outline and recommendations

Members are asked to consider the Minutes of the meeting of the Licensing Committee, held on 26 July and 8 August 2023

Recommendation

That the Minutes of the meetings of the Licensing Committee, held on 26 July and 8 August 2023 be confirmed and signed.

Public Document Pack

LONDON BOROUGH OF LEWISHAM

MINUTES of the meeting of the LICENSING COMMITTEE, which was open to the press and public held on TUESDAY 26 JULY 2023 at 7pm and held remotely via Microsoft Teams.

Present

Councillor Anifowose (Vice-Chair)(In the Chair) Councillors, Brown, Hayes, Huynh Jackson, Shrivastava and Warner.

Apologies for absence were received from Councillors Wise (Chair) Howard, and Kestner.

Also Present

Jay Kidd-Morton - Legal advisor
Kennedy Obazee - Safer Communities Officer.
Alfene Rhodes - Safer Communities Officer.

Elena's Pizza 330 Lee High Road SE13 5PJ.

Applicant

Applicant Erol Boyaci and Danja Braho.

Objector

Objectors were not present.

Budgens Ground and First Floor 1 Williamson House, 47 Pomeroy Street London SE14 5GA

Applicant

Andrew Pickard – Solicitor
Director - Amarjit Rakhra

Objector

Mr Burrow

1. Minutes

RESOLVED that the minutes of the meeting held on 22 June 2023 and 6 July be confirmed and signed.

2. Declarations of Interests

None.

3. Elena's Pizza 330 Lee High Road SE13 5PJ.

- 3.1 The Chair welcomed all parties to the Licensing Committee. She introduced those present and outlined the procedure to be followed for the meeting. She then invited the Safer Communities Officer to introduce the application.

Introduction

- 3.2 Ms Rhodes said that this hearing was being held to determine a premises licence application made by Eneja Dautaj in relation to Elena's Pizza 330 Lee High Road SE13 5PJ. She outlined the application.
- 3.3 The application for the premises licence had been advertised in accordance with regulations. The last date for receiving representations was the 4 July 2023. During the 28-day consultation period, two objections had been received from members of the public. One further objection had been withdrawn by a member of the public. The representations had been received within the specified consultation period and were not considered vexatious or frivolous.
- 3.4 Ms Rhodes then outlined the steps available to members, when making their decision, to promote the four licensing objectives.

Applicant

- 3.5 Ms Braho confirmed that the name of the business was Elena's Pizza. She said that they wanted to open a pizza shop mainly for takeaway. It was hoped that they would partner with Deliveroo and Uber Eats to deliver the pizzas.
- 3.6 The business would be family friendly; they would not attract patrons who would cause nuisance and litter the area because the area would be kept clean, particularly from vermin, which was important when serving food.
- 3.7 Ms Braho said that there would not be any noise from the premises, because there would only be background music from a radio for members of staff whilst preparing food. She expected the area to improve when the shop was open and good patrons attracted. Staff would be recruited from the local area.
- 3.8 Ms Rhodes said that following discussions with the applicant, hours of trading had reduced from 3am to 1am and regulated entertainment had been removed. The applicant had misunderstood the meaning of regulated entertainment, and officers confirmed that this was not required.
- 3.9 Following this explanation from Ms Rhodes, Councillor Shrivastava asked the applicant whether the application for a premises licence had been straight forward or whether the system could be improved. Ms Braho said that applying for a

licence had been straight forward, but both she and her husband had misunderstood the need for a licence for regulated entertainment. They did not intend to play loud music or cause any problems for the neighbours. She noted that the objections related to a 3am closure; their application had reduced the hours to 1am. They intended to offer a service to customers who wanted to purchase food late at night.

- 3.10 Councillor Hayes was pleased that the applicant intended to recruit staff from the local area. He said that residents had expressed concern about loitering outside the premises. It had been noted that the applicant intended to hire Deliveroo and Uber drivers but they were usually idle outside premises and there could be up to 10 Uber drivers. He asked how this would be managed. Ms Braho advised that she had investigated this, and certain restaurants had stands, McDonalds for example. The drivers at these stands would be hired by Elena's Pizza when required, so they would not be parked outside their premises.
- 3.11 In response to a question from Councillor Brown, Ms Rhodes confirmed that music from a radio was classified as recorded music. It was not licensable because it was not for public entertainment.

Objection

- 3.12 The Chair advised members that objectors were not present.

Conclusion

- 3.13 Ms Braho said that they would be willing to reduce the hours of trading. She did not want to cause problems for neighbours and would not be encouraging loitering outside the premises or exposing the neighbours to crime. She hoped that the premises would enhance the look of the area and attract the right type of people.
- 3.14 The Chair said that a decision letter would be sent out within 5 working days. She thanked all parties for their attendance, and they left the meeting.

4. Budgens Ground and First Floor 1 Williamson House, 47 Pomeroy Street London SE14 5GA

- 4.1 The Chair welcomed all parties to the Licensing Committee. She introduced those present and outlined the procedure to be followed for the meeting. She then invited the Safer Communities Officer to introduce the application.

Introduction

- 4.2 Mr Obazee said that this hearing was being held to determine a premises licence application made by Breakpoint Ltd for Budgens. Ground and First Floor 1 Williamson House, 47 Pomeroy Street SE14 5GA. He outlined the application.
- 4.3 The application for the premises licence had been advertised in accordance with regulations. During the 28-day consultation period, the licensing authority received one objection, from a member of the public. The representation was received

within the specified consultation period and was not considered vexatious or frivolous. Representations had not been received from any responsible authorities and conditions had been agreed by the Police, Licensing Authority and the applicant.

- 4.4 Mr Obazee then outlined the steps available to members, when making their decision, to promote the four licensing objectives.

Application

- 4.5 Mr Packard addressed the Committee. He said that Breakpoint Ltd was a family run business trading since 2004. They had a portfolio of 5 convenience stores in Central London and one in Dulwich. The applicant's son was a pharmacist and managed two shops in Hertfordshire. The company employed 41 staff. If this application was granted, a further 10 people would be employed from the local community.
- 4.6 The applicant was a responsible operator and met his regulatory obligations. The applicant had worked with Post Office Counters Ltd and now Budgens. He understood the importance of brand protection and being compliant with its regulatory obligations. Mr Packard outlined the trading hours of the businesses, which included a 24 hour licence, and advised members that there had not be any noise or public nuisance at any of these premises.
- 4.7 Mr Packard said that the proposed business would be a mini supermarket trading under the Budgen national brand selling fresh and ambient goods along with alcohol and tobacco. All staff would be trained in upholding the licensing objectives.
- 4.8 There had been one objection regarding opening hours, not the sale of alcohol. The objector wanted the shop to close at 10pm not 11pm, but this would affect the sale of alcohol. It would also affect staff because the whole shop would have to close at 10pm. There were a number of businesses in the area that traded until 11pm which would suggest that potential noise and nuisance was managed through the conditions on the licence. He named several businesses within close proximity of the premises with late night licences; one closed at 1am.

Summary

- 4.9 In conclusion, Mr Packard said that the applicant ran a family business, he had extensive experience, recognised his responsibility to local residents and upheld the four licensing objectives.

Objection

- 4.10 Mr Burrow said that he lived on Pomeroy Street., 47 Pomerory Street was an empty unit and he was pleased that it would be occupied. His concern was related to the sale of alcohol. Unlike the other premises discussed, this was an isolated unit. It was not located in a high street where there was extra foot fall. It was situated next to a park, a school and there were people with vulnerabilities in the area. He did not want the premises to be somewhere people went to buy alcohol and then sat drinking in the adjacent park. Although the park had be boarded up, he expected it to open one day.
- 4.11 Councillor Warner asked for Mr Burrow his thoughts on the conditions that had been agreed by the applicant. Budgen was a particular brand of corner shop and he asked if this helped with his concerns about the application. Mr Burrow said that there were restrictions which were good when a problem arose. Some of the conditions were reactive; helping the Police if they were able to attend the premises when there were problems. He referred to street drinkers and said that he did not know whether they bought single cans of beer. The conditions did not convince him to withdraw his objection.
- 4.12 In response to a question from Councillor Warner about whether reducing the opening hours by one hour would alleviate his concerns, Mr Burrow confirmed that this was a good compromise. He was aware that a small number of local businesses closed at 11pm but they were either not next to a park or they were on a busy high street.

Conclusion

- 4.13 Mr Pickard said that his client had accepted additional conditions suggested by the licensing authority and he would strive to adhere to those conditions to uphold the licensing objectives,
- 4.14 Mr Burrow did not wish to sum up.
- 4.15 The Chair said that she was satisfied members of the Committee had read and heard all the information required to make a decision. All members confirmed their attendance throughout the meeting.
- 4.16 The Chair said that a decision letter would be sent out within 5 working days. She thanked all parties for their attendance, and they left the meeting.

Exclusion of the Press and Public

RESOLVED that under Section 100 (A) (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12 (A) of the Act, as amended by the Local Authorities (Executive Arrangements) (Access to Information) (Amendments) (England) Regulations 2006 and the public interest in maintaining the exemption outweighed the public interest in disclosing the information:

3. Elena's Pizza 330 Lee High Road SE13 5PJ.

The following is a summary of the item considered in the closed part of the meeting.

Elena's Pizza 330 Lee High Road SE13 5PJ.

The application, as applied for, was granted.

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4. Budgens Ground and First Floor 1 Williamson House, 47 Pomeroy Street London SE14 5GA

The following is a summary of the item considered in the closed part of the meeting.

Budgens Ground and First Floor 1 Williamson House, 47 Pomeroy Street London SE14 5GA

The application, as applied for, was granted.

The meeting ended at 7.41pm

Chair

Agenda Item 2



Licensing Committee

Declarations of Interest

Date: 6 September 2023

Class: Part 1

Ward(s) affected: All

Contributors: Head of Governance and Committee Services

Outline and recommendations

Members are asked to declare any personal interest they have in any item on the agenda.

1. Summary

1.1. Members must declare any personal interest they have in any item on the agenda. There are three types of personal interest referred to in the Council's Member Code of Conduct:

- (1) Disclosable pecuniary interests
- (2) Other registerable interests
- (3) Non-registerable interests.

1.2. Further information on these is provided in the body of this report.

2. Recommendation

2.1. Members are asked to declare any personal interest they have in any item on the agenda.

3. Disclosable pecuniary interests

3.1 These are defined by regulation as:

- (a) Employment, trade, profession or vocation of a relevant person* for profit or gain
- (b) Sponsorship –payment or provision of any other financial benefit (other than by the Council) within the 12 months prior to giving notice for inclusion in the register in respect of expenses incurred by you in carrying out duties as a member or towards your election expenses (including payment or financial benefit from a Trade Union).
- (c) Undischarged contracts between a relevant person* (or a firm in which they are a partner or a body corporate in which they are a director, or in the securities of which they have a beneficial interest) and the Council for goods, services or works.
- (d) Beneficial interests in land in the borough.
- (e) Licence to occupy land in the borough for one month or more.
- (f) Corporate tenancies – any tenancy, where to the member's knowledge, the Council is landlord and the tenant is a firm in which the relevant person* is a partner, a body corporate in which they are a director, or in the securities of which they have a beneficial interest.
- (g) Beneficial interest in securities of a body where:
 - (a) that body to the member's knowledge has a place of business or land in the borough; and
 - (b) either:
 - (i) the total nominal value of the securities exceeds £25,000 or 1/100 of the total issued share capital of that body; or
 - (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person* has a beneficial interest exceeds 1/100 of the total issued share capital of that class.

*A relevant person is the member, their spouse or civil partner, or a person with whom they live as spouse or civil partner.

4. Other registerable interests

4.1 The Lewisham Member Code of Conduct requires members also to register the following interests:

- (a) Membership or position of control or management in a body to which you were appointed or nominated by the Council
- (b) Any body exercising functions of a public nature or directed to charitable purposes, or whose principal purposes include the influence of public opinion or policy, including any political party
- (c) Any person from whom you have received a gift or hospitality with an estimated value of at least £25.

5. Non registerable interests

- 5.1. Occasions may arise when a matter under consideration would or would be likely to affect the wellbeing of a member, their family, friend or close associate more than it would affect the wellbeing of those in the local area generally, but which is not required to be registered in the Register of Members' Interests (for example a matter concerning the closure of a school at which a Member's child attends).

6. Declaration and impact of interest on members' participation

- 6.1. Where a member has any registerable interest in a matter and they are present at a meeting at which that matter is to be discussed, they must declare the nature of the interest at the earliest opportunity and in any event before the matter is considered. The declaration will be recorded in the minutes of the meeting. If the matter is a disclosable pecuniary interest the member must take not part in consideration of the matter and withdraw from the room before it is considered. They must not seek improperly to influence the decision in any way. **Failure to declare such an interest which has not already been entered in the Register of Members' Interests, or participation where such an interest exists, is liable to prosecution and on conviction carries a fine of up to £5000**
- 6.2. Where a member has a registerable interest which falls short of a disclosable pecuniary interest they must still declare the nature of the interest to the meeting at the earliest opportunity and in any event before the matter is considered, but they may stay in the room, participate in consideration of the matter and vote on it unless paragraph 6.3 below applies.
- 6.3. Where a member has a registerable interest which falls short of a disclosable pecuniary interest, the member must consider whether a reasonable member of the public in possession of the facts would think that their interest is so significant that it would be likely to impair the member's judgement of the public interest. If so, the member must withdraw and take no part in consideration of the matter nor seek to influence the outcome improperly.
- 6.4. If a non-registerable interest arises which affects the wellbeing of a member, their, family, friend or close associate more than it would affect those in the local area generally, then the provisions relating to the declarations of interest and withdrawal apply as if it were a registerable interest.
- 6.5. Decisions relating to declarations of interests are for the member's personal judgement, though in cases of doubt they may wish to seek the advice of the Monitoring Officer.

7. Sensitive information

- 7.1. There are special provisions relating to sensitive interests. These are interests the disclosure of which would be likely to expose the member to risk of violence or intimidation where the Monitoring Officer has agreed that such interest need not be registered. Members with such an interest are referred to the Code and advised to seek advice from the Monitoring Officer in advance.

8. Exempt categories

- 8.1. There are exemptions to these provisions allowing members to participate in decisions notwithstanding interests that would otherwise prevent them doing so. These include:-
- (a) Housing – holding a tenancy or lease with the Council unless the matter relates to your particular tenancy or lease; (subject to arrears exception)
 - (b) School meals, school transport and travelling expenses; if you are a parent or

guardian of a child in full time education, or a school governor unless the matter relates particularly to the school your child attends or of which you are a governor

- (c) Statutory sick pay; if you are in receipt
- (d) Allowances, payment or indemnity for members
- (e) Ceremonial honours for members
- (f) Setting Council Tax or precept (subject to arrears exception).

Agenda Item 3



Licensing Committee

Report title: Ruby's - 104-106 Rushey Green, London, SE6 4HW

Date: 6 September 2023

Key decision: No.

Class: Part 1.

Ward(s) affected: Rushey Green

Contributors: Community Services – Safer Communities Service

Outline and recommendations

Determination of New Premises Licence Application submitted on 20th July 2023 by Ruby's Events Limited for the premises at 104-106 Rushey Green, London, SE6 4HW.

After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the Licensing Objectives.

Timeline of engagement and decision-making

This application was advertised in accordance with regulation 25 of the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.

The last day for representation was 17th August 2023.

1. Summary

1.1. Particulars of Application

The application site is a three storey commercial premises on the western side of Rushey Green. The building is currently unoccupied and was formerly occupied by Boots the Chemist.

The application for a new premises licence proposes the following activities:

Sale of Alcohol for consumption ON the premises.

- 11:00 – 04:30 Monday
- 11:00 – 04:30 Tuesday
- 11:00 – 04:30 Wednesday
- 11:00 – 04:30 Thursday
- 11:00 – 04:30 Friday
- 11:00 – 04:30 Saturday
- 11:00 – 04:30 Sunday

Provision of Live music, Recorded music and Dance (indoor).

- 11:00 – 04:30 Monday
- 11:00 – 04:30 Tuesday
- 11:00 – 04:30 Wednesday
- 11:00 – 04:30 Thursday
- 11:00 – 04:30 Friday
- 11:00 – 04:30 Saturday
- 11:00 – 04:30 Sunday

Late Night Refreshment (indoor).

- 23:00 – 05:00 Monday
- 23:00 – 05:00 Tuesday
- 23:00 – 05:00 Wednesday
- 23:00 – 05:00 Thursday
- 23:00 – 05:00 Friday
- 23:00 – 05:00 Saturday
- 23:00 – 05:00 Sunday

- 1.2. Three representations were received from Responsible Authorities; The Police, London Fire Brigade and the Licensing Authority. The objections are on the grounds of Prevention of crime and disorder, Public Safety, Prevention of public nuisance and Protection of children from harm.
- 1.3. The representations received have been examined by Officers and are not considered to be vexatious or frivolous. The representations were received within the specified time.

2. Recommendations

- 2.1 After having regard to all the representations heard, Members must take such steps as they consider appropriate to promote the licensing objectives. The steps available to the Licensing Authority:
 - 1.) Grant the new premises licence as applied for
 - 2.) Grant the licence subject to conditions modified to such extent as the authority considers appropriate for the promotion of the licensing objectives
 - 3.) Exclude from the scope of the licence any of the licensable activities to which the application relates.
 - 4.) Refuse to specify a person in the licence as the designated premises supervisor
 - 5.) Refuse to grant the application.
- 2.2 Either party has a right of appeal to the Magistrates Court against a decision which should be submitted to the court within 21 days of the date of the decision letter.

3. Policy Context

- 3.1. Decisions by Members of the Licensing Committee should have regard to the Licensing Act 2003 and the promotion of the four Licensing Objectives at all times, which are:
- Protection of Children from Harm
 - Prevention of Crime and Disorder
 - Prevention of Public Nuisance
 - Public Safety
- 3.2. Members should also have regard to the Licensing Authority's Statement of Licensing Policy 2020-25.
- 3.3. Decisions made will link in with the following objectives under the Council's Corporate Strategy – Building an Inclusive Local Economy and Building Safer Communities.

4. Financial implications

- 4.1. Applicants have the right of appeal against any decision by the Licensing Committee. Therefore there would likely be costs for the Authority in seeking legal support should an appeal be brought by the applicant.

5. Legal implications

- 5.1 The Licensing Authority is a public authority under the Human Rights Act 1998. Therefore, the licensing authority is required to act compatibly with the convention rights in the exercise of their functions. Article 6 (1) of the Convention provides that everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial hearing established by law.
- 5.2 A Premises Licence is a possession for the purpose of the Human Rights Act 1998. The right to hold a licence is a qualified rather than an absolute right. Therefore, the right to hold a licence may be interfered with if it affects the interests of local residents or others. Such interference may be justified if it is necessary and proportionate to promote the licensing objectives.

6. Equalities implications

- 6.1 The Equality Act 2010 (the Act) introduced a public sector equality duty (the equality duty or the duty). It covers the following protected characteristics: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.
- 6.2 In summary, the Council must, in the exercise of its functions, have due regard to the need to:
- eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act.
 - advance equality of opportunity between people who share a protected characteristic and those who do not.
 - foster good relations between people who share a protected characteristic and those who do not.

- 6.3 It is not an absolute requirement to eliminate unlawful discrimination, harassment, victimisation, or other prohibited conduct, or to promote equality of opportunity or foster good relations between persons who share a protected characteristic and those who do not. It is a duty to have due regard to the need to achieve the goals listed above.
- 6.4 The weight to be attached to the duty will be dependent on the nature of the decision and the circumstances in which it is made. This is a matter for the Mayor, bearing in mind the issues of relevance and proportionality. The Mayor must understand the impact or likely impact of the decision on those with protected characteristics who are potentially affected by the decision. The extent of the duty will necessarily vary from case to case, and due regard is such regard as is appropriate in all the circumstances.
- 6.5 The Equality and Human Rights Commission has issued Technical Guidance on the Public Sector Equality Duty and statutory guidance entitled “Equality Act 2010 Services, Public Functions & Associations Statutory Code of Practice”. The Council must have regard to the statutory code in so far as it relates to the duty, and attention is drawn to Chapter 11, which deals particularly with the equality duty. The Technical Guidance also covers what public authorities should do to meet the duty. This includes steps that are legally required, as well as recommended actions. The guidance does not have statutory force, but nonetheless, regard should be had to it, as failure to do so without compelling reason would be of evidential value. The statutory code and the technical guidance can be found at:
<https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-codes-practice>
<https://www.equalityhumanrights.com/en/advice-and-guidance/equality-act-technical-guidance>
- 6.6 The Equality and Human Rights Commission (EHRC) has previously issued five guides for public authorities in England giving advice on the equality duty:
- [The essential guide to the public sector equality duty](#)
 - [Meeting the equality duty in policy and decision-making](#)
 - [Engagement and the equality duty: A guide for public authorities](#)
 - [Objectives and the equality duty. A guide for public authorities](#)
 - [Equality Information and the Equality Duty: A Guide for Public Authorities](#)
- 6.7 The essential guide provides an overview of the equality duty requirements, including the general equality duty, the specific duties and who they apply to. It covers what public authorities should do to meet the duty, including steps that are legally required, as well as recommended actions. The other four documents provide more detailed guidance on key areas and advice on good practice. Further information and resources are available at:
<https://www.equalityhumanrights.com/en/advice-and-guidance/public-sector-equality-duty-guidance#h1>

7. Climate change and environmental implications

- 7.1. Any decision made by Members must fall in line with the Licensing Act 2003, to that end, there are no climate change or environmental considerations.

8. Crime and disorder implications

- 8.1. Under the Licensing Act 2003, one of the 4 licensing objectives is the Prevention of

Crime and Disorder.

- 8.2. It is a requirement of the Licensing Act 2003 that any decision made by the Licensing Committee must not negatively impact on the Licensing objectives.

9. Background papers

- 9.1. Application received 20th July 2023.
9.2. Proposed plans for the premises.
9.3. Representation from the Police and supporting photographic evidence
9.4. Representation from the London Fire Brigade
9.5. Representation from the Licensing Authority.
9.6. Licensing Authority report.
9.7. Licensing Authority suggested additional conditions.

10. Glossary

Term	Definition
Appeal	asking a court to overturn a lower court's decision. If the decision of a court is disputed, it may be possible to ask a higher court to consider the case again by lodging an appeal.
Licence	an authority to do something.
Licensee	the holder of a licence to do something.
Licensing Authority	The Council (London Borough of Lewisham) Under section 3 of the 2003 Act, the licensing authority's area is the area for which the authority acts.
Licence Objectives	Under section 4 of the 2003 Act, the Licensing Authority must promote the following 4 objectives <ul style="list-style-type: none">• Prevention of crime and disorder• Public safety• Prevention of public nuisance• Protection of children from harm
Interested Person	A person who lives in the vicinity of the premises A body who represents the persons who live in that vicinity A person involved in a business in that vicinity A body representing businesses in that vicinity An elected member of the council

Is this report easy to understand?

Please give us feedback so we can improve.

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Go to <https://lewisham.gov.uk/contact-us/send-us-feedback-on-our-reports>

Relevant Representation	A representation that is specific to the premises in question, related to the four licensing objectives and/or the local licensing policy.
Responsible Authorities	<p>Public bodies that must be notified of all applications and who are entitled to make representations in relation to Premises Licences, as follows:</p> <ul style="list-style-type: none"> • Licensing Authority • Chief Officer of Police • London Fire Brigade • Trading Standards • Planning Authority • Public Health • Environmental Enforcement (with respect to Noise) • Children’s Services • Home Office Immigration

11. Report author and contact

- 11.1. Kennedy Obazee, Safer Communities Service Officer for Licensing
kennedy.obazee@lewisham.gov.uk.



Lewisham
Application for a premises licence
Licensing Act 2003

For help contact
licensing@lewisham.gov.uk
 Telephone: 020 8314 7237

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

FF/Rubys, Catford

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Rubys Events Ltd

* Family name

Rubys Events Ltd

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

14975083

Business name

Rubys Events Ltd

If the applicant's business is registered, use its registered name.

VAT number

-

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of His Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Premises is a large commercial building located on a busy main road. On the ground floor there is a restaurant and a club room. On the first floor, there is a large function room which can be divided into smaller rooms if required. There is also a rooftop garden with bar servery, seating and toilets.

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes
- No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth - -
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

Page 31
End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

The premises Licence Holder and/or Designated Premises Supervisor shall keep up to date policies and staff training records in relation to the following: Requirements of the challenge 25 scheme, drugs, identification & recognition of drunks, identification recognition and responsibilities of dealing with vulnerable persons and the correct procedures to be followed when refusing service regular training must be provided to all staff at least every six months, a record of the training will be maintained for at least twelve months.

b) The prevention of crime and disorder

The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorized officer throughout the preceding 31 day period. The CCTV system should be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested.

All persons entering the premises shall be captured on an eye level colour CCTV camera. This camera shall capture the full face of any person entering and re-entering the premises and be available to police officers immediately upon request. CCTV at front and back of building with particular regard to the smoking areas and alleyway at the back of the premises.

The CCTV must cover all areas of the venue that the public have access to. There should be no obstructions to any internal camera that creates areas that are not wholly covered by CCTV, apart from within toilet cubicles and directly covering men's urinals.

The smoking area must be covered by CCTV that is to the same standards as the internal CCTV system.

A register of security personnel employed on the premises shall be maintained in a legible format and made available to police upon reasonable request. The register should be completed by the DPS/ duty manager/ nominated staff member at the commencement of work by each member of security staff and details recorded should include; full name, SIA badge number, time of commencement and completion of duties. The security operative should then sign their name.

At the commencement of work, security personnel should ensure that they are recorded on the CCTV system and that a clear head and shoulders image showing their face clear of any hat, glasses or other obstruction is recorded.

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that: (a) The police (and, where appropriate, the London Ambulance Service) are called without delay; (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police; (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

An incident log shall be kept at the premises, and made available on request to an authorized Local Authority or Police Officer, which will record the following:

- a) All crimes reported to the venue.
- b) All ejections of patrons.
- c) Any complaints received.
- d) Any incidents of disorder.
- e) All seizure of drugs or offensive weapons.
- f) Any faults in the CCTV system.

Continued from previous page...

g) Any refusal of the sale of alcohol.

h) Any visit by a relevant authority or emergency service.

c) Public safety

The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.

As soon as possible, and in any event within 1 month from the grant of this licence, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the police, and local radio scheme if available.

All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.

d) The prevention of public nuisance

During the 30 minute cool down period after sale of alcohol ceases, the volume of any music being played must be decreased.

All windows and doors must be kept shut whilst entertainment is in progress except for the immediate entrance/egress of patrons.

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Loudspeakers shall not be located in the entrance lobby or outside the premises building.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.

The premises shall have a written dispersal policy including addressing parked or stationary vehicles across outside the front of the premises. All door staff shall be knowledgeable of this policy and able to enforce it.

No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

e) The protection of children from harm

A proof of age scheme, such as Challenge 25, must be operated at the premises where the only acceptable forms of identification are (recognized photographic identification cards, such as a driving license or passport / Holographical marked PASS scheme identification cards) appropriate signage must be displayed.

A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

There shall be no entry to the premises to persons under the age of 18 years after 23.00hrs on any given day with the

Continued from previous page...

exception of persons who are under the direct supervision of their Parent(s) or Guardian(s) and then only when attending a specific family function / celebration at the premises.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Please click on link for fees <http://www.lewisham.gov.uk/Business/LicencesAndStreetTrading/AlcoholAndEntertainmentLicences/FeesList.htm>

* Fee amount (£)

450.00

DECLARATION

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT. IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Authorised Licensing Consultant

* Date

/ /
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/lewisham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documents to hand.

Continued from previous page...

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OFFICE USE ONLY

Applicant reference number	FF/Rubys, Catford
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

From: Mullin-Murrell, Angela
Sent: 11 August 2023 16:24
To: Obazee, Kennedy <kennedy.obazee@lewisham.gov.uk>
Subject: FW: Ruby's 104 Rushey Green SE6 Objection

Afternoon Kennedy

Re: Ruby's new premises licence application – 104 Rushey Green SE6

Please accept this as my objection to the above-mentioned application.

Introduction

1. Under section 13 of the Licensing Act 2003, the licensing authority is a 'responsible authority' and is entitled to make a relevant representation regarding an application for a premises licence.
2. Under section 4 of the Licensing Act 2003, the licensing authority must have regard to the Guidance issued under Section 182 of the Licensing Act 2003 (The Guidance), when carrying out its functions.
3. I have had regard to paragraphs 9.13 to 9.19 of the Guidance and can confirm that I am acting for the responsible authority and I have not discussed the merits of this application with those involved in making the determination of this premises licence application, or with the officer handling the application.
4. Acting as the responsibility authority, I have considered the Licensing Act 2003 and the associated regulations, the Council's licensing policy, and The Guidance when assessing the application and the supporting documents given by Asda stores Limited (the applicant).

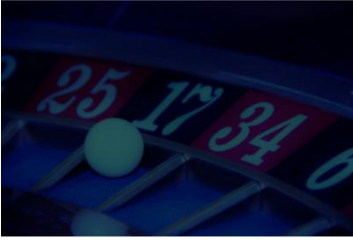
Application for a new premises licence

5. If this application is granted, the applicant proposes to carry out licensable activities as follows:

Live & recorded music, performance of dance & alcohol, all on the premises until
04:30 Monday – Sunday
Late night refreshment
05:00 Monday – Sunday.

This premises falls within a Town Centre and having looked at our current Licensing policy our preferred hours would be 01:00 Sunday – Thursday and 02:00 Friday & Saturday. Although the premises is not directly next to any residential properties there are properties to the rear which could be impacted.

Observations



6. The applicant has offered a comprehensive list of conditions in part M of the application, but I still feel there are more that could be added to uphold the licensing objectives.

7. Please see the list of suggested additional conditions attached we feel are appropriate and proportionate in addition to the ones offered with your application.

8. If this application is granted as requested, we are concerned that the licensing objectives may not be met.

Kind Regards

Angela Mullin-Murrell
Safer Communities Officer (Licensing Team)
Safer Communities Service
Community Services
Lewisham Council

Direct Line: 020 8314 6505

Please forward all emails to licensing@lewisham.gov.uk where an officer will be able to assist you.

We are consulting on changes to our existing gambling policy and would like to hear your views. Our consultation starts on Tuesday 25th July 2023 and finishes at midnight on Sunday 27 August 2023.

If you would like to view or comment on our draft policy and the proposed changes, you can do so by visiting

[Gambling Policy 2023-2026 - Lewisham Council - Citizen Space](#)



PC Gillian Pearce
Licensing officer
9 Holbeach Road
SE6 4TW

Email: Gillian.D.Pearce@met.police.
uk

Your ref: 104 to 106 Rushey Green
SE6

16th August 23

Rubys 104 – 106 Rushey Green Catford SE6 4HW

Lewisham Police Licensing acknowledge receipt of an application for a new premises licence for a multi room events space at the above location with proposed capacity of approximately 2700. The proposed operating hours range from 8am through to 5am the following day 7 days a week. Alcohol will be on sale from 11am to 4.30am the following day and provision of live music 11am to 4.30 am 7 days a week. The capacity will be divided as follows: ground floor 800, restaurant and night club. First floor 1400,

Events such as weddings funerals and birthdays. Roof terrace 500, shisha lounge.

(I have included photographs of the venue in its current state).

Police would like to outright object to this application under the following Licensing objectives:

- Prevent crime and disorder
- Public safety
- Prevent public nuisance
- Protect children from harm

After considering the application, conditions offered by the applicant and taking into account the location of the proposed premises and its environs Police licensing feel that the proposed premises will undermine not only

the Licensing objectives but also greatly affect the local residences and the quality of their lives. The applicant has failed to take into account and address the negative impact that this venue will have. The extensive hours proposed will impact greatly on the lives of those in the surrounding areas, giving very little respite for residents. There are already several venues in the immediate surrounding area which is at saturation point with this kind of venue. Furthermore I have received an email from The London Fire Brigade Harry Glead (fire safety officer) stating the venue has a capacity of 484 only and does not conform to safety standards. (copy of email included). I have also have an impact assessment statement from PC Barney Jones from the Rushey Green Safer Neighbourhood Team which is also included.

Geographical Location

Rushey Green Catford is a densely populated urban area on the commuter belt, namely the south Circular. It is extremely busy 24/7, more so during rush hour as it is the direct route into London. The majority of the main roads, including Rushey Green itself are on a red route.

A large majority of the side roads are permit holder only parking. There are two train stations within walking distance, Catford Hill and Catford Bridge. No tube station. I believe there are two night buses N199 and N136.

Rushey Green has a high street and small run down precinct as well as a small retail park that has a late night refreshment venue and gaming venue. This area is known locally as Plassey Island.

At the back of 104 to 106 Rushey Green is Milford Towers a high rise estate consisting of social housing which has a large amount of ASB and drug taking/dealing. Next to Milford Towers at the back of the proposed venue are roads that consist of rows and rows of terraced houses in narrow streets with permit holder parking. I mention Milford Towers as the patrons of the proposed venue will be in extremely close proximity to this site and will likely find themselves walking or parking by it.

The main high street of Rushey Green is beset with problems. The doorways are littered with homeless individuals and street drinkers hang around in the alleys and green areas outside the shops. There are several hostels within walking distance and drug and alcohol recovery centre just along the road and another two along the road heading toward Downham.

There are other night time economy venues in Rushey Green that have contributed to the ASB mentioned in the above paragraph. Even though parts of the area have been rejuvenated they are now covered in graffiti and drug addicts openly sit in the street begging.

The application (public nuisance/public safety)

The applicant appears to have covered a lot when first reading the application form, however, having met the applicant at the venue it became evident they are not remotely familiar with the area and believe they are rejuvenating the area.

The venue is a very large empty building that is essentially a shell. It is going to take a vast sum of money to get this anywhere near what the applicant is proposing. The work alone will cause a lot of disruption to the local residents as there is nowhere for the workmen to park and there is nothing to stop the noise emanating from the building. It is unknown if planning has even been obtained to turn this into a night club. However, there is no way to monitor if the planning permission is to be applied for and carried out after the licence is granted or if the planning permission would even be granted. They would like a shisha lounge on the roof to accommodate 500 people plus furniture and the area covered. Would the roof even withstand this amount or weight or would it collapse causing a critical incident. The LFB have already informed police that the stair ways are not adequate to accommodate the 2700 the applicant would like the venue to hold.

The Lewisham Borough statement of Licensing Policy 2020 – 2025

2.26 states: The licensing Authority urges all applicants to ensure they have the correct planning use for the business type they are operating before they apply for their licence. Both planning and licensing consents must be in place for a business to operate legally.

Also in the statement policy under Licensing Objectives and operating schedules:

3.5 Applicants are expected to demonstrate sufficient local knowledge and steps to mitigate any negative impact on the licensing objectives.

Knowledge of local area and proximity to local residences and how their activities will impact on these.

An understanding of crime levels and types in the area and any problem hotspots where their activities may impact street congregating. .

Knowledge of any local youth establishments including schools and areas where children may congregate.

With Milford Towers directly at the back of this venue and rows and rows of terraced house this venue will have a huge impact with foot fall, noise from music and sheer volume of people. It will totally change the area. Not to mention 500 people smoking shisha on the roof.

The applicant has therefore not demonstrated how he will prevent the local residents being disturbed by constant noise/loud music from the venue or what impact this will have on their quality of life. The hours they plan to operate are excessive and will have a detrimental effect on the surrounding area. The applicant has not demonstrated how he will deal with people queuing to get into the venue or the dispersal policy and the noise generated by several hundred (possibly thousands) of people leaving the venue. The fire exit for this premise is at the back of the building down a flight of metal stairs taking the patrons of this venue directly into the residential area. The stairs are metal. In my 29 years of experience in the emergency services I have learned that metal stairs are a hazard and are very slippery when wet. A crowd using metal stairs to escape from a building in a panic is a hazard this is without adding alcohol and stilettos to the mix.

The front of the premise opens up onto the very busy road. Where will people go to smoke, queue to get in and the dispersal be controlled at closing time. The requested closing time is 0500. This is the same time as another big venue in the area that causes issues at closing time.

The applicant states everyone will be getting Ubers. If the venue is at the full capacity they are proposing and if they are 4 up in an Uber that is still 675 Ubers. These will have to go to the back of the premise because the front of the premise is on a red route. Again into the residential area around Milford Towers and surrounding roads.

Children

The applicant does not mention having children at this venue but does state they plan to hold events such as weddings, funerals and birthday parties. Will children be banned from these events? There is no explanation how this can be managed or how children can be kept separate from adult entertainment areas as children would be expected to be present at a wedding or birthday party. . How will they protect children from harm if they are using the same toilets as the rest of the patrons? Will the venue be open during the day to patrons with children and how will this be managed. This also has not been demonstrated by the applicant.

The area is densely populated and school children reside in the locality, they will regularly be in the presence of the patrons coming and going to the premises and also subjected to the noise from the premises, this may have a negative impact on their sleep and subsequently their schooling as well as having to share the public transport with people who may well be intoxicated

Crime

The area is within the Rushey Green Ward. Research on the crime database shows this to be a high crime area. Although this is not directly linked to this venue the patrons of the venue may find themselves victims of crime. The applicant has applied for a licence to run from 11am finishing at 5am 7 days a week, Police would suggest that in a period of several hours to consume alcohol the chances of crime and damage to health from the consumption of alcohol would be greatly increased. The ability to monitor inebriation of alcohol and any other substances is made increasingly difficult by the large capacity that the venue is able to hold.

It is the Police belief that the large capacity and the hours requested would lead to an increase of crime and anti-social behaviour which would become an extra burden on emergency services.

The patrons are more likely to be the victims of crime if they are under the influence of alcohol and less aware of their surroundings.

It is also a fact that drug use occurs in late night economy venues and while we accept drugs can be hidden, random searches of entrants would make it easier to hide drugs. A search of every applicant as a requirement of entry would discourage hiding drugs or weapons.

Further to this Police are aware of a friendship groups in and around Rushey Green and the violence this generates. Indeed police also have another venue on Lewisham who also hosts weddings and funerals and our experience of this is that due diligence has not been in place when booking those events and has contributed to ASB. Police already have an issue with weapons being hidden in Plassey island retails area and in the walk way under Octavia house. Machetes and large knives have been found and seized. The violence Police see and that spreads onto the south circular in front of traffic has been extreme.

Relevant Local strategies - Statement of licensing policy 2020 – 2025

2.21 – The council has developed a wide range of initiatives to tackle alcohol related harm through its alcohol delivery plan, the delivery of which is overseen by the Lewisham health and wellbeing board. Additionally, reducing alcohol harm is one of the key priorities in the ten year Lewisham health and wellbeing strategy (2013 – 2023).

2.24 Key aims of policies within this statement are to discourage drunkenness and excessive drinking and encourage licensees to promote licence objectives by including more availability of food and seating within their operating schedules. This is to encourage the enjoyment of alcohol alongside other entertainment, not as the main offer.

7.13 The times within which live music and /or amplified sound may be played in any external area or marquees or relayed by external speakers (where permitted under the terms of the licence). The licensing authority deems this should not continue beyond 10pm.

24.1 It is known that there is a strong link between vertical drinking and violent and disorderly behaviour. Increased levels of drinking amongst patrons are also associated with vertical drinking. Given the clear public health (2.20) and crime and disorder considerations around this, the licensing authority expect any application that proposes vertical drinking to make this clear in their operating schedules and outline effective measures for managing associated risks.

Police have read the Local authority's objection and the conditions they have suggested but they do not address the fundamental issues of this application. The venue is not fit for the proposed capacity or change of use, The licensing objectives have not been met and the Lewisham statement of policy has not been adhered to.

Police Licencing acknowledge that all options are open to committee but with the application in its current form cannot be supported by Police whilst the licensing objectives and the Lewisham Council Statement of Licensing Policy have been ignored. Police licensing would strongly recommend that this application be denied to open a venue of this capacity in Rushey Green. Police also suggest that when Lewisham's statement of licensing policy comes up for renewal in 2025 Rushey Green is made a communitive impact zone.

Yours sincerely,

PC Gillian Pearce
Police Licensing Officer
Lewisham













Safer Communities Service (Licensing)
9 Holbeach Road
London
SE6 4TW

The London Fire Commissioner is the
fire and rescue authority for London

Date 11 August 2023
Our Ref 90/000368
Your Ref 1399535

Dear Sir/Madam

LICENSING ACT 2003

Premises: 104 – 106 Rushey Green, Catford, London, SE6 4HW

The London Fire Commissioner (the Commissioner) is the fire and rescue authority for London. The Commissioner is responsible for enforcing the Regulatory Reform (Fire Safety) Order 2005 (as amended) in London.

With reference to the application dated 20/07/2023, the application has been examined and **the Commissioner will make a representation** to the Licensing Authority.

The Applicant has been informed, by copy of this letter, of this representation.

Please confirm, at your earliest convenience, the date/time/location of the hearing. The authority is concerned that the requested maximum capacity by the licensee far exceeds that which the building can safely accommodate indicated by proposed plans. Maximum occupancy figures have been calculated as 304 people on the ground floor, 120 people on the first floor, and 60 people on the second floor.

The representation may be withdrawn if all of the matters detailed in the attached schedule are addressed to the satisfaction of the Commissioner. The Commissioner must be advised of the completion of the work at least 5 working days before the committee hearing date, so that an inspection can be arranged.

This letter is without prejudice to the powers of the Licensing Authority and to any requirements or recommendations that may be made by enforcing authorities under other legislation. It is also without prejudice to any requirements or recommendations that may be made by the Commissioner under the Regulatory Reform (Fire Safety) Order 2005 (as amended) or the Petroleum (Consolidation) Regulations 2014. All alterations should comply with the appropriate provisions of the current Building Regulations.

Any queries regarding this letter should be addressed to the person named below. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,

PP Harry Glead

for Assistant Commissioner (Fire Safety)

Directorate of Operations
FSR-AdminSupport@london-fire.gov.uk

C.C.: Ruby's Events Ltd
241a
Unit-1 Selbourne Road
Luton
Bedfordshire
England
LU4 8NP
Encl: FS_GN_71

Reply To Reply to Inspecting Officer Harry Glead
Direct T 0208 555 1200 ext 89170/89171

SCHEDULE

The London Fire Commissioner (the Commissioner) is the fire and rescue authority for London.

Schedule referred to in the letter reference 90/000368 under the Licensing Act 2003, issued by the Commissioner on 11/08/2023.

Where appropriate, a plan may form part of this Schedule to illustrate the steps which, in the opinion of the Commissioner, need to be taken in order to promote the public safety objective.

NOTE : Notwithstanding any consultation undertaken by the Commissioner, **before** you make any alterations to the workplace, **you** must apply for local authority building control department approval (and/or the approval of any other bodies having a statutory interest in the premises) if their permission is required for those alterations to be made.

Licensing Objective not adequately addressed	Location and detail of matters which are considered to put people at risk in the event of a fire emergency	Steps considered necessary to promote the public safety licensing objective
Public Safety	<p>Number of means of escape available and their widths reduce the maximum occupancy within the building.</p> <p>On the ground floor, the smallest exit is estimated to be 1,524 mm, allowing for a maximum of 304 people.</p> <p>On the first floor, the smallest exit width is estimated to be 1,641 mm, formed of 2 combined exits of an estimated 820 mm each. Each of these doors allows for 60 people, allowing a maximum of 120 people within the first floor.</p> <p>On the second floor/rooftop, the smallest exit is 820 mm (Factoring the 45 degree rule and loss of a means of escape), allowing a maximum of 60 people to occupy this area.</p>	<p>The storey and room exits should be wide enough to safely accommodate the number of people sought by the licensee. Where necessary, additional means of escape should be provided.</p> <p>A competent fire risk assessor or fire engineer will be able to provide guidance on what work should be undertaken to accommodate a greater number of people.</p>

Protecting your personal data and privacy

The Brigade is committed to using personal data in a responsible and transparent way. To find out more visit www.london-fire.gov.uk/privacy.

Client: Mr. Malu
 Project: 104-106 Rushley Green
 Piece / Item name: Venue Design
 Drawing Type:

Revision: **A**

Drawing reference: A0140_

Project manager: Meltem Karaoglu
 Lead Designer: Meltem Karaoglu
 Designer:

Date: 18.07.23

Drawing Status

- _ Concept
- _ Quoting
- _ Approval
- _ Construction

DISCLAIMER

These drawings should only be used for their original purpose. M+id Studio accepts no responsibility for this plan if supplied to any other party apart from the original client.

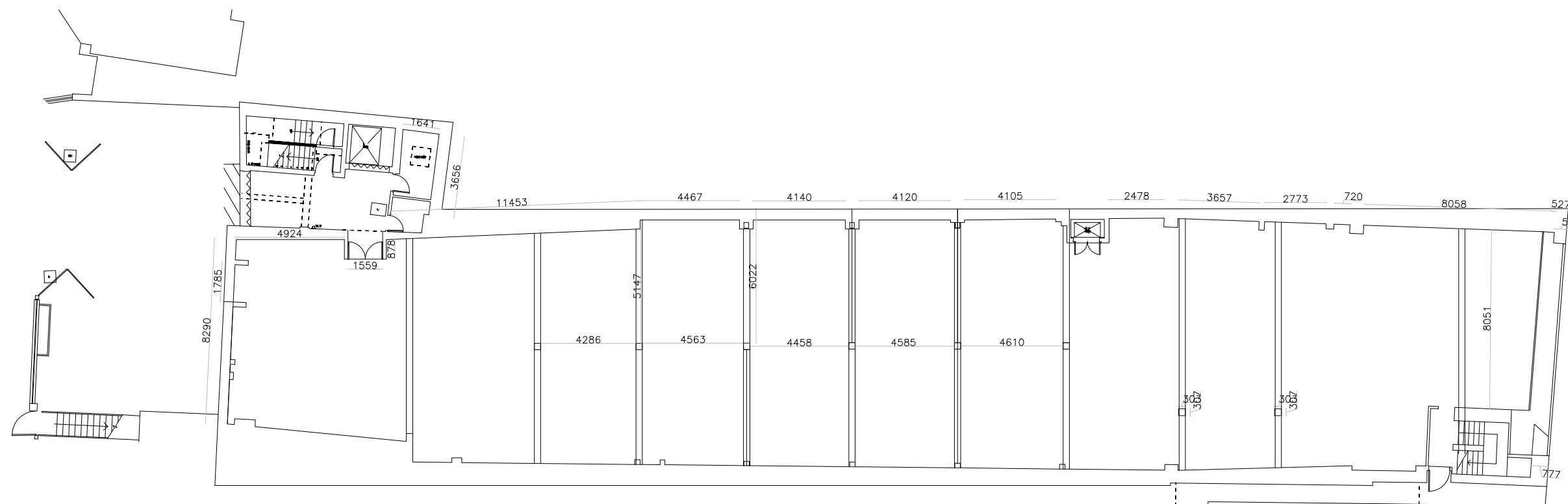
All dimensions should be checked on site prior to design, construction and installation. Please note stage of drawings before commencing with works.

Drainage information (where applicable) has been visually inspected from the surface and therefore should be treated as approximate only.

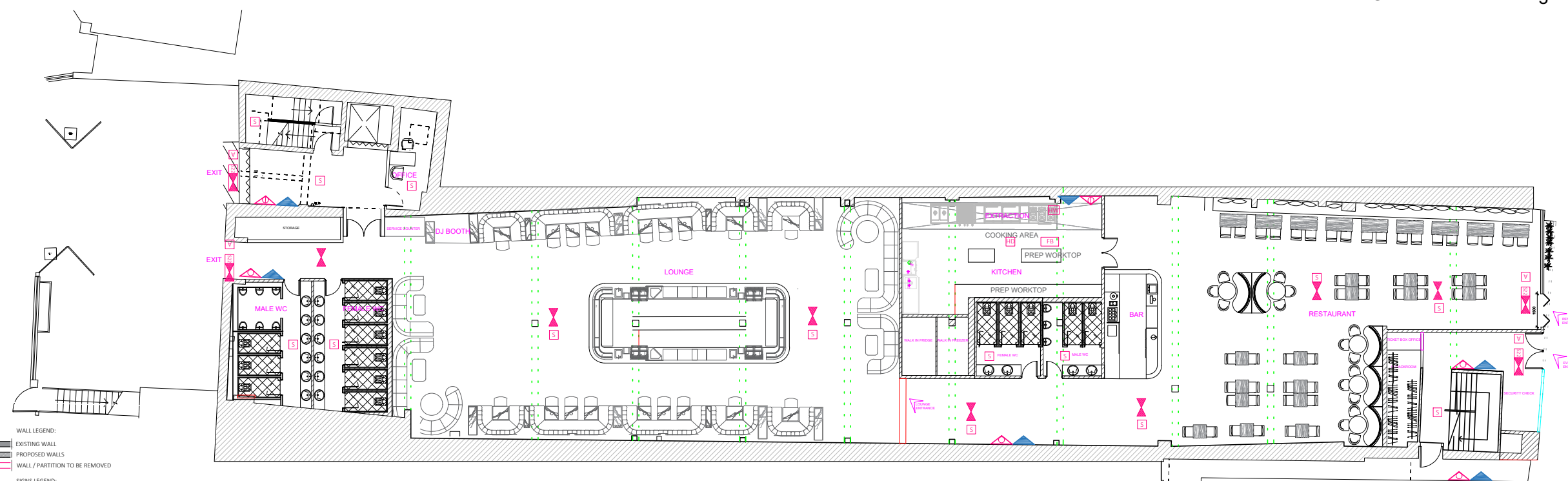
Notes: Care is to be taken when scaling from hardcopies. M+id Studio cannot verify the accuracy of hardcopies.

Scale: N/A @ A3

Drawings in set: 1 of 1



Ground Floor Existing Plan



Ground Floor Proposed Plan

- WALL LEGEND:**
- EXISTING WALL
 - PROPOSED WALLS
 - WALL / PARTITION TO BE REMOVED
- SIGNS LEGEND:**
- WATER MAIN
 - SMOKE DETECTOR
 - HEAT DETECTOR
 - SAFETY LIGHTING
 - FIRE EXIT
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER
 - FOAM FIRE EXTINGUISHER
 - FIRE BLANKET
 - FIRE ALARM BUTTON
 - 30 min FIRE RESISTANCE DOOR (ALL FIRE DOORS YD HAVE INTUMESCED STRIPS AND SELF CLOSER)
 - HAND WASH

Notes
 THE EXTRACTION DUCT FOR THE CAFE SHOP WILL HAVE THE FOLLOWING:
 ● ESP300E ELECTROSTATIC PRECIPITATOR FINE FILTRATION SYSTEM WHICH WILL BE INSTALLED BEFORE THE FAN / MOTOR UNIT
 ● ON 100 ODOUR NEUTRALISER
 ● CARBON FILTER
 ● FAN / MOTOR UNIT: Helios GBW 500/4 Gigabox Centrifugal Fan

Notes
 1- This drawing is not for construction
 2- All dimensions are in millimeters
 3- Dimensions are not to be scaled directly from drawings
 4- All dimensions are to be checked on site and the Architect is to be informed of any discrepancies before construction commences
 5- All references to drawings refer to current revision of that drawing
 6- The Copyright of this drawing belongs to M+id Studio

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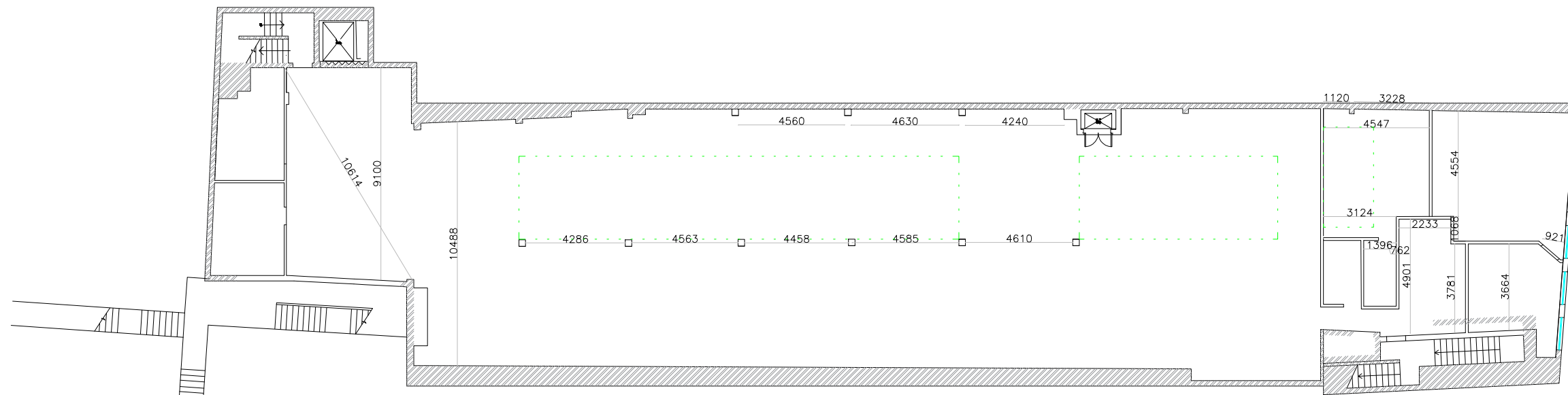
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Drainage information (where applicable) has been visually inspected from the surface and therefore should be treated as approximate only.

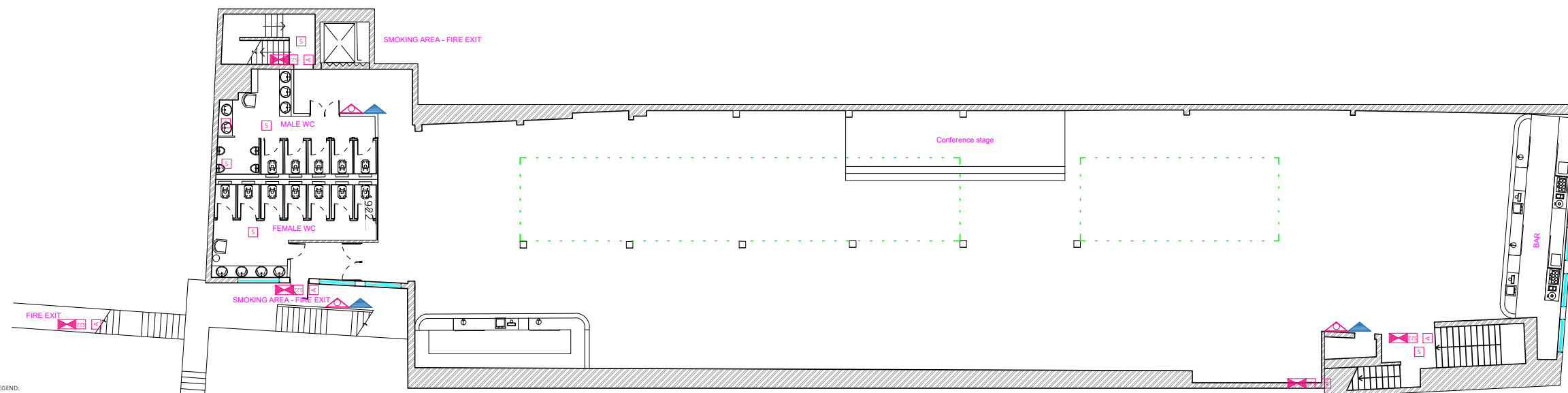
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Scale: N/A @ A3

Drawings in set: 1 of 1



First Floor Existing Plan



First Floor Proposed Plan

- WALL LEGEND:**
- EXISTING WALL
 - PROPOSED WALLS
 - WALL / PARTITION TO BE REMOVED
- SYMBOL LEGEND:**
- WATER MAIN
 - SMOKE DETECTOR
 - HEAT DETECTOR
 - SAFETY LIGHTING
 - FIRE EXIT
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER
 - FOAM FIRE EXTINGUISHER
 - FIRE BLANKET
 - FIRE ALARM BUTTON
 - 30 min FIRE RESISTANCE DOOR (ALL FIRE DOORS TO HAVE INTUMESCED STRIPS AND SELF CLOSER)
 - HAND WASH

- Notes:**
- 1- This drawing is not for construction
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 - 6- The Copyright of this drawing belongs to M+id Studio

- Notes:**
- THE EXTRACTION DUCT FOR THE CAFE SHOP WILL HAVE THE FOLLOWING:
 - ESPRIMO ELECTROSTATIC PRECIPITATOR FINE FILTRATION SYSTEM WHICH WILL BE INSTALLED BEFORE THE FAN / MOTOR UNIT
 - O3N / HVO OODOR NEUTRALISER
 - CARBON FILTER
 - FAN / MOTOR UNIT: Helox GBW 5004 Gigabox Centrifugal Fan

Client: Mr. Malu
 Project: 104-106 Rushley Green
 Piece / Item name: Venue Design
 Drawing Type:

Revision: **A**

Drawing reference: A0140_

Project manager: Meltem Karaoglu

Lead Designer: Meltem Karaoglu

Designer:

Date: 18.07.23

Drawing Status

- _ Concept
- _ Quoting
- _ Approval
- _ Construction

DISCLAIMER

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All dimensions should be checked on site prior to design, construction and installation. Please note stage of drawings before commencing with works.

Drainage information (where applicable) has been visually inspected from the surface and therefore should be treated as approximate only.

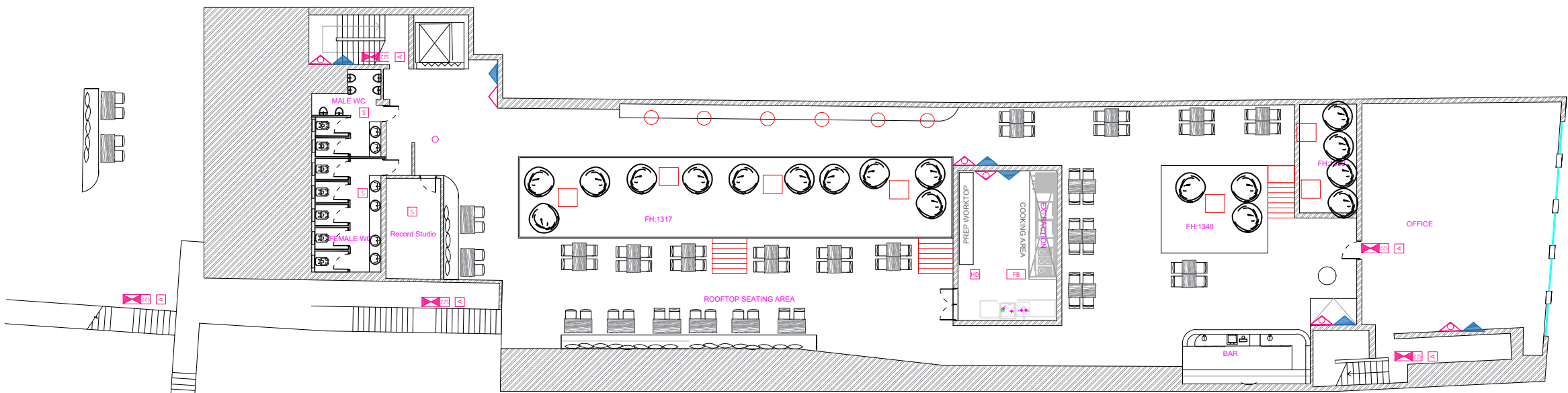
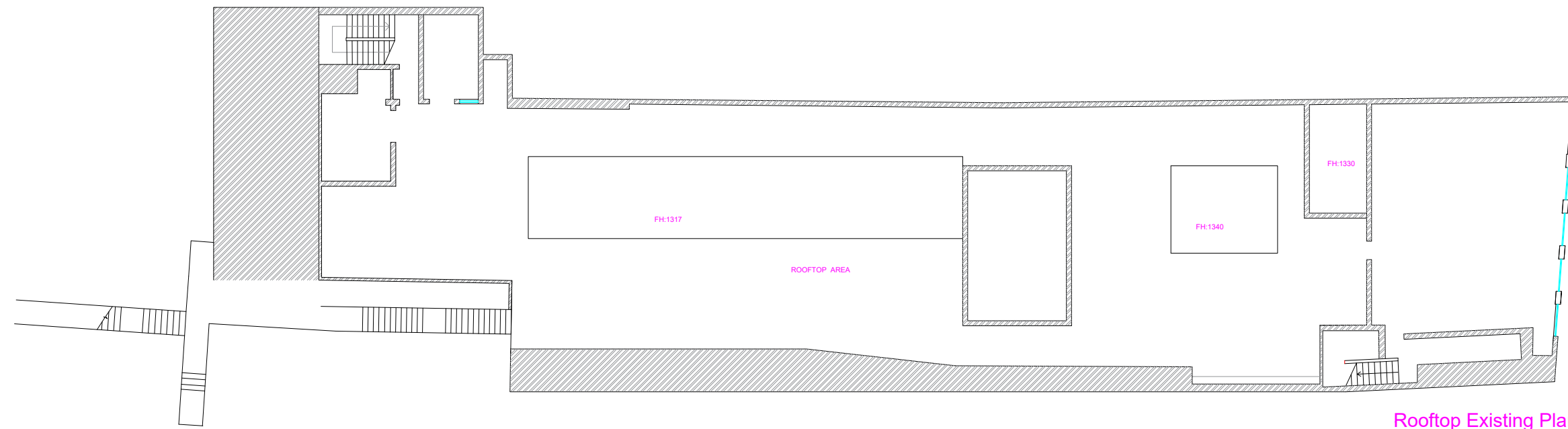
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Scale: N/A @ A3

Drawings in set: 1 of 1

Rooftop Existing Plan

Rooftop Proposed Plan



- WALL LEGEND:**
- EXISTING WALL
 - PROPOSED WALLS
 - WALL / PARTITION TO BE REMOVED
- SYMBOLS LEGEND:**
- WATER MAIN
 - SMOKE DETECTOR
 - HEAT DETECTOR
 - SAFETY LIGHTING
 - FIRE EXIT
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER
 - FOAM FIRE EXTINGUISHER
 - FIRE BLANKET
 - FIRE ALARM BUTTON
 - 30 min FIRE RESISTANCE DOOR (ALL FIRE DOORS TO HAVE INTUMESCENT STRIPS AND SELF CLOSER)
 - HAND WASH

Notes

1- This drawing is not for construction
 2- All dimensions are in millimeters
 3- Dimensions are not to be scaled directly from drawings
 4- All dimensions are to be checked on site and the Architect is to be informed of any discrepancies before construction commences
 5- All references to drawings refer to current revision of that drawing
 6- The Copyright of this drawing belongs to M+id Studio

THE EXTRACTION DUCT FOR THE CAFE SHOP WILL HAVE THE FOLLOWING:

- ESP/90E ELECTROSTATIC PRECIPITATOR FINE FILTRATION SYSTEM WHICH WILL BE INSTALLED BEFORE THE FAN / MOTOR UNIT
- D.N 100 ODOUR NEUTRALISER
- CARBON FILTER
- FAN / MOTOR UNIT: Hdios GBW 500/4 Gigabox Centrifugal Fan

Client: Mr. Malu
 Project: 104-106 Rushley Green
 Piece / Item name: Venue Design
 Drawing Type:

Revision: **A**

Drawing reference: A0140_

Project manager: Meltem Karaoglu
 Lead Designer: Meltem Karaoglu
 Designer:

Date: 18.07.23

Drawing Status

- _ Concept
- _ Quoting
- _ Approval
- _ Construction

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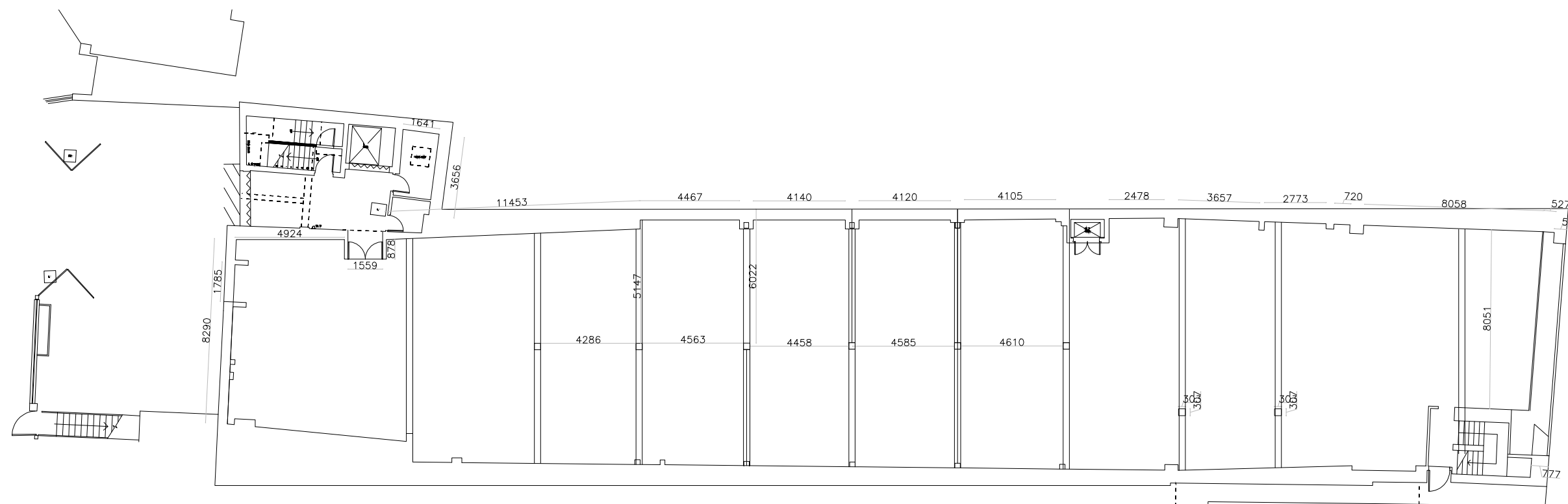
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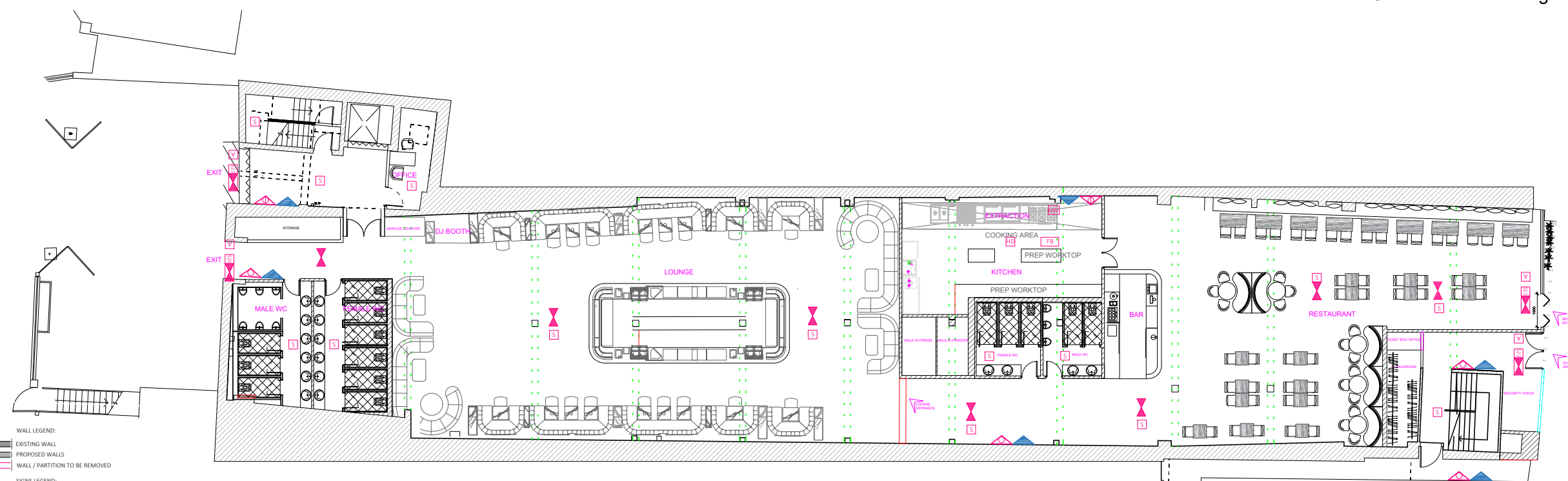
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Scale: N/A @ A3

Drawings in set: 1 of 1



Ground Floor Existing Plan



Ground Floor Proposed Plan

- WALL LEGEND:**
- EXISTING WALL
 - PROPOSED WALLS
 - WALL / PARTITION TO BE REMOVED
- SIGNS LEGEND:**
- WATER MAIN
 - SMOKE DETECTOR
 - HEAT DETECTOR
 - SAFETY LIGHTING
 - FIRE EXIT
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER
 - FOAM FIRE EXTINGUISHER
 - FIRE BLANKET
 - FIRE ALARM BUTTON
 - 30 min FIRE RESISTANCE DOOR (ALL FIRE DOORS YD HAVE INTUMESCED STRIPS AND SELF CLOSER)
 - HAND WASH

Notes
 THE EXTRACTION DUCT FOR THE CAFE SHOP WILL HAVE THE FOLLOWING:
 ● ESP300E ELECTROSTATIC PRECIPITATOR FINE FILTRATION SYSTEM WHICH WILL BE INSTALLED BEFORE THE FAN / MOTOR UNIT
 ● ON 100 ODOUR NEUTRALISER
 ● CARBON FILTER
 ● FAN / MOTOR UNIT: Helios GBW 500/4 Gigabox Centrifugal Fan

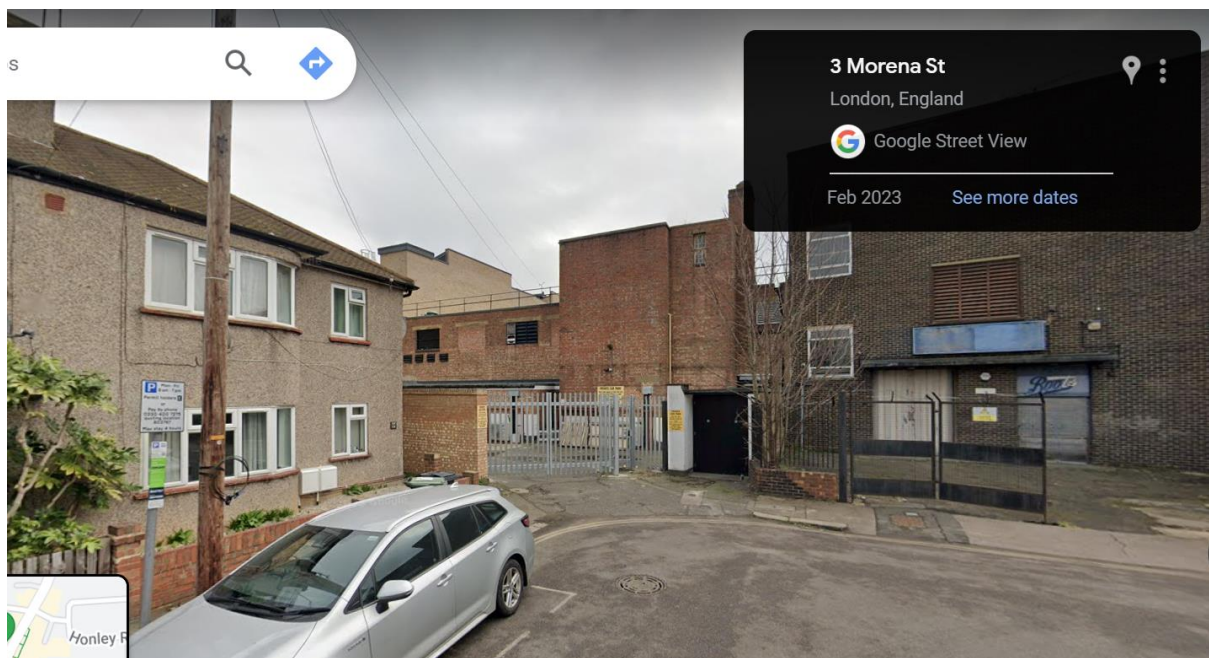
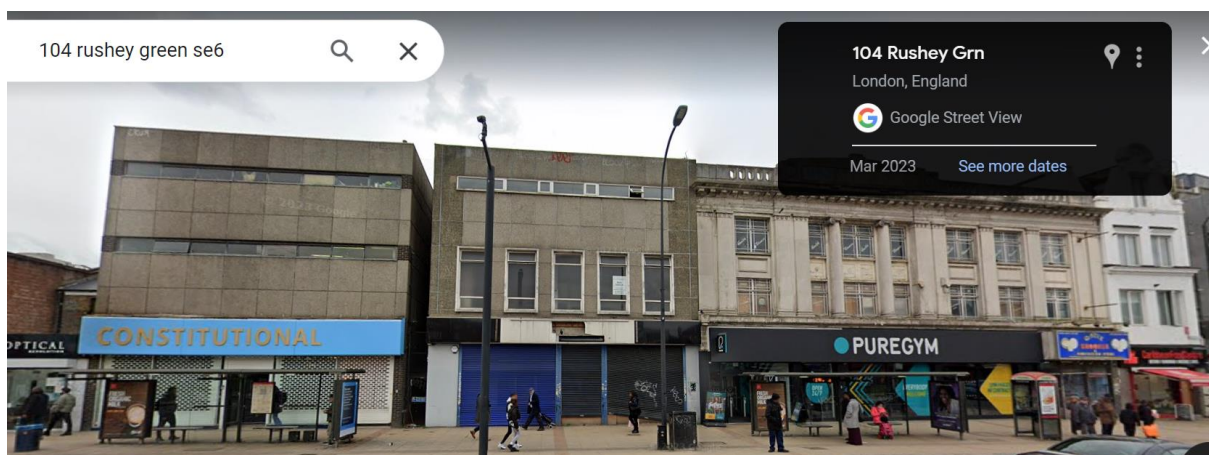
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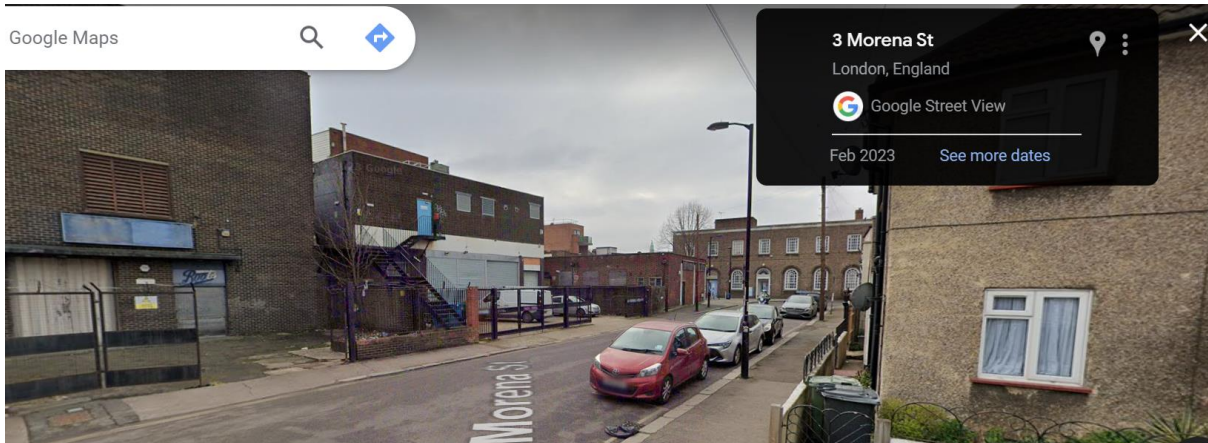
RA for Ruby's 104 Rushey Green

I have looked at the application and plans submitted with this application. I have also looked at premises in close proximity to this premises. I have looked at our licensing policy and below is my findings:

Ruby's

The premises is a 3-story building situated between the Catford Constitutional Club and Pure Gym. Above Pure Gym is a snooker hall with a premises licence. I don't believe there are any residential properties above either connecting premises. The proposed building was previously Boots the chemist. At the rear of the premises on Morena Street there are residential properties, both houses and flats.





On the opposite of side of the Rushey Green there are other licensed & unlicensed premises: Costa coffee, London & Rye, Café Tropical Brazil, Vytis Food Store & Grill Kebab House. There is also the London Squares green area. The road is wide (4 lanes) but is a busy well used road. I do not believe any residents opposite the premises will be affected by noise from the premises.



The licensed premises in close proximity to the premises are licensed until the following times:

The Catford Constitutional: Also 3 Story with a roof terrace.

00:00 Sunday – Wednesday

01:00 Thursday

02:00 Friday & Saturday

Q Stix Billiards Bar & Cafe:

Alcohol

23:00 Monday – Saturday

22:30 Sundays

Late Night refreshment

23:00 – 05:00 Daily

London & Rye Public House

00:30 Sunday – Thursday

01:00 Friday & Saturday

Seasonal variation

02:00 on bank holidays and 6 additional days

Grill Kebab House, Takeaway, no alcohol

01:00 Sunday – Thursday

03:00 Friday & Saturday

This application requests the following activities and hours:

Live & recorded music, performance of dance & alcohol, all on the premises

04:30 Monday – Sunday

Late night refreshment

05:00 Monday – Sunday.

Catford falls within a town centre on our licensing policy. The preferred closing hours for a town centre are 01:00 Sunday – Thursday and 02:00 Friday and Saturday.

Ruby's 104 Rushey Green SE6 - Suggested additional conditions:

1. The premises licence holder shall prominently display signage at all entrances informing customers: -
 - Challenge 25 is in operation in this premises.
 - All persons entering the premise must produce identification
 - Police may be called if drugs or weapons are found
 - CCTV is in operation throughout this premises and is made available to the police and licensing authority.
 - Please leave quietly and respect our neighbours and our Community.
 - Management reserve the right to refuse entry
 - About crime and pickpockets, bag thefts.
2. A minimum of 12 SIA registered door staff (SIS), of which 2 (preferably) female.
3. All SIA staff must be employed by an Accredited Contractor Scheme (ACS) registered company.
4. All SIA must be on duty from 22:00hrs until the last customer leaves.
5. Any staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear obvious Identification and accreditation and be clearly visible when seen on CCTV camera recordings.

6. The license holder, DPS, and SIA staff shall ensure that customers standing outside the front do not block or obstruct the public footpath.
7. Patrons permitted to temporarily leave and then re-enter the premises (including the smoking area) e.g. to smoke, shall not be permitted to take drinks or open containers with them.
8. No customers shall be permitted to leave the premise with any glass containers. No alcohol to be sold for consumption off the premises.
9. The licence holder shall ensure that a written record of banned individuals is held by the SIA registered door staff at the front door and will be made available to Police and Council upon request.
10. The licence holder shall ensure that when required, staff organise taxis to transport customers from the premises and encouraged safe travel home.
11. The licence holder must ensure that all Staff at the premises are aware of Ask Angela type schemes and safety for vulnerable people.
12. A noise limiter must be fitted and maintained within the premises. The level of this meter must be set in accordance with required legislation and standards by a qualified sound engineer, as so not to cause a noise nuisance. The limiter must be sealed in such a way that no unauthorised person can tamper with it. All amplified music played at the premises must be passed through the noise limiter. An annual calibration of the noise limiter must take place by a qualified sound engineer and recorded in the incident book.
13. An appropriately qualified acoustic engineer* must be engaged to carry out an acoustic report for both sound insulation, egress, and dispersal with appropriate recommendations as to how statutory nuisance can be mitigated appropriately, within 1 month of the licence being granted. A copy of the report must be sent to the licencing authority within 2 months of the licence grant date. Any recommendations to improve noise management to ensure a nuisance does not occur to neighbouring properties must be implemented with 3 months of the licence grant date.

*defined as a member of the Association of Noise Consultants

14. Any outside area, garden, terrace, or bar must close at 22:00hrs to reduce noise to the residential properties nearby.
15. No recorded or live music in any outside areas due to potential noise disturbances to neighbouring properties.
16. A Maximum of 10 persons at any one time will be permitted to be present in the outside smoking area.
17. All areas outside that are used by smokers must be provided with waste bins suitable for Cigarette debris to collect any ash and cigarette butts. This area must be monitor by staff and the bins must be regularly emptied and waste

disposed of to eliminate the impact of cigarette debris outside on the public footpath.

Ruby's 104 Rushey Green SE6 - Suggested additional conditions:

1. The premises licence holder shall prominently display signage at all entrances informing customers: -
 - Challenge 25 is in operation in this premises.
 - All persons entering the premise must produce identification
 - Police may be called if drugs or weapons are found
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