

comments after conciliation meeting

From: Bill Owen [REDACTED]
Sent: Wednesday, January 16, 2019 5:04 PM
To: Moore, Ray; Mills, Dorcas
Subject: RE: License Application 865860 - Bermondsey Street Festival Community Interest Company

I'm happy for the conditions, although they would be amended as shown in red.

Festival has responsibility to ensure that the appropriate procedures are in place and followed. It is unreasonable to expect Festival to take responsibility for training and maintaining registers.

I've no issues with any rewording as long as we can agree on the above.

Regards

Bill

- A. That a challenge 25 scheme shall be maintained at the premises requiring that staff selling alcohol request that any customer who looks under 25 years old, and who is attempting to purchase alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a driving licence, passport, UK armed services ID card and any Proof of Age Standards Scheme (PASS) accredited card such as the Proof of Age London (PAL) card.
- B. That all staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons, and the challenge 25 scheme in operation at the premises. **It is accepted that all staff involved in the sale of alcohol are under the direct supervision of a Premises Licence Holder and are employed by an undertaking involved with the sale of alcohol. The requirements for training will lie with that undertaking and not Festival organisers.** A record of such training shall be kept / be accessible at the premises at all times and be made immediately available for inspection at the premises to council or police officers on request. The training record shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the signature of the trainee, the signature of the trainer, the date(s) of training and a declaration that the training has been received.
- C. That clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the

acceptable forms of proof of age are. Such signage shall be displayed in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.

- D. That a register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be clearly and legibly marked on the front cover as a register of refused sales, with the address of the premises and with the name and address of the licence holder. The register shall be kept / be accessible at the premises at all times. The register shall be made immediately available for inspection at the premises to council or police officers on request. **It is accepted that all staff involved in the sale of alcohol are under the direct supervision of a Premises Licence Holder and are employed by an undertaking involved with the sale of alcohol. The requirements for**
The maintenance of such a register lie with that undertaking and not Festival organisers
- **The above conditions will be made a condition of booking a stall for the sale of alcohol as will be the requirement for a Premises Licence holder to be present at all times.**

From: Bill Owe [REDACTED]
[REDACTED] January 16, 2019 5:13 PM

To: Mills, Dorcas

Cc: Whyte, Anne

Subject: RE: Bermondsey Street Festival Meeting 16th January

Dorcas,

I'm fine with the inclusion of those with the following comments.

- The requirement number for SIA staff to be amended to read from 11.00 to one hour after the last music stage closes. I would note that we have a phased shutdown from 17.30 and may have closed the last stage by 18.00.
- There is an established food questionnaire in place developed by The Southwark Council Food team, and therefore the council food team must accept responsibility for the redesign of that form to meet the conditions.

Regards

Bill

From: Bill Owen [REDACTED]
Sent: Wednesday, January 16, 2019 5:50 PM
To: Andrews, Ken
Cc: Mills, Dorcas
Subject: RE: New Event Plan 2019 - Bermondsey Street Festival-EPT representation

Ken,

Good to meet you today, and , again my apologies for my difficult response in the first instance.

I'm generally happy with your representations although I must take exception to:

- Responsibility for circulating a noise complaint number
- Volunteers are engaged only in visitor experience roles.
- We start set up at 4am, any restriction on that makes the event undeliverable
- That the conditions are added to the licence and not to the event plan.

I'm very concerned that Festival is being tarnished by complaints relating to events held under a TENS and would ask that the council places rigid procedures in place to identify as to where the complaint originates.

I do hope that we can move forward quickly.

Regards

Bill

From: Andrews, Ken <Ken.Andrews@SOUTHWARK.GOV.UK>
Sent: 09 January 2019 15:23
To: Bill Owen <[\[REDACTED\]@SOUTHWARK.GOV.UK](mailto:[REDACTED]@SOUTHWARK.GOV.UK)>
Cc: Mills, Dorcas <Dorcas.Mills@SOUTHWARK.GOV.UK>
Subject: New Event Plan 2019 - Bermondsey Street Festival-EPT representation

Dear Mr Owen,

I am writing to you with regards to the representation made on behalf of Southwark Environmental Protection Team, in our capacity as Environmental Health Responsible Authority (EHRA) when considering the time limited premises licence application for the Bermondsey festival.

EHRA main concern is that the event has a potential to impact on the promotion of the prevention of Public Nuisance licensing objective with respect to noise from , patrons, amplified music, live performances and delivery and collection of waste and other activities. I have considered the revised or the New Event Plan that was submitted in support of the application and noted a brief mention of Noise on page 28 of that document.

This department will require you to include further measures as described below;

1. That **all** SIA Staff are **briefed on the need** to monitor the noise levels in the vicinity of residential premises on a **continuous ad hoc** basis, **particularly on Bermondsey Street where there are no amplified noise sources.**

2. All noise sources aimed to face away from residential premises. All SIA trained personnel briefed and active on identifying noise nuisance and as part of their duties, actively monitor noise to identify nuisance on the perimeter of the **the two stages**.
3. That SIA staff and to have the responsibility of dispersing noisy congregations outside of residential premises . **Once the street has been cleared of stalls, trading premises are advised that Festival has vacated the street, at this moment any noisy congregations become the responsibility of those premises.**
4. Information stand staff briefed and able to record and deal with noise nuisance complaints. **It is not reasonable to expect Festival to undertake an exercise to publicise an telephone number for noise complaints. There is a contact number provided on the front page of the event plan and this can be shared with the contact centre.**

Given that TENS routinely issued for premises adjacent to Festival, and for events that continue beyond the end of Festival. We would ask that a detailed log of complaints be kept of such complaints, and any complaint is escalated to the complaint telephone number immediately on receipt to enable Festival organisers to verify that the complaint relates to Festival. No complaints shall be countenanced once stages have closed, retrospective

4A. External Waste Handling hours shall be at the direction of the Festival Cleansing contractor, Southwark Council.

Deliveries that are unlikely to cause no nuisance to residential amenity may take place from 04.00 on Saturday and no delivery likely to cause nuisance takes place before 08.00. Stall and stage set up starts at 04.00.

5. Collections shall only take place between the hours of 08.00hrs and 23.00hrs on Saturday and/or between **06.00-1800 on Sunday** **The toilets are collected on Sunday morning, everything else goes on Saturday**

6. Any portaloos must be located outside of buildings away from highly trafficked areas in case of leakage, and with room for vehicular access to effect emptying and removal.
7. That the event plan is updated to include the above measures.

If you wish, I can meet with you to discuss the above.

Kind regards

Ken

From: Farrington, Ian
Sent: Monday, January 21, 2019 11:02 AM
To: Mills, Dorcas
Subject: FW: Bermondsey Street Festival Meeting 16th January

Hello Dorcas,

Please pass on these details to the applicant relating to his acceptance of the conditions that I have proposed in order to conciliate, rather than taking this matter to committee for their decision.

I have reviewed the applicants form of application – date stamped as received 19Nov 2018, **the finish time for the event has been stated as 19:30**, and signed by the applicant 14Nov 2018. Given that the estimate for the attendance at last years event has been stated as 6,000 and the estimate from the applicant on documentation received 19Nov 2018 was 5,000 **there are likely to be an increased number of public in the area at the event until close at 19:30**. Similar events within the borough have offered SIA security until half an hour after the events proposed finish time **to aid in crowd safety during dispersal**.

Therefore I can not justify altering the condition to suit Mr Owen, for reasons of public safety.

My offer of conciliation still stands if Mr Owen is now able to reconsider the proposed conditions in **RED** below. Alternatively please advise me if I need to make myself available for the committee date.

Kind Regards
Ian Farrington - Principal Enforcement Officer (Health and Safety)
Postal address:Community Safety & Enforcement, Floor 3, Hub 1, PO Box 64529, London SE1P 5LX
Office Address (for meetings and deliveries), 160 Tooley Street, London, SE1 2TZ

From: Farrington, Ian
Sent: Monday, January 21, 2019 10:43 AM
To: Mills, Dorcas
Cc: Legister, Earl
Subject: RE: Bermondsey Street Festival Meeting 16th January

Hello Dorcas,

Please advise the applicant Bill Owen that his comments on the established food questionnaire have been passed to Earl Legister, food team leader, with effect from this email, and Earl is happy to discuss the existing presence of the provision of these conditions within the existing form.

I will deal with his comments relating to the SIA amendment myself, once I have considered it.

Kind Regards
Ian Farrington - Principal Enforcement Officer (Health and Safety)
Postal address:Community Safety & Enforcement, Floor 3, Hub 1, PO Box 64529, London SE1P 5LX
Office Address (for meetings and deliveries), 160 Tooley Street, London, SE1 2TZ

From: Bill Owen [REDACTED]
Sent: Wednesday, January 16, 2019 5:13 PM
To: Mills, Dorcas
Cc: Whyte, Anne
Subject: RE: Bermondsey Street Festival Meeting 16th January

Dorcas,

I'm fine with the inclusion of those with the following comments.

- The requirement number for SIA staff to be amended to read from 11.00 to one hour after the last music stage closes. I would note that we have a phased shutdown from 17.30 and may have closed the last stage by 18.00.
- There is an established food questionnaire in place developed by The Southwark Council Food team, and therefore the council food team must accept responsibility for the redesign of that form to meet the conditions.

Regards

Bill

From: Bill Owen [m [REDACTED]]
Sent: Monday, January 21, 2019 2:53 PM
To: Mills, Dorcas
Subject: RE: Bermondsey Street Festival Meeting 16th January

Dorcas,

A Licence is just that, it is not an undertaking or commitment to delivering the event. Therefore I am unmoved on my position that:

- The requirement number for SIA staff to be amended to read from 11.00 to one hour after the last music stage closes. I would note that we have a phased shutdown from 17.30 and may have closed the last stage by 18.00.

The licence ends at 19.30, there is no decision as to when the event will end. It is custom and practice to end the event at least 30 minutes prior to the time the licence ends,

I further consider that the provision of named individuals at least 30 days prior to the event is not practicable, this needs to reflect that the event may only be finalised the night before.

The requirement for the details must be catered for on the food form that is to be developed and that all requirements are waived for any business that is registered with LBS.

The requirement for hand washing facilities is waived for any stallholder that currently trades as a food vendor or has a registered address on Bermondsey Street.

Regards

Bill

From: Mills, Dorcas <Dorcas.Mills@SOUTHWARK.GOV.UK>
Sent: 21 January 2019 11:21
To: Bill Owen [REDACTED] >
Subject: FW: Bermondsey Street Festival Meeting 16th January

Dear Bill

Please see both comments from Ian Farrington from Health and safety following the meeting of the 16th Jan.

He mentions Earl in the email . Earl's email address and phone number is listed below.

Earl.Legister@southwark.gov.uk
0207 525 0392

With regards to rescheduling the meeting. I am waiting for advise and will contact you with any information as soon as.

Regards

Dorcas