

LICENSING SUB COMMITTEE

Wednesday, 18 October 2017 at 6.30 p.m.

The Council Chamber, Town Hall, Mulberry Place, 5 Clove Crescent,
London, E14 2BG

This meeting is open to the public to attend.

Contact for further enquiries:

Simmi Yesmin, Senior Democratic Services Officer
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QR code for smart phone users.

APOLOGIES FOR ABSENCE

To receive any apologies for absence.

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST (Pages 1 - 4)

To note any declarations of interest made by Members, including those restricting Members from voting on the questions detailed in Section 106 of the Local Government Finance Act, 1992. See attached note from the Monitoring Officer.

2. RULES OF PROCEDURE (Pages 5 - 14)

To note the rules of procedure which are attached for information.

	PAGE NUMBER(S)	WARD(S) AFFECTED
3. ITEMS FOR CONSIDERATION		
3.1 Application for a New Premise Licence for Unit 1 Lanark Square, London E14 9RE	15 - 84	Blackwall & Cubitt Town

Licensing Objectives:

- Public Nuisance

Representations by:

- Local Resident(s)
-

3.2 Application for a New Premise Licence for Unit 2 Lanark Square, London E14 9RE	85 - 176	Blackwall & Cubitt Town
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Licensing Objectives:

- Public Nuisance

Representations by:

- Local Resident(s)
-

**3 .3 Application for a New Premise Licence for Unit 3
Lanark Square, London E14 9RE**

177 - 268

**Blackwall &
Cubitt Town**

Licensing Objectives:

- Public Nuisance

Representations by:

- Local Resident(s)

**4. EXTENSION OF DECISION DEADLINE:
LICENSING ACT 2003**

The Sub Committee may be requested to extend the decision deadline for applications to be considered at forthcoming meetings due to the volume of applications requiring a hearing. Where necessary, details will be provided at the meeting.

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Agenda Item 1

DECLARATIONS OF INTERESTS - NOTE FROM THE MONITORING OFFICER

This note is for guidance only. For further details please consult the Members' Code of Conduct at Part 5.1 of the Council's Constitution.

Please note that the question of whether a Member has an interest in any matter, and whether or not that interest is a Disclosable Pecuniary Interest, is for that Member to decide. Advice is available from officers as listed below but they cannot make the decision for the Member. If in doubt as to the nature of an interest it is advisable to seek advice **prior** to attending a meeting.

Interests and Disclosable Pecuniary Interests (DPIs)

You have an interest in any business of the authority where that business relates to or is likely to affect any of the persons, bodies or matters listed in section 4.1 (a) of the Code of Conduct; and might reasonably be regarded as affecting the well-being or financial position of yourself, a member of your family or a person with whom you have a close association, to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward affected.

You must notify the Monitoring Officer in writing of any such interest, for inclusion in the Register of Members' Interests which is available for public inspection and on the Council's Website.

Once you have recorded an interest in the Register, you are not then required to declare that interest at each meeting where the business is discussed, unless the interest is a Disclosable Pecuniary Interest (DPI).

A DPI is defined in Regulations as a pecuniary interest of any of the descriptions listed at **Appendix A** overleaf. Please note that a Member's DPIs include his/her own relevant interests and also those of his/her spouse or civil partner; or a person with whom the Member is living as husband and wife; or a person with whom the Member is living as if they were civil partners; if the Member is aware that that other person has the interest.

Effect of a Disclosable Pecuniary Interest on participation at meetings

Where you have a DPI in any business of the Council you must, unless you have obtained a dispensation from the authority's Monitoring Officer following consideration by the Dispensations Sub-Committee of the Standards Advisory Committee:-

- not seek to improperly influence a decision about that business; and
- not exercise executive functions in relation to that business.

If you are present at a meeting where that business is discussed, you must:-

- Disclose to the meeting the existence and nature of the interest at the start of the meeting or when the interest becomes apparent, if later; and
- Leave the room (including any public viewing area) for the duration of consideration and decision on the item and not seek to influence the debate or decision

When declaring a DPI, Members should specify the nature of the interest and the agenda item to which the interest relates. This procedure is designed to assist the public's understanding of the meeting and to enable a full record to be made in the minutes of the meeting.

Where you have a DPI in any business of the authority which is not included in the Member's register of interests and you attend a meeting of the authority at which the business is considered, in addition to disclosing the interest to that meeting, you must also within 28 days notify the Monitoring Officer of the interest for inclusion in the Register.

Further advice

For further advice please contact:-
Asmat Hussain, Corporate Director, Governance and Monitoring Officer, Tel 020 7364 4800

APPENDIX A: Definition of a Disclosable Pecuniary Interest

(Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012, Reg 2 and Schedule)

Subject	Prescribed description
Employment, office, trade, profession or vacation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	<p>Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the Member in carrying out duties as a member, or towards the election expenses of the Member.</p> <p>This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.</p>
Contracts	<p>Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority—</p> <p>(a) under which goods or services are to be provided or works are to be executed; and</p> <p>(b) which has not been fully discharged.</p>
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	<p>Any tenancy where (to the Member's knowledge)—</p> <p>(a) the landlord is the relevant authority; and</p> <p>(b) the tenant is a body in which the relevant person has a beneficial interest.</p>
Securities	<p>Any beneficial interest in securities of a body where—</p> <p>(a) that body (to the Member's knowledge) has a place of business or land in the area of the relevant authority; and</p> <p>(b) either—</p> <p>(i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or</p> <p>(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 one hundredth of the total issued share capital of that class.</p>

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TOWER HAMLETS



LICENSING COMMITTEE

RULES OF PROCEDURE GOVERNING APPLICATIONS FOR PREMISES LICENCES AND OTHER PERMISSIONS UNDER THE LICENSING ACT 2003

Date Last Reviewed:	14th June 2016
Reviewed By:	Senior Corporate and Governance Legal Officer
Approved By:	Licensing Committee
Date Approved:	14th June 2016
Version No.	1
Document Owner:	Paul Greeno
Post Holder:	Senior Corporate and Governance Legal Officer
Date of Next Scheduled Review:	31st March 2018

1. Interpretation

- 1.1 These Procedures describe the way in which hearings will be conducted under the Licensing Act 2003, as set out in the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) ('the Hearings Regulations'). The Procedures take into account the Licensing Act (Premises Licences and Club Premises Certificates) Regulations 2005.
- 1.2 Except where otherwise stated, references in this Code are to the Licensing Committee and its Sub-committees and the expression 'Licensing Committee' should be interpreted accordingly.
- 1.3 The Hearings Regulations provide (Regulation 21) that a Licensing Authority shall, subject to the provisions of those Regulations, determine for itself the procedure to be followed at a hearing.
- 1.4 These Procedures, therefore, set out the way in which Licensing Committee Meetings will be conducted under the Licensing Act 2003, following the requirements of the Hearings Regulations.
- 1.5 Proceedings will not be rendered void only as the result of failure to comply with any provision of the Hearings Regulations (Regulation 31) save that in any case of such an irregularity, the Licensing Committee shall, if it considers that any person may have been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure the irregularity before reaching its determination (Regulation 32).

2. Composition of Sub-Committee

- 2.1 The Sub-Committee will consist of three (3) members and no business shall be transacted unless three (3) members of the Licensing Committee are present and able to form a properly constituted Licensing Sub-Committee. In such cases the Chair shall have a second or casting vote.

3. Procedure

- 3.1 The hearing shall take place in public save that the Licensing Committee may exclude the public from all or part of a hearing where it considers that, on balance, it is in the public interest to do so. The parties and any person representing them may be excluded in the same way as another member of the public. Any person so excluded may, before the end of the hearing, submit to the Licensing Committee in writing, any information which, they would have been entitled to give orally had they not been required to leave. Where there are a number of items on the agenda, the adjournment of that item for a short period, whilst another item is heard, may allow this process to be carried out effectively.

- 3.2 The Chair will begin by asking the parties to identify themselves and confirm whether or not they are represented.
- 3.3 The Licensing Committee should always satisfy itself that sufficient notice of the hearing has been given to all parties and if not satisfied, then the Licensing Committee should take such steps as it thinks fit to deal with that issue before reaching its determination and this could include adjourning that application to a later date.
- 3.4 The Licensing Committee will then consider any requests by a party for any other person to be heard at the hearing in accordance with the Regulations. Permission will not be unreasonably withheld provided proper notice has been given.
- 3.5 The Chair will then explain how the proceedings will be conducted, and indicate any time limits that may apply to the parties to the application. In setting time limits, the Licensing Committee will take into account the importance of ensuring that all parties receive a fair hearing, and the importance of ensuring that all applications are determined expeditiously and without undue delay. Further the Licensing Committee must have regard to the requirement to allow each party an equal amount of time.
- 3.6 If a party considers that any time limit is not sufficient then they should address the Licensing Committee and which will determine accordingly.
- 3.7 If any party has informed the Authority that they will not be attending or be represented at the hearing or any party does not give notice that they will not be attending but fails to attend and is not represented, the Licensing Committee may proceed in their absence or adjourn the hearing if it considers it to be necessary in the public interest. An adjournment will not be considered where due to the operation of the Hearing Regulations it would not be possible to adjourn.
- 3.8 If the Licensing Committee adjourns the hearing to a specified date it must specify the date, time and place to which the hearing has been adjourned and why it is considered necessary in the public interest.
- 3.9 If the Licensing Committee holds the hearing in the absence of a party, it will consider at the hearing the application, representation or notice given by that party.
- 3.10 The Chair will invite an Officer of the Licensing Section to present the report by briefly summarising the application and the number and type of the representations as set out in the papers circulated. The Officer will also advise of any discussions held with the parties; any amendments made to the application; any representations withdrawn; and any agreed conditions that the Licensing Committee is being asked to consider. The Officer shall not give

any opinion on the application or ask the Committee to make an inference based on such an opinion.

- 3.11 Members of the Licensing Committee can then ask questions of clarification of the Licensing Officer or seek legal advice from the Legal Adviser to the Licensing Committee if they require in respect of matters raised during the presentation by the Licensing Officer.
- 3.12 The Legal Adviser to the Licensing Committee will then give any relevant legal advice that the Licensing Committee need to take into consideration.
- 3.13 The Chair will then ask the applicant or their representative, if present, to present a summary of the nature and extent of the application. This should be brief, avoid repetition of material already available to the Licensing Committee in the Officer's report or otherwise, and include any reasons why an exception should be made to the Council's Licensing Policy, where appropriate, and respond to the written representations received. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence on behalf of the applicant or who has made a representation in favour of the application.
- 3.14 The application is to be presented within the time limit that has been set.
- 3.15 Where an applicant is unrepresented and having difficulty in presenting their application then the Legal Adviser to the Licensing Committee may ask questions of the applicant so that the relevant points are addressed and clarified for the Licensing Committee.
- 3.16 Members of the Licensing Committee may ask questions of the person presenting the case after their address as well as any other person who has spoken in support of the application. Members can also ask questions of the applicant as well as any other person present for the applicant who they consider can assist.
- 3.17 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.18 The Chair will then ask the persons who have made representations against the application to address the Licensing Committee within the time limit that has been set. They should not repeat what is already set out in their representations or notice or raise new matters. In their address they should provide clarification on any points previously requested by the Council. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence.
- 3.19 Members of the Licensing Committee may then ask questions of the persons making representations against the application and any other person who has

spoken in support of such representation. Members can also ask questions of any other person present who they consider can assist.

- 3.20 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.21 Petitions will be treated as representations provided they meet the requirements for relevant representations set out in the Licensing Act 2003. Members should proceed with caution when relying upon petitions used as evidence due to the structure and wording used.
- 3.22 The Licensing Committee will disregard any information given by a party, or any other person appearing at the hearing, which is not relevant to:
 - a) their application, representation or notice; and
 - b) the promotion of the licensing objectives or the crime prevention objective where notice has been given by the police.
- 3.23 The Chair will intervene at any stage of the hearing to prevent repetitious or irrelevant points being raised.
- 3.24 Cross examination of any party or any other person allowed to appear will not be allowed unless specifically permitted by the Chair.
- 3.25 There is no right for any party to sum up but they may be permitted to do at the discretion of the Chair and within time limits prescribed by the Chair.
- 3.26 The Licensing Committee will consider its decision in private save that the Legal Adviser and Democratic Services Officer will remain with them.
- 3.27 The Licensing Committee will normally return to open session to announce its decision but in cases where the prescribed time limit allows for a later determination and it is appropriate to determine the matter within that time then the Chair will advise the parties present that the decision will not be announced then but that the determination will take place within the prescribed time limit and that written notification will be dispatched to all parties advising them of the determination.

4. Exclusions

- 4.1 In addition to any exclusion under paragraph 3.1 above, The Licensing Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit the person to return; or allow them to return only on such conditions as Licensing Committee may specify.

- 4.2 Any person so excluded may, before the end of the hearing, submit to the Authority in writing, any information which, they would have been entitled to give orally had they not been required to leave.

Guidance for Licensing Sub-Committee Meetings.

(1) Attendance at Meetings.

All meetings of the Sub-Committee are open to the public and press to attend. On rare occasions, the Sub-Committee may retire to consider private business that will be clearly marked on the agenda as such. The press and public will be excluded for those confidential items only. We try to keep confidential reports to an absolute minimum. We request that you show courtesy to all present and please keep mobile phones on silent. Meetings can reach full capacity and seats are allocated on a first come first come served basis.

(2) Licensing Sub-Committee Role and Membership.

In summary, the Sub-Committee will consider and determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made. The full terms of reference can be found on the Committee webpages (see below). The Licensing Sub-Committee will consist of 3 Members of the main Licensing Committee. Meetings are normally held in the Town Hall Council Chamber.

Licensing Sub-Committee Webpages

To view go to the Committee and Member Services web page:
www.towerhamlets.gov.uk/committee - 'agenda, reports, decisions and minutes', then click on 'Licensing Sub-Committee'.

The pages include:

- Terms of Reference for the Licensing Sub-Committee.
- Meeting dates, agendas and minutes.
- Agenda timetable including agenda publication dates. (To view click 'browse meetings and agendas for this committee', then 'show agenda management timetable').

(3) Access to Committee Papers.

The agenda for Sub-Committee meetings is published five clear (working) days before the Sub-Committee meeting on the Committee webpages (except for certain types of applications where special rules apply). All Committee papers (i.e. agendas, reports, minutes and decisions) are published on the website and also available on iPad and Android tablet apps downloadable for free from their respective app stores.

(4) Who can speak at Licensing Sub-Committee meetings?

Only interested parties may address the Sub-Committee (those who have made a valid representation) and the applicant and their representatives. Although the Sub-Committee may allow other persons to present the interested parties evidence or to give supporting evidence. If you are planning to attend the hearing to address the committee, you are advised to contact the Committee officer - see the Committee

pages and agenda front page for contact details. Speakers are advised to arrive at the start of the meeting in case the order of business is changed. Speakers will be called to speak by the Chair at the appropriate time. If speakers are not present by the time their application is heard, the Committee may consider the item in their absence.

(5) What can be circulated?

Should you wish to submit any material, please contact the Committee/Licensing Officer as soon as possible. The Sub-Committee may accept information at the hearing, however this is only with the agreement of all parties present.

(6) How will the applications be considered?

The Sub-Committee will normally consider the items in agenda order subject to the Chair’s discretion. The hearing procedure is detailed at the end of this guidance.

(7) How can I find out about a decision?

You can contact Democratic Services the day after the meeting to find out the decisions.

(8) Queries on reports.

For any questions, please contact the Officer named on the front of the report.

Typical Seating Plan for Licensing Sub - Committee Meetings in the Town Hall Council Chamber.

Public Seating		Objectors Benches		Sub-Committee Members
Public Seating				Chair
Public Seating				Legal Officer
Public Seating		Applicants Benches		Committee Officer
Public Seating				Licensing Officer

LICENSING SUB COMMITTEE HEARING PROCEDURE

All interested parties to the hearing must notify Democratic Services within prescribed timescales that they intend to attend and/or be represented at the hearing and whether any witnesses will be attending on their behalf. The meeting will be in the form of a discussion led by the Sub Committee, cross examination of either party will not be permitted.

The Chair will allocate an equal amount of speaking time to each party. Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing.

The hearing will proceed as follows (subject to the discretion of the Chair).

1. Chair will introduce him/herself and ask Members, officers, and all interested parties present at the meeting to introduce themselves.
2. Licensing Officer to present the report.
3. Committee Members to ask questions of officer (if any).
4. The Applicant to present their case in support of their application (including any witnesses they may have).
5. Committee Members to ask questions of applicants and their witnesses or ask for points of clarification.
6. The relevant Responsible Authorities in attendance will present their case and their reasons for representation (including any witnesses they may have).
7. The Objectors/Interested Parties in attendance will present their case and their reasons for objecting (including any witnesses they may have).
8. Committee Members to ask questions of Responsible Authorities, objectors and their witnesses or ask for points of clarification.
9. Applicant (with exception and with permission of the Chair) can ask questions of the other parties to the hearing and their witnesses.
10. Interested Parties to the hearing (with exception and with the permission of the Chair) can ask questions of the applicant/other parties to the hearing and their witnesses.
11. Chair's closing remarks
12. Sub-Committee retire from the meeting with the Committee Officer and Legal Officer and consider their decision.
13. The Sub-Committee will return to the meeting and Chair announces the decision together with the reasons for the decision and any right to appeal.
14. A Decision letter will be sent to all interested parties confirming the decision made.

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Agenda Item 3.1

Committee :	Date	Classification	Report No.	Agenda Item No.
Licensing Sub Committee		Unclassified		

Report of : David Tolley Head of Environmental Health & Trading Standards Originating Officer: Corinne Holland Licensing Officer	Title: Licensing Act 2003 Application for a new Premises Licence for Unit 1 Lanark Square, London, E14 9RE Ward affected: Blackwall and Cubitt Town
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1.0 Summary

Applicant: **Georgiou Inc Limited**
Name and
Address of Premises: **Unit 1**
Lanark Square,
London
E14 9RE

Licence sought: **Licensing Act 2003**
The Sale of Alcohol

Objectors: **Local Resident**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File Only

Corinne Holland
020 7364 3986

3.0 **Background**

- 3.1 This is an application for a new premises licence for **Unit 1, Lanark Square, London, E14 9RE.**
- 3.2 The applicant has described the premises as follows:
- 3.3 *“A convenience store / delicatessen offering a range of groceries and goods in addition to the sale of alcohol”*
- 3.4 A copy of the application is enclosed as **Appendix 1.**
- 3.5 The applicant initially applied for off sales for the sale of alcohol for 24 hours a day 7 days a week.

Sale of alcohol – (off sales)

- Monday – Sunday 00:00 – 00:00 hours (24 hours)

Hours premises are open to the public:

- Monday – Sunday 00:00 – 00:00 hours (24 hours)

- 3.4 After discussion with the police the applicant agreed to reduce the hours applied for. The hours now applied for are:

Sale of alcohol – (off sales)

- Monday – Sunday 06:00 – 00:00 hours (midnight)

4.0 **Location and Nature of the premises**

- 4.1 Photographs of the venue and immediate vicinity will be provided at the hearing.
- 4.2 The site plan of the venue is included as **Appendix 2.**
- 4.3 Maps showing the vicinity are included as **Appendix 3.**
- 4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 4.**

5.0 **Licensing Policy and Government Advice**

- 5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2013.
- 5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.

- 5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in April 2017.
- 5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 Representations

6.1 This hearing is required by the Licensing Act 2003, because relevant representations have been made by a local resident.

- Mr Lukas Kubasek (**Appendix 5**)

6.2 There has also been one representation in support of the application.

- Mr Ross Knapp (**Appendix 6**)

6.3 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police
- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise
- Trading Standards
- Child Protection
- Public Health

6.4 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

6.5 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing

6.6 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.

- 6.7 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.8 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.9 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.10 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 7**.
- 6.11 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.
- 6.12 The objections cover allegations of:
- Anti-social behaviour from patrons leaving the premises
 - Disturbance from patrons leaving the premises
 - Close proximity to residential properties
 - Magnet for anti-social behaviour
- 6.13 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.14 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.
- 7.0 **Conditions consistent with Operating Schedule**
- Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of focal residents and to leave the premises and the area quietly;
 - The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to: dealing with incidents and prevention of crime and disorder; sale of alcohol to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
 - The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.

- The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
- The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
- The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
- The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
- The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
- The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
- The premises licence holder shall ensure that notices shall be displayed in the premises, advising;
 - CCTV is in operation
 - a 'Challenge 25' scheme operates in the premises
 - 'No proof of age - no Sale'
 - Patrons should respect the needs of local residents and leave the area quietly
- The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log. The log should show:
 - (i) the date and time of the refusal;
 - (ii) the product(s) attempted to be purchased;
 - (iii) a description of the customer; and
 - (iv) the signature of the staff member who made the refusal.

8.0 Conditions Agreed/Requested by Responsible Authority

None

9.0 Licensing Officer Comments

9.1 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.2 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)

- ❖ Mandatory conditions must be imposed (10.27) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.60) Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.3 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.4 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.5 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.6 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.7 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.8 In **Appendices 8- 15** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 Legal Comments

- 10.1 The Council’s legal officer will give advice at the hearing.

11.0 Finance Comments

- 11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	A copy the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Other licensed venues in the vicinity
Appendix 5	Representations from Mr Lubasek (objector)
Appendix 6	Representations from Mr Ross Knapp (supporter)
Appendix 7	Section 182 advice by Home office concerning relevant, vexatious, and frivolous representations
Appendix 8	Anti- social behaviour on premises
Appendix 9	Anti-social behaviour leaving the premises
Appendix 10	Premises a magnet for anti-social behaviour
Appendix 11	S182 Guidance on public nuisance
Appendix 12	Licensing Policy on prevention of nuisance
Appendix 13	Access and Egress problems
Appendix 14	Framework Hours
Appendix 15	Planning

Appendix 1

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

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

Yes No

Applicant Details

* First name

* Family name

* 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

Business name 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

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

A private individual acting as an agent

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.

Registration number

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 Registered Address

Address registered with Companies House.

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 Her 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...

Limited Company - ID of Director supplied

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

* 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.

A convenience store / delicatessen offering a range of groceries and goods in addition to the sale of alcohol

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

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

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

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

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

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...

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" value="United Kingdom"/>
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.

There will be no activity of this nature

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

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.

Continued from previous page...

TUESDAY

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

WEDNESDAY

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

THURSDAY

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

FRIDAY

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

SATURDAY

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

SUNDAY

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

Please see attached schedule of conditions

b) The prevention of crime and disorder

Please see attached schedule of conditions

c) Public safety

Please see attached schedule of conditions

d) The prevention of public nuisance

Please see attached schedule of conditions

e) The protection of children from harm

Please see attached schedule of conditions

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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.

Continued from previous page...

- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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 EHC 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.

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.

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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.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00*

Band E - £125001 and over = 635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

* Fee amount (£)

100.00

DECLARATION

1

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

The 28 full days consultation period on the public notice on the premises and on the newspaper must state the same consultation end date. The advert on the local newspaper must be published on at least one occasion during the period of 10 working days starting on the day after the day on which the application was given to the Licensing Authority.

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

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
* Date / /
dd mm yyyy

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/tower-hamlets/apply-1> to upload this file and continue with your application.

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

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="GEO Unit 1"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
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Is Digitally signed	<input type="checkbox"/>

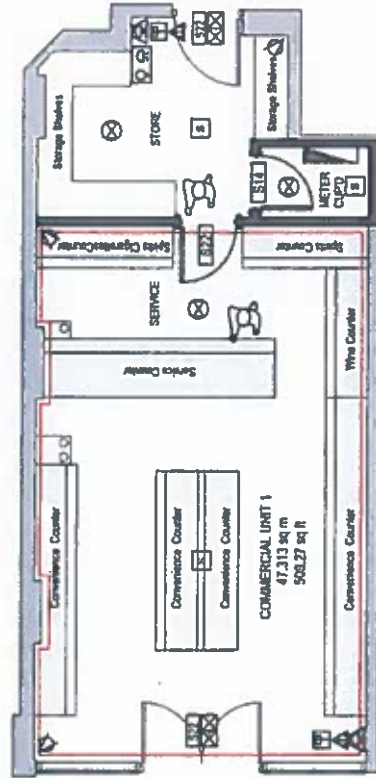
< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next >

Schedule of conditions for convenience store

1. Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly;
2. The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to, dealing with incidents and prevention of crime and disorder; sale of alcohol to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
3. The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.
4. The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
5. The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
6. The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
7. The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
8. The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
9. The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
10. The premises licence holder shall ensure that notices shall be displayed in the premises, advising;
 - CCTV is in operation
 - a 'Challenge 25' scheme operates in the premises
 - 'No proof of age – no Sale'
 - Patrons should respect the needs of local residents and leave the area quietly
11. The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log. The log should show:
 - (i) the date and time of the refusal;
 - (ii) the product(s) attempted to be purchased;
 - (iii) a description of the customer; and
 - (iv) the signature of the staff member who made the refusal.

Appendix 2

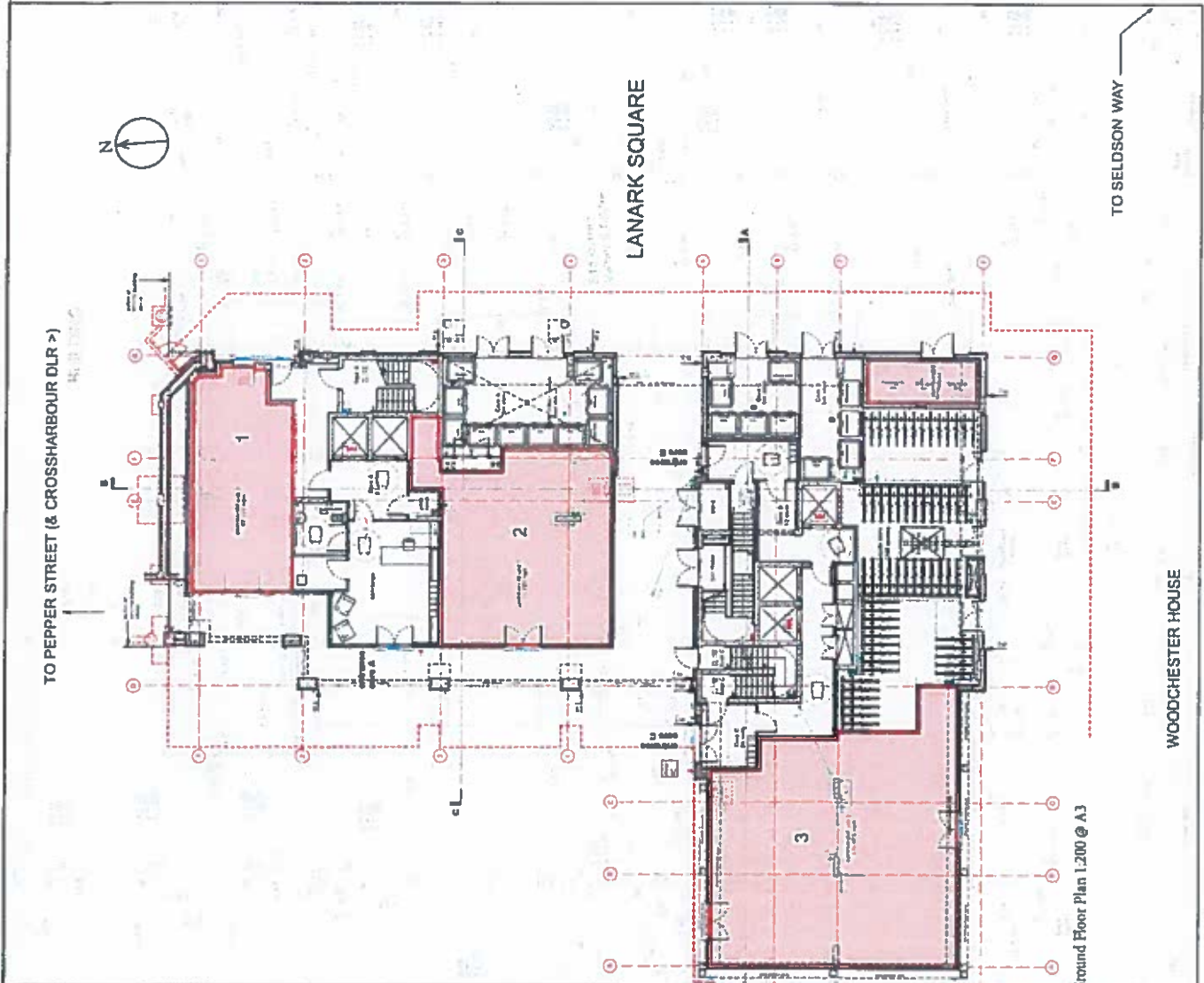
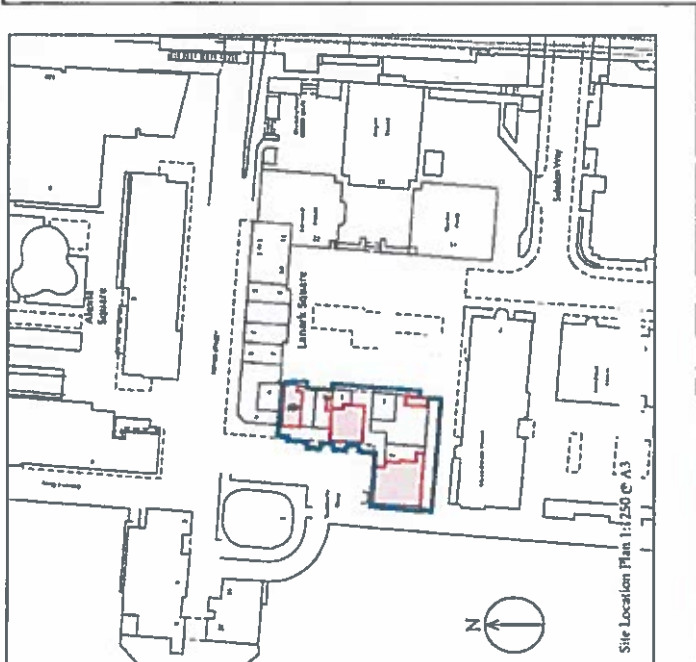
KEY	Symbol	Description
	⊗	In LED Sign Lit Fire Emergency Exit Sign
	⊗	Emergency Lighting
	LS1	30 Press fire alarm, loop initiated and
	LS2	Fire Emergency Exit Notice
	FFF	Down Fire from all Pathways
	SV	Smoke / Heat Detector
	▲	Wet Mounted 200 Cavity Double Fire Emergency
	▲	Wet Mounted 200 Hydroxyapatite Fire
	▲	Emergency Self-Sampler
	▲	Fire Alarm Call point with Fire Alarm Stop adjacent
	▲	Fire Alarm Panel
	▲	Fire Alarm Panel
	▲	CCTV Camera
	▲	Fire Resisting Construction
	▲	Quarrying Material
	▲	Safe or Supply of Alcohol
	—	GRL



Project Commercial Unit 1, Lanes' Square, London E14 9RE
 Drawing Title Premises Licence Plan
 Drawing No 1358 Licence Plan 01
 Date July 2017 Scale 1:100 @ A4
Plot Dimensions to be confirmed by site inspection. Do not reproduce without LSL permission.

LSL





A3 TRANSPARENT CLAY
 (A3) LANARK SQUARE
 Drawing
 Commercial Units 1, 2 & 3
 Scale
 CAD File: 2020_A3-04.dwg
 Date: 15/05/17
 Drawn by: JG
 Checked by: JG
 Project No: 2020/04
 3229_CV/20200 P

Appendix 3

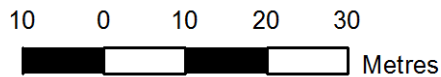


Lanark Square Unit 1

Map 1



Scale 1:1135



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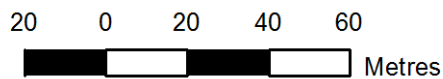


Lanark Square

Map 2



Scale 1:2270



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Appendix 4

Premises name and address	Licensable Activities and Hours	Opening Hours
<p>(Tesco Baltimore IOD Express) Westward Parade Pepper Street Isle of Dogs London E14 9RB</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight) 	<ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight)
<p>(Oki-Doki Nails Limited) Unit 3 Westward Parade Pepper Street</p>	<p><u>The Supply of Alcohol (on sales only)</u></p> <ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs 	<ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs
<p>Unit 6B Baltimore Wharf Pepper Street</p>	<p><u>Sale of alcohol (on and off sales)</u> Monday to Sunday 12:00 noon – midnight</p> <p><u>Regulated entertainment.</u> Recorded music only. Monday to Sunday 12:00 noon – midnight.</p> <p><u>Late night refreshment.</u> Monday to Sunday 12:00 noon – midnight.</p>	<ul style="list-style-type: none"> Monday to Sunday 12:00 noon – midnight
<p>(Pappa John's Pizza) Unit 2, Westward Parade Pepper Street</p>	<p>The provision of late night refreshment</p> <ul style="list-style-type: none"> Sunday to Thursday, from 23:00 hours to 01:00 hours the following day (delivery only from 00:00 hours) Friday and Saturday, from 23:00 hours to 02:00 hours the following day (delivery only from 01:00 hours) <p><u>Non standard timings</u></p> <ul style="list-style-type: none"> New Year's Eve, from 23:00 hours to 04:00 hours on New Year's Day 	<p>The opening hours of the premises</p> <ul style="list-style-type: none"> Sunday to Thursday, from 10:00 hours to 00:00 hours Friday and Saturday, from 10:00 hours to 01:00 hours the following day <p><u>Non standard timings</u> New Year's Eve, from 10:00 hours to 04:00 hours on New Year's Day</p>

Appendix 5

Corinne Holland

From: Lukas Kubasek [REDACTED]
Sent: 12 September 2017 21:22
To: Corinne Holland
Cc: [REDACTED]
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Yes, I will be still objecting to this.

The groups of people sitting on every weekend night next to Aegon House on the benches and drinking alcohol will have even easier situation when they will be able to buy alcohol until midnight in a new convenience store right on Lanark Square.

We as a resident association made a big mistake when we did not object to opening Pappa John's in Pepper Street (right opposite to the aforementioned benches next to Aegon House) and now every single weekend we suffer from late night parties next to our house right under our bedroom windows where people buy pizza, drink alcohol and smoke until late night / early morning.

I believe we should not make the mistake again and therefore I want to object against this application.

We pay expensive private security service which however operates only Mon-Fri. If another business wants to start selling alcohol, provide music and outside seating until late night on Lanark Square, I want the owner at least to guarantee to the resident community that they will ensure and contribute to the private security service running over the weekends when the risk of anti-social behaviour peaks, to mitigate the negative impacts on residents living on Lanark Square with their children like myself.

Thank you for taking my note for consideration.

Kind regards,
Lukas Kubasek
[REDACTED]

On 12 September 2017 at 09:38, Corinne Holland <[REDACTED]> wrote:

Dear Lukas

The letter stated the application was for Units 1 , 2 and 3.

Unit 1 is for a convenience store which has now reduced their hours from 6.00am to midnight after an agreement with the police to reduce the hours applied for. Would you still be objecting to this?

Each of the premises has displayed a statutory notice as to advertise what they have applied for under the licensing act.

Please advise re your objections to Unit 1.

Kind regards

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place](#) . [London E3 5EQ](#)



From: Lukas Kubasek [mailto:[\[REDACTED\]](#)]
Sent: 11 September 2017 17:06
To: Corinne Holland
Cc: [\[REDACTED\]](#)
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Thank you for your prompt response. Much appreciated.

I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd.

We simply received a letter from the Licensing Officer stating that Georgiou Inc. Ltd. are applying for a license to sell alcohol and provision music after 11pm on Lanark Square (not mentioning there are 3 applications) which is extremely concerning to us given the number of existing issues on Lanark Square and around.

We had no idea what the applicant's plans were, hence I contacted directly Mr. Georgiou (who happens to be one of the fellow leaseholders in our resident association) as well as his solicitors Dadds LLP Licensing Solicitors (who were signed on the Notice directly at the premises) asking about the business plans and details. No one has come back to me on that till date and I have therefore no idea what is the owner planning to do on Lanark Square with the late night alcohol sell.

Knowing it will be all bar/restaurant, cafe/wine bar and also a 24-hour convenience store where people can buy alcohol until late at night and consume it on the benches next to our house under our windows is even more concerning to us now.

The answer to your question therefore is, that I am concerned about *all three applications* as I believe late night business will attract even more anti-social behaviour to Lanark Square than it does now.

If the owner (or his solicitors) at least communicated with me (or the resident association) and were willing to explain the business intentions and their plans to mitigate all the negative aspects to the local community and ensure calm peaceful nights for the residents, all would be much easier. It is however the opposite and Mr. Georgiou and his solicitors are ignoring the requests to explain their plans.

I genuinely believe this is not how the local communities and resident/business relationships should work and this should be therefore a reason for rejecting the application until all this is clarified and rectified.

Thank you for your help.

Lukas Kubasek
[REDACTED]

On 11 September 2017 at 10:45, Corinne Holland <[REDACTED]> wrote:

Dear Lukas,

Licensing Act 2003

New premises Licence Application:

Thank you for your email, the contents of which are noted.

Would you please be able to clarify which application you are objecting to. There are currently three applications in Lanark Square by the same applicant. One is for a convenience store (for a 24 hours), and there are two are for a bar/restaurants and café/wine bar (both applying for midnight on Thurs-Saturday)

Please note that your representation will become a public document (contact details redacted) and the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

If the representation(s) is not resolved then the matter will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-Committee. You will be notified by the Democratic Services at Mulberry Place, [5 Clove Crescent, London E14 2BG](#) of the date, time and venue of the public hearing and invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

If I can be of any further help, do not hesitate to contact me.

Regards

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)



From: Catrina Marshall **On Behalf Of** Licensing
Sent: 08 September 2017 10:45
To: Corinne Holland
Subject: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

FYI

From: Lukas Kubasek [REDACTED]
Sent: 07 September 2017 23:48
To: Licensing
Cc: [REDACTED]
Subject: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Licensing Officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

I own and live with my wife and children in [REDACTED] and our flat windows directly face Lanark Square where the premises should be open.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.

This is especially unpleasant as our children have their bedrooms oriented towards the inner Lanark Square where the new business is supposed to run after 11pm.

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square where all our bedroom windows including the kids room are orientated.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Thank you for taking our view into consideration.

Kind regards,

Lukas Kubasek



Working Together for a Better Tower Hamlets
Web site : <http://www.towerhamlets.gov.uk>

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Appendix 6

Corinne Holland

From: Ross Knapp [REDACTED]
Sent: 08 September 2017 09:31
To: Licensing
Subject: Ref: CLC/EHTS/LIC/102674

Follow Up Flag: Follow up
Flag Status: Completed

Good morning,

Your Ref: CLC/EHTS/LIC/102674

I'm a resident living directly opposite the proposed venue of which the above referenced application is for. **I would like to state my support for this application** on the following grounds:-

- 1) The Lanark Square/Pepper Street areas are in need of investment and regeneration. There are many abandoned and run down commercial units. This will bring a much needed high quality establishment to the area, directly impacting on the well-being of the residents and the vibrancy of the overall area.
- 2) Another planning application for 21 Pepper St, Isle of Dogs, London E14 9RP was recently filed, which would see the closure of a local public house (the Pepper Saint Ontoid) for the duration of construction. The opening of these venues would negate the loss of this local amenity.

Therefore, I support this application.

Kind regards,

Ross Knapp

Appendix 7

Section 182 Advice by the Home Office Updated on April 2017

Relevant, vexatious and frivolous representations

- 9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.
- 9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.
- 9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.
- 9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.

- 9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this Guidance, an assessment should be prepared by officials for consideration by the sub- committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.
- 9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.
- 9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

Appendix 8

Anti-Social Behaviour on the Premises

Licensing Policy

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Section 6 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public safety.

Guidance Issued under Section 182 of the Licensing Act 2003

The pool of conditions, adopted by the Council is recommended (Annexe D).

The key role of the Police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder

and their staff or agents, but can directly impact on the behaviour of customers in the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3 - 2.6).

The Guidance recognises working with Home Office Immigration Enforcement in the prevention of immigration crime. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

- The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder

Appendix 9

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 10

Acting as a Magnet Attracting the Young who then engage in Anti-Social Behaviour

General Advice

Members will need to consider whether any of the problems alleged to be associated with young people are the responsibility of the premises. Are they encouraging gangs in any way? If not, there may not be any proportionate conditions that can be applied? Are these patrons of the premises?

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application. However, hours may be an important issue.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate (in relation to the behaviour of patrons who have left the premises) but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy.” **(See Section 4.10 and 4.11 of the Licensing Policy).**

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. **(See Sections 5.2 of the Licensing Policy)**

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. **(See Appendix 2 Annex D of the Licensing Policy).** In particular Members may wish to consider (this list is not exhaustive):

- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However the process for this involves wide consultation and cannot come from representations about a particular application. **(See Section 6 of the Licensing Policy).**

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

Anti-Social Behaviour Act 2003

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 11

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2017

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 12

Prevention of Nuisance – Licensing Policy, updated March 2015

- 10.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 10.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 10.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in 8.2, and these may include conditions drawn from the Model Pool of Conditions in Appendix 2.

Appendix 13

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 10 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.5**)

The Council has adopted a set of framework hours (**See 15.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the prevention of Public Nuisance. (**See Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 14

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 15.8 of the Licensing Policy)

In considering the applicability of frame work hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 15.9 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

Appendix 15

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

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Agenda Item 3.2

Committee : Licensing Sub Committee	Date	Classification Unclassified	Report No.	Agenda Item No.
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Report of : David Tolley Head of Environmental Health & Trading Standards Originating Officer: Corinne Holland Licensing Officer	Title: Licensing Act 2003 Application for a new Premises Licence for Unit 2 Lanark Square, London, E14 9RE Ward affected: Blackwall and Cubitt Town
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1.0 Summary

Applicant: **Georgiou Inc Limited**
Name and
Address of Premises: **Unit 2**
Lanark Square,
London
E14 9RE

Licence sought: **Licensing Act 2003**
The Sale of Alcohol

Objectors: **Local Residents**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File Only

Corinne Holland
020 7364 3986

3.0 **Background**

- 3.1 This is an application for a new premises licence for **Unit 2, Lanark Square, London, E14 9RE.**
- 3.2 The applicant has described the premises as follows:
- 3.3 *“A wine bar / café restaurant”*
- 3.4 A copy of the application is enclosed as **Appendix 1.**
- 3.5 The applicant has applied for the sale of alcohol, provision of regulated entertainment (in the form of recorded music) and late night refreshment for the following hours:

Sale of alcohol – (on sales only) and Provision of Regulated Entertainment (Recorded Music)

- Monday – Wednesday 06:00 - 23:30 hours
- Thursday – Saturday 06:00 – 00:00 hours (midnight)
- Sunday 06:00 – 22:30 hours

Late Night Refreshment:

- Monday – Wednesday 23:00 - 23:30 hours
- Thursday – Saturday 23:00 – 00:00 hours (midnight)

Hours premises are open to the public:

- Monday – Wednesday 06:00 - 23:30 hours
- Thursday – Saturday 06:00 – 00:00 hours (midnight)
- Sunday 06:00 – 22:30 hours

An additional hour is requested for licensable activities and opening hours on:

- Thursday, Friday, Saturday & Sunday of the Easter Weekend,
- Friday, Saturday & Sunday of both May & August Bank Holiday weekends,
- Christmas Eve, Boxing Day.
- Burns night, Valentines Day, St George’s Day, St Andrews Day, St David’s Day, St Patricks Day and Halloween, provided that the day is not followed by a normal working day.

4.0 **Location and Nature of the premises**

- 4.1 Photographs of the venue and immediate vicinity will be provided at the hearing.
- 4.2 The site plan of the venue is included as **Appendix 2.**
- 4.3 Maps showing the vicinity are included as **Appendix 3.**

4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 4.**

5.0 **Licensing Policy and Government Advice**

5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2013.

5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.

5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in April 2017.

5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 **Representations**

6.1 This hearing is required by the Licensing Act 2003, because relevant representations have been made by a local resident.

- Lukas Kubasek (**Appendix 5**)
- Anjali Kaushik (**Appendix 6**)
- Devindra Thankur (**Appendix 7**)
- Ashwani Kaushik (Glengall Bridge Management) (**Appendix 8**)
- Helen Yeung (**Appendix 9**)
- Luis Rodriguez (**Appendix 10**)

6.2 There has also been one representation in support of the application.

- Mr Ross Knapp (**Appendix 11**)

6.3 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police
- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise
- Trading Standards
- Child Protection
- Public Health

- 6.4 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- 6.5 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing
- 6.6 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.7 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.8 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.9 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.10 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 12**.
- 6.11 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.
- 6.12 The objections cover allegations of:
- Anti-social behaviour from patrons leaving the premises
 - Close proximity to residential properties
 - Magnet for anti-social behaviour
 - Noise whilst the premises is in use
- 6.13 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.14 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant,

proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 **Conditions consistent with Operating Schedule**

- Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of focal residents and to leave the premises and the area quietly;
- The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to: dealing with incidents and prevention of crime and disorder; sale of alcohol to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
- The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.
- The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
- The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
- The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
- The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
- The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
- The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
- The premises licence holder shall ensure that notices shall be prominently displayed in the premises to advise patrons and staff that a Challenge 25, or similar scheme operates in the premises.
- The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log.

The log should show:

- (i) the date and time of the refusal;
- (ii) the product(s) attempted to be purchased;
- (iii) a description of the customer; and
- (iv) the signature of the staff member who made the refusal.

- The Premises Licence Holder shall ensure that an incident log shall be kept at the premises, and made available immediately upon request by an authorised officer of the Council or the Police, which will record the following:
 1. All crimes reported to the venue
 2. All ejections of patrons
 3. Any complaints from received from neighbours
 4. Any incidents of disorder
 5. All seizures of drugs or offensive weapons
 6. Any faults in the CCTV
 7. Any visit by a relevant authority or emergency service

The information should include. Where disclosed, the complainants name, location, date, time and subsequent remedial action taken.

- The Premises Licence Holder shall ensure that noise or vibration shall not emanate from the premises which could cause a nuisance to nearby properties. Except for ingress and egress through the entrance, doors and windows shall be kept closed (but not locked) whilst regulated entertainment is taking place.

8.0 Conditions Agreed/Requested by Responsible Authority

None

9.0 Licensing Officer Comments

9.1 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.2 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is "provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act." It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and

proportionality (1.7).

- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.27) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.60) Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.3 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.4 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.5 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.6 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.7 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.8 In **Appendices 13- 19** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 **Legal Comments**

- 10.1 The Council’s legal officer will give advice at the hearing.

11.0 **Finance Comments**

- 11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	A copy of the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Other licensed venues in the area
Appendix 5	Representations of Lukas Kubasek
Appendix 6	Representation of Anjali Kaushik
Appendix 7	Representation of Devindra Thankur
Appendix 8	Representation of Ashwani Kaushik (Glengall Bridge management)
Appendix 9	Representation of Helen Yeung
Appendix 10	Representation of Luis Rodriguez
Appendix 11	Representations from Ross Knapp (supporting representation)
Appendix 12	Licensing Officer comments on noise while the premise is in use
Appendix 13	Licensing Officer comments on access/egress Problems
Appendix 14	Premises acting as a magnet for anti-social behaviour
Appendix 15	Anti-social behaviour from people leaving the premises
Appendix 16	Licensing Officer comments on Public Nuisance
Appendix 17	Section 182 advice on public nuisance
Appendix 18	Licensing Policy relating to hours of trading
Appendix 19	Planning

Appendix 1

* 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	GEO - unit 2	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	Georgiou Inc Limited	
* Family name	Georgiou Inc Limited	
* E-mail	[REDACTED]	
Main telephone number	[REDACTED]	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?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	[REDACTED]	
Business name	Georgiou Inc Limited	If the applicant's business is registered, use its registered name.
VAT number	- [REDACTED]	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.

Registration number

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 Registered Address

Address registered with Companies House.

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 Her 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...

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

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

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.

wine bar / cafe restaurant

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

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

Continued from previous page...

MONDAY

Start 06:00

End 23:30

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 06:00

End 23:30

Start

End

WEDNESDAY

Start 06:00

End 23:30

Start

End

THURSDAY

Start 06:00

End 00:00

Start

End

FRIDAY

Start 06:00

End 00:00

Start

End

SATURDAY

Start 06:00

End 00:00

Start

End

SUNDAY

Start 06:00

End 22:30

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.

The applicants wish to have the facility for the provision of recorded music whether as the principal entertainment provided or in conjunction with dancing or any other permitted activity.

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.

Continued from previous page...

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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

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

Continued from previous page...

THURSDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

The applicants wish to be able to provide facilities for late night refreshment as may be required from time to time to complement the range of activities (whether licensable or not) being provided at the premises whether as principal or in conjunction any other permitted activity

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 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.

On the following days the permitted hours may be extended for an additional hour:
Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

Continued from previous page...

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

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.

Continued from previous page...

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

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

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

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)

Continued from previous page...

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.

There will be no activity of this nature

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

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

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

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)

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

Please see attached schedule of conditions

b) The prevention of crime and disorder

Please see attached schedule of conditions

c) Public safety

Please see attached schedule of conditions

d) The prevention of public nuisance

Please see attached schedule of conditions

Continued from previous page...

e) The protection of children from harm

Please see attached schedule of conditions

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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.

Continued from previous page...

- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

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.

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.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £87,000 = 315.00

Band D - £87,001 to £125,000 = £450.00*

Band E - £125,001 and over = 635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £7,001 to £12,500 = £900.00

Band E - £12,501 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

* Fee amount (£)

100.00

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

The 28 full days consultation period on the public notice on the premises and on the newspaper must state the same consultation end date. The advert on the local newspaper must be published on at least one occasion during the period of 10 working days starting on the day after the day on which the application was given to the Licensing Authority.

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DP5 named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

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

* Date / /
dd mm yyyy

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/tower-hamlets/apply-1> to upload this file and continue with your application.

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

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	GEO - unit 2
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"/>

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

Schedule of conditions for bar / restaurant

1. Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly;
2. The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to, dealing with incidents and prevention of crime and disorder; sale of alcohol (to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
3. The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.
4. The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
5. The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
6. The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
7. The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
8. The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
9. The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
10. The premises licence holder shall ensure that notices shall be prominently displayed in the premises to advise patrons and staff that a 'Challenge 25', or similar, scheme operates in the premises.

11. The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log. The log should show:
- (i) the date and time of the refusal;
 - (ii) the product(s) attempted to be purchased;
 - (iii) a description of the customer; and
 - (iv) the signature of the staff member who made the refusal.
12. The premises licence holder shall ensure that an incident log shall be kept at the premises, and made available immediately upon request by an authorised officer of the Council or the Police, which will record the following:
- All crimes reported to the venue
 - all ejections of patrons
 - any complaints received from neighbours
 - any incidents of disorder
 - all seizures of drugs or offensive weapons
 - any faults in the CCTV system
 - any visit by a relevant authority or emergency service

The information should include, where disclosed, the complainants name, location, date time and subsequent remedial action undertaken.

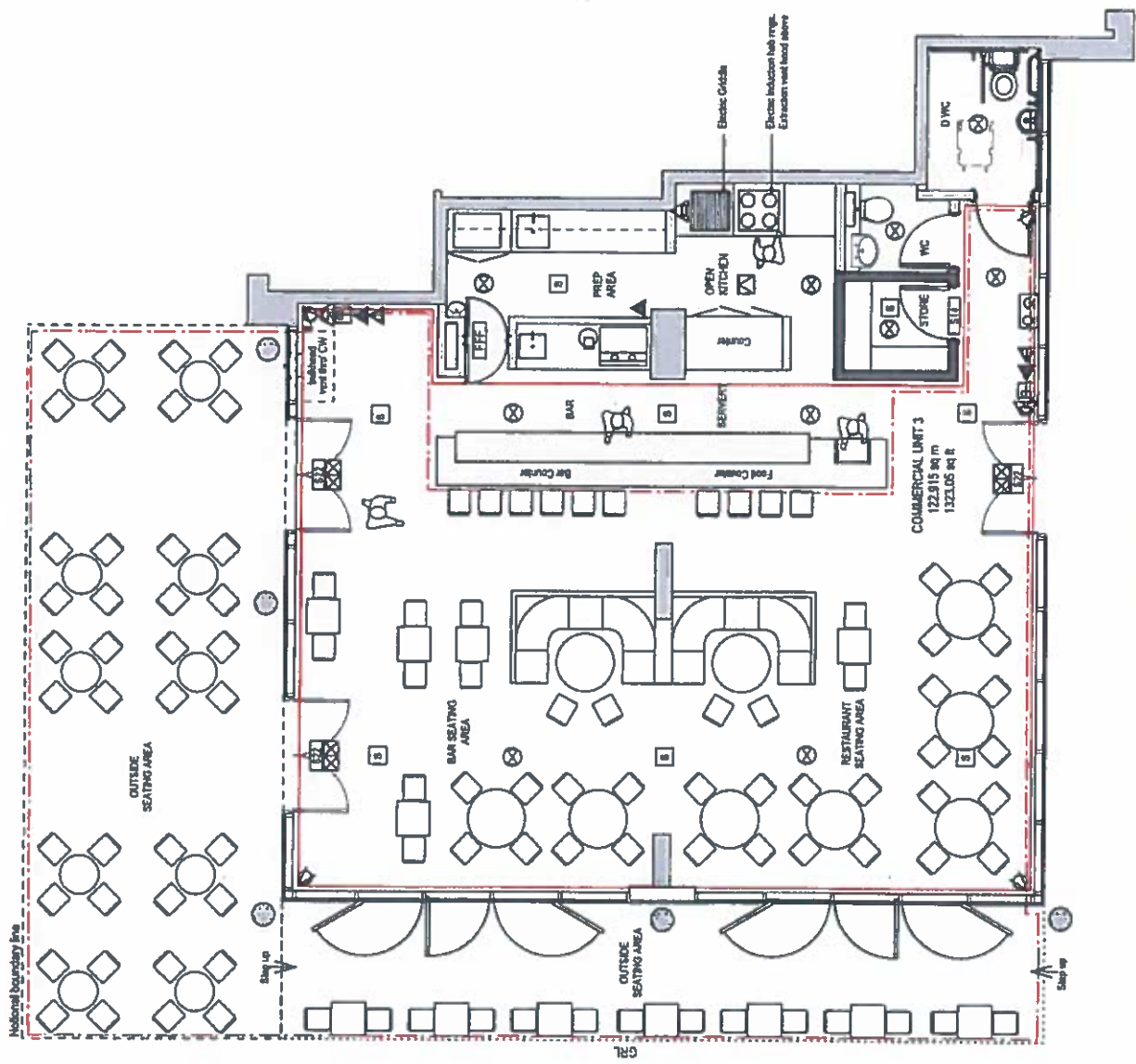
13. The premises licence holder shall ensure that noise or vibration shall not emanate from the premises which could cause a nuisance to nearby properties. Except for ingress and egress through the entrance, doors and windows shall be kept closed (but not locked) whilst regulated entertainment is taking place

Appendix 2

LWIT3.

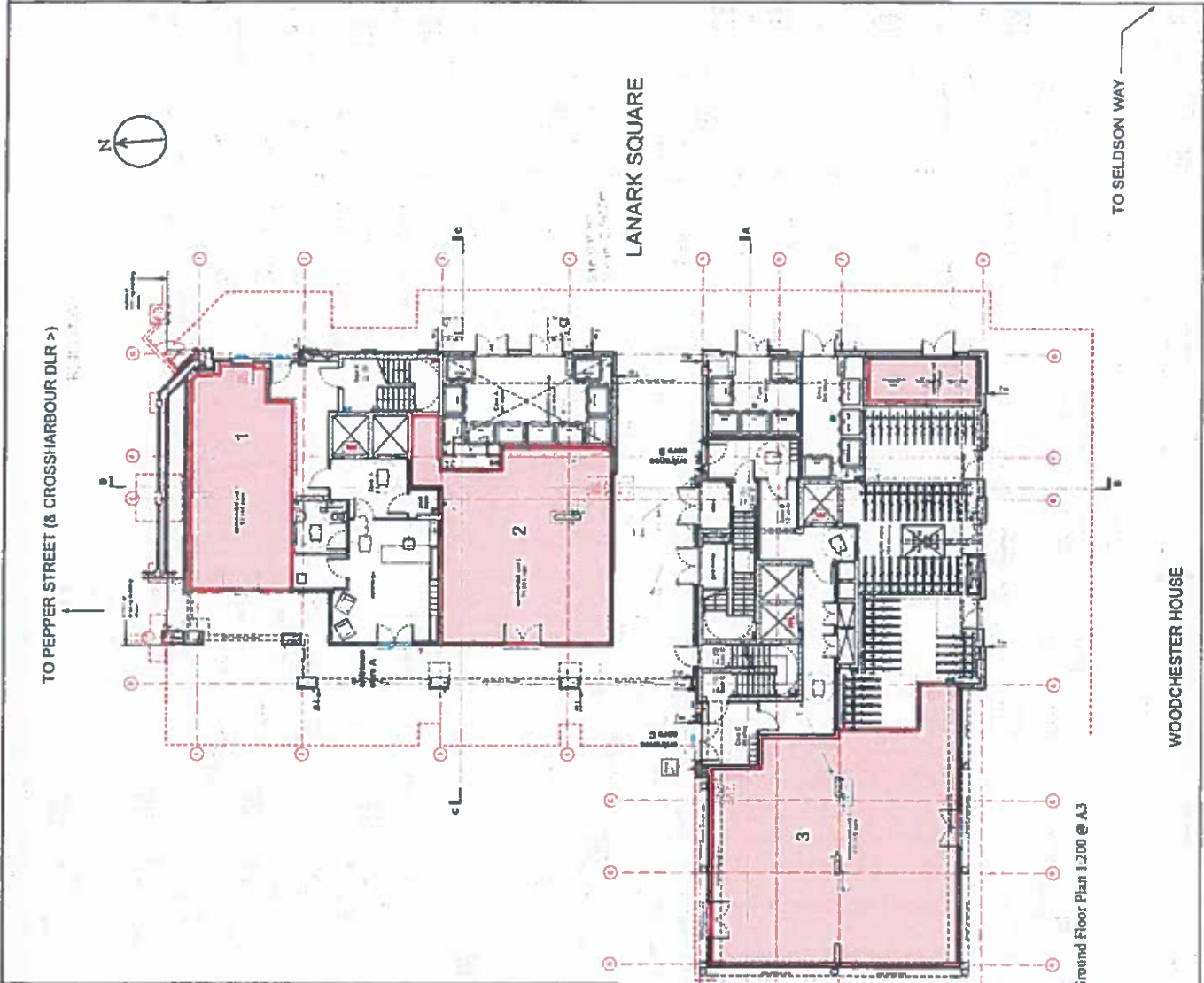
KEY	
	As LED Blank LED Fire Emergency Exit Sign
	Emergency Lighting
	30 meter fire alarm, hand held unit
	Fire Emergency Exit Marking
	Smart Fire Alarm Call Point
	Smoke / Heat Detector
	Heat Infrared 2IG Carbon Dioxide Fire Emergency
	Heat Infrared 2IG Hydrogen Water Fire Emergency
	Emergency Bell/Alarm
	Fire Alarm Call point with Fire Action Sign adjacent
	Fire Alarm in Corridor
	Fire Alarm Panel
	CTV Camera
	Fire Resisting Construction
	Guarding Handrail
	Safe or supply of Alcohol
	Consumption of Alcohol

NOTE: FURNITURE INDICATED FOR ILLUSTRATIVE PURPOSES ONLY



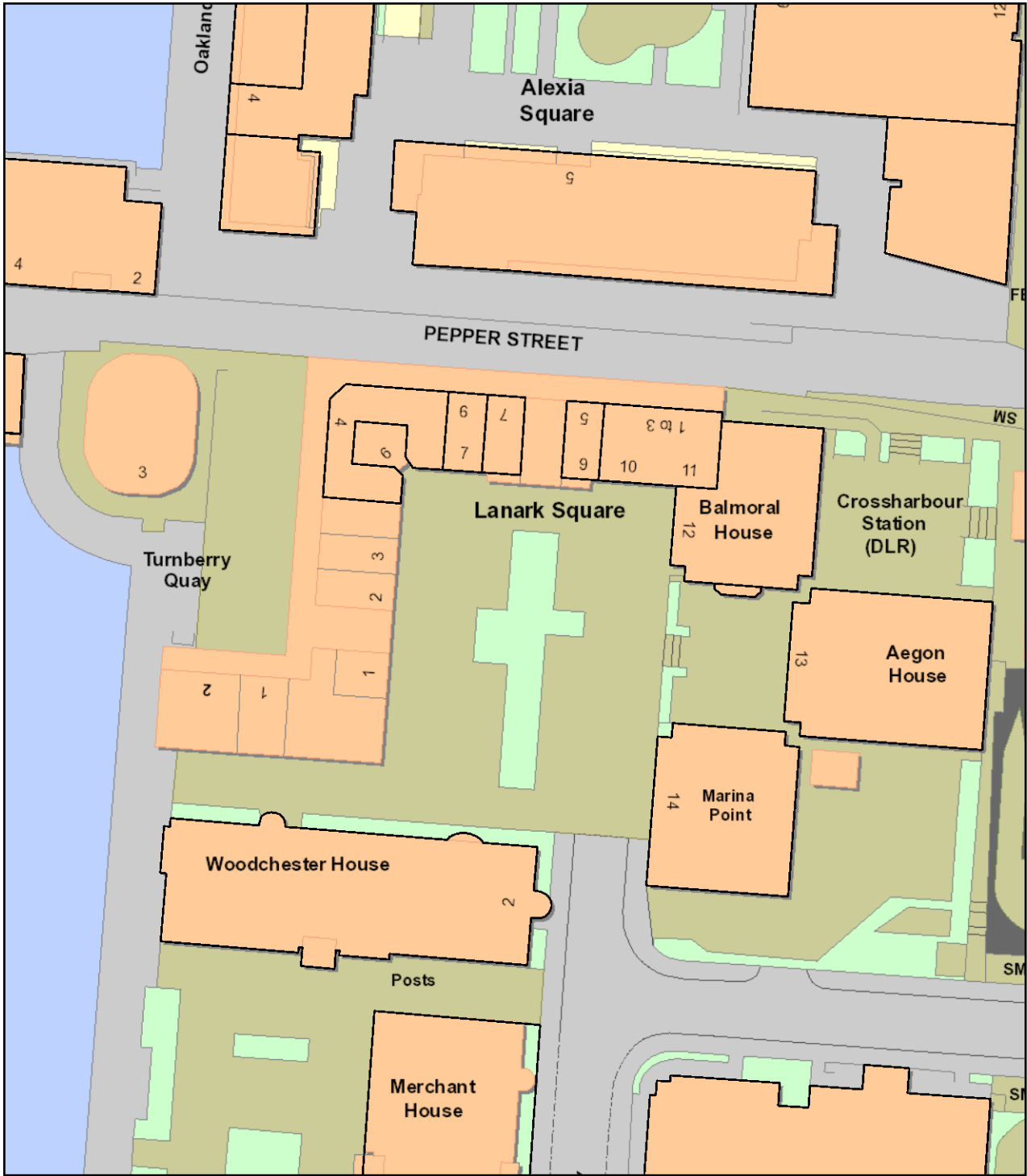
LSL

Project Commercial Unit 3, Larnett Square, London E14 9RE
 Drawing Title Premises Licence Plan
 Drawing No 1358 Licence Plan/03
 Date July 2017 Scale 1:100 @ A4



Project: UNIVERSITY CLAY
 (8.3) LANARK SQUARE
 Drawing: Commercial Plan
 Commercial Units 1, 2 & 3
 Scale: 1:200 (1:50 on site)
 Date: 22/06/11
 Drawing No: 3229_C/20/030

Appendix 3

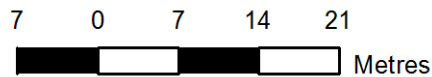


Lanark Square Unit 2

Map 1



Scale 1:804



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Lanark Square

Map 2



Scale 1:2270

20 0 20 40 60

Metres



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Appendix 4

Premises name and address	Licensable Activities and Hours	Opening Hours
<p>(Tesco Baltimore IOD Express) Westward Parade Pepper Street Isle of Dogs London E14 9RB</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight) 	<ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight)
<p>(Oki-Doki Nails Limited) Unit 3 Westward Parade Pepper Street</p>	<p><u>The Supply of Alcohol (on sales only)</u></p> <ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs 	<ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs
<p>Unit 6B Baltimore Wharf Pepper Street</p>	<p><u>Sale of alcohol (on and off sales)</u> Monday to Sunday 12:00 noon – midnight</p> <p><u>Regulated entertainment.</u> Recorded music only. Monday to Sunday 12:00 noon – midnight.</p> <p><u>Late night refreshment.</u> Monday to Sunday 12:00 noon – midnight.</p>	<ul style="list-style-type: none"> Monday to Sunday 12:00 noon – midnight
<p>(Pappa John's Pizza) Unit 2, Westward Parade Pepper Street</p>	<p>The provision of late night refreshment</p> <ul style="list-style-type: none"> Sunday to Thursday, from 23:00 hours to 01:00 hours the following day (delivery only from 00:00 hours) Friday and Saturday, from 23:00 hours to 02:00 hours the following day (delivery only from 01:00 hours) <p><u>Non standard timings</u></p> <ul style="list-style-type: none"> New Year's Eve, from 23:00 hours to 04:00 hours on New Year's Day 	<p>The opening hours of the premises</p> <ul style="list-style-type: none"> Sunday to Thursday, from 10:00 hours to 00:00 hours Friday and Saturday, from 10:00 hours to 01:00 hours the following day <p><u>Non standard timings</u> New Year's Eve, from 10:00 hours to 04:00 hours on New Year's Day</p>

Appendix 5

Corinne Holland

From: Lukas Kubasek [REDACTED]
Sent: 12 September 2017 21:22
To: Corinne Holland
Cc: [REDACTED]
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Yes, I will be still objecting to this.

The groups of people sitting on every weekend night next to Aegon House on the benches and drinking alcohol will have even easier situation when they will be able to buy alcohol until midnight in a new convenience store right on Lanark Square.

We as a resident association made a big mistake when we did not object to opening Pappa John's in Pepper Street (right opposite to the aforementioned benches next to Aegon House) and now every single weekend we suffer from late night parties next to our house right under our bedroom windows where people buy pizza, drink alcohol and smoke until late night / early morning.

I believe we should not make the mistake again and therefore I want to object against this application.

We pay expensive private security service which however operates only Mon-Fri. If another business wants to start selling alcohol, provide music and outside seating until late night on Lanark Square, I want the owner at least to guarantee to the resident community that they will ensure and contribute to the private security service running over the weekends when the risk of anti-social behaviour peaks, to mitigate the negative impacts on residents living on Lanark Square with their children like myself.

Thank you for taking my note for consideration.

Kind regards,
Lukas Kubasek
[REDACTED]

On 12 September 2017 at 09:38, Corinne Holland [REDACTED] > wrote:

Dear Lukas

The letter stated the application was for Units 1 , 2 and 3.

Unit 1 is for a convenience store which has now reduced their hours from 6.00am to midnight after an agreement with the police to reduce the hours applied for. Would you still be objecting to this?

Each of the premises has displayed a statutory notice as to advertise what they have applied for under the licensing act.

Please advise re your objections to Unit 1.

Kind regards

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place](#) . [London E3 5EQ](#)



From: Lukas Kubasek [mailto:[\[REDACTED\]](#)]
Sent: 11 September 2017 17:06
To: Corinne Holland
Cc: [\[REDACTED\]](#)
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Thank you for your prompt response. Much appreciated.

I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd.

We simply received a letter from the Licensing Officer stating that Georgiou Inc. Ltd. are applying for a license to sell alcohol and provision music after 11pm on Lanark Square (not mentioning there are 3 applications) which is extremely concerning to us given the number of existing issues on Lanark Square and around.

We had no idea what the applicant's plans were, hence I contacted directly Mr. Georgiou (who happens to be one of the fellow leaseholders in our resident association) as well as his solicitors Dadds LLP Licensing Solicitors (who were signed on the Notice directly at the premises) asking about the business plans and details. No one has come back to me on that till date and I have therefore no idea what is the owner planning to do on Lanark Square with the late night alcohol sell.

Knowing it will be all bar/restaurant, cafe/wine bar and also a 24-hour convenience store where people can buy alcohol until late at night and consume it on the benches next to our house under our windows is even more concerning to us now.

The answer to your question therefore is, that I am concerned about *all three applications* as I believe late night business will attract even more anti-social behaviour to Lanark Square than it does now.

If the owner (or his solicitors) at least communicated with me (or the resident association) and were willing to explain the business intentions and their plans to mitigate all the negative aspects to the local community and ensure calm peaceful nights for the residents, all would be much easier. It is however the opposite and Mr. Georgiou and his solicitors are ignoring the requests to explain their plans.

I genuinely believe this is not how the local communities and resident/business relationships should work and this should be therefore a reason for rejecting the application until all this is clarified and rectified.

Thank you for your help.

Lukas Kubasek
[REDACTED]

On 11 September 2017 at 10:45, Corinne Holland [REDACTED] > wrote:

Dear Lukas,

Licensing Act 2003

New premises Licence Application:

Thank you for your email, the contents of which are noted.

Would you please be able to clarify which application you are objecting to. There are currently three applications in Lanark Square by the same applicant. One is for a convenience store (for a 24 hours), and there are two are for a bar/restaurants and café/wine bar (both applying for midnight on Thurs-Saturday)

Please note that your representation will become a public document (contact details redacted) and the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

If the representation(s) is not resolved then the matter will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-Committee. You will be notified by the Democratic Services at Mulberry Place, [5 Clove Crescent, London E14 2BG](#) of the date, time and venue of the public hearing and invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

If I can be of any further help, do not hesitate to contact me.

Regards



Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)

 |

From: Catrina Marshall **On Behalf Of** Licensing
Sent: 08 September 2017 10:45
To: Corinne Holland
Subject: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

FYI

From: Lukas Kubasek [[mailto:](#)
Sent: 07 September 2017 23:48
To: Licensing
Cc: 
Subject: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Licensing Officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

I own and live with my wife and children in [REDACTED] and our flat windows directly face Lanark Square where the premises should be open.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.

This is especially unpleasant as our children have their bedrooms oriented towards the inner Lanark Square where the new business is supposed to run after 11pm.

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square where all our bedroom windows including the kids room are orientated.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Thank you for taking our view into consideration.

Kind regards,

Lukas Kubasek



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Appendix 6

Corinne Holland

From: Anjali Kaushik <[REDACTED]>
Sent: 11 September 2017 23:51
To: Corinne Holland
Subject: Re: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIOU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks so much for confirming that Unit 1 the convenience store has **reduced their hours** they are applying for to 06.00am – midnight (from a 24 hours application) after our objection, this a big relief for us.

Initially I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd. I think one of our fellow leaseholder already contacted the applicant and their solicitor for more details but unfortunately didn't receive any reply till today.

Regarding the permission for the Alcohol I would like to **Strongly objection to the bar/restaurant with the late night opening**. We are already paying high premium to our freeholder for the extra security around our block. Since the opening of Papa Jones pizza shop and the location next to the DLR station people just use our private land for their late night parties. We have reported this ample times to the police and if you would like can provide the police reference numbers for your records.

Lanark Square is surrounded by the buildings from all the four sides, even a minor noise can be really loud. We really had a tough time when Bellway was building the flats in Turnbury Quay.

We have only one open private area which we can be used as play area for kids but unfortunately this is already used by the public as a shortcut to catch the Crossharbour DLR.

I cant' see any community welfare by providing Alcohol license, the residents don't deserve this.

Many thanks

Anjali

On Mon, Sep 11, 2017 at 3:51 PM, Corinne Holland <[REDACTED]> wrote:

Dear Anjali

Thank you for your email, the contents of which are noted.

Please can you confirm which of the application (there are currently three by Georgiou Inc Ltd in Lanark Square at the moment (Unit 1, Unit 2 and Unit 3) you are objecting to.

Please note that Unit 1 (the convenience store has reduced the hours they are applying for to 06.00 – midnight)

Please note that the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

Alternatively, your representation will be added to the final Licensing Sub Committee report and you will be written to by Democratic Services to be advised as to the time and date of the Hearing, which you will be invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.


Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)

 |
|

From: Corinne Holland **On Behalf Of** Licensing
Sent: 11 September 2017 15:08
To: Corinne Holland
Subject: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Anjali Kaushik [<mailto:>]
Sent: 09 September 2017 12:56
To: Licensing
Cc: 
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

Not concerning opening the restaurant itself, I would not mind a new restaurant for weekend lunch. The main point of my objection is selling alcohol and provisioning of music after 11pm at night which is something I have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block.

We would be fine with a new normal day hours business, but we **strongly object** against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Regards

Anjali

██████████
██████████

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Appendix 7

Corinne Holland

From: Corinne Holland on behalf of Licensing
Sent: 11 September 2017 15:06
To: Corinne Holland
Subject: FW: Please do not give Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Devindra Thakur [REDACTED]
Sent: 11 September 2017 10:45
To: Licensing
Cc: [REDACTED]
Subject: Re: Please do not give Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear licensing officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

The main point of our objection is selling alcohol and provisioning of music after 11pm at night which is something we have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and **holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.**

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block. Financially our tenants also complain about their safety and may move out earlier than expected.

We would be fine with a new normal day hours business, but we **strongly object** against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Wishes,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 8

Corinne Holland

From: Director Aegonandbalmoralresidents [REDACTED]
Sent: 12 September 2017 14:26
To: Corinne Holland
Subject: Re: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIOU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks for you call earlier, as disucssed my main concenrs is regarding the permission of Alcohol to both Units 2 & 3.

The main reasosn for this are as follows:

- 1. It will add up in the anti social behaviour present on the site.**
- 2. Late evenings will bring more people around our block which will cause noise and disturbance**
- 3. The location of our flats is next to the DLR station so the people are using our site for their private parties causing only distress to the residents**
- 4. During summers we are not able to open our windows as people smoke, shout**
- 5. The Lanark Square is a square with building on all the four sides which add the echo effect and this bar is not going to reduce this**

I agree may be some of these are not directly related to the application but the officers just can't ignore the concerns from the residnets the applicant premises are on our estate. The unit 2, 3 and 4 are new built and not the derelict site. We are ok with the opening of new convenience store within the usual busines hours.

My other neighbour/leaseholders who objected the application has the same concerns.

Many thanks

Best Regards
Ash (Ashwani Kaushik)

Corinne Holland

From: Ash Director-Glengall Bridge Management Limited [REDACTED]
Sent: 11 September 2017 23:49
To: [REDACTED]
Subject: Re: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks so much for confirming that Unit 1 the convenience store has **reduced their hours** they are applying for to 06.00am – midnight (from a 24 hours application) after our objection, this a big relief for us.

Initially I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd. I think one of our fellow leaseholder already contacted the applicant and their solicitor for more details but unfortunately didn't receive any reply till today.

Regarding the permission for the Alcohol I would like to **Strongly objection to the bar/restaurant with the late night opening.** We are already paying high premium to our freeholder for the extra security around our block. Since the opening of Papa Jones pizza shop and the location next to the DLR station people just use our private land for their late night parties. We have reported this ample times to the police and if you would like can provide the police reference numbers for your records.

Lanark Square is surrounded by the buildings from all the four sides, even a minor noise can be really loud. We really had a tough time when Bellway was building the flats in Turnbury Quay.

We have only one open private area which we can be used as play area for kids but unfortunately this is already used by the public as a shortcut to catch the Crossharbour DLR.

I cant' see any community welfare by providing Alcohol license, the residents don't deserve this.

Many thanks

Ash
[REDACTED]
[REDACTED]

On 12 Sep 2017, at 09:54, Corinne Holland [REDACTED] > wrote:

Dear Ash

Thank you for your email, the contents of which are noted.

Unfortunately I cannot accept this as a valid representation at this point, as it does not contain enough information. In order for us to consider your representation, you must make it clear how granting this application will have an impact to one or more of the following licensing objectives:

- the prevention of crime and disorder
- the prevention of public nuisance
- public safety
- the protection of children from harm

You need to expand on how you will be detrimentally affected by this premises if the licence is granted.

I look forward to hearing from you. Please can you reply by midnight tomorrow at the latest as the consultation period has now ended, otherwise I will have to consider your representation as being invalid and it will be discounted from the final report for consideration by the Licensing Sub Committee. For your information I have received a number of resident objections as well.

Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . 1 Ewart Place . London E3 5EQ



From: Ash Director-Glengall Bridge Management Limited [REDACTED]
Sent: 07 September 2017 23:14
To: [REDACTED]
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing Officer,

As a director of Glengall Bridge Management limited (Leaseholder residents of Aegon and Balmoral House) I would like to objection not to provide any permission for the Sale of Alcohol, live music, late night after 11Pm. to GEORGIU Inc Ltd.

We already have a bar restaurant (Manjal) around our blocoks and besides this there are two main Pubs on each end of the estate. Outsider usually sit on the benches next to our blocks with drinks and smoke and create trouble. If in case this permission will be granted this will just cause more trouble than benefit to the residents, especially when the seating area is outside the premises.

We request if the permission can be **DECLINED**.

Many thanks

Best Regards

Ash (Ashwani Kaushik) [REDACTED]

Director

[REDACTED]

Glengal Bridge Management Limited.

Business Activity : [REDACTED]

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Appendix 9

Corinne Holland

From: Corinne Holland on behalf of Licensing
Sent: 11 September 2017 15:11
To: Corinne Holland
Subject: FW: Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Helen Yeung [REDACTED]
Sent: 09 September 2017 14:56
To: Licensing
Subject: Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing officer,

We would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after [11 pm](#) requested for by Georgiou Inc. on Lanark Square, London.

Not concerning opening the restaurant itself, we would not mind a new restaurant for weekend lunch. The main point of our objection is selling alcohol and provisioning of music after [11pm](#) at night which is something we have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and **holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.**

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block. Financially our tenants also complain about their safety and may move out earlier than expected.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Wishes,

Helen Yeung

████████████████████

Sent from my iPad

Appendix 10

Corinne Holland

From: Luis Rodriguez <[REDACTED]>
Sent: 12 September 2017 19:42
To: Corinne Holland
Subject: RE: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Hi Corinne,

Thanks for your prompt reply. I was not aware of the 3 applications by Georgiou Inc Ltd in Lanark Square. The one I am strongly objecting to is the one that allows for the sale of alcohol and live music till late night (after 11pm) as it would mean a great disturbance to our much needed night rest.

I implore you to please give more importance to our rest and search for a peaceful living of all residents, rather than the commercial gains of a person/business. Just for the record, I am happy to this person/business to earn good money but would like it to be symbiotic to our rest and search for a peaceful living conditions, not in detriment of our living standards.

Kind regards,
Luis Rodriguez

De: Corinne Holland [mailto:C[REDACTED]]

Enviado el: lunes, 11 de septiembre de 2017 9:11

Para: Luis Rodriguez <[REDACTED]>

Asunto: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Luis

Thank you for your email, the contents of which are noted.

Please can you confirm which of the application (there are currently three by Georgiou Inc Ltd in Lanark Square at the moment (Unit 1, Unit 2 and Unit 3) you are objecting to.

Please note that Unit 1 (the convenience store has reduced the hours they are applying for to 06.00 – midnight)

Please note that the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

Alternatively, your representation will be added to the final Licensing Sub Committee report and you will be written to by Democratic Services to be advised as to the time and date of the Hearing, which you will be invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . 1 Ewart Place . London E3 5EQ



From: Luis Rodriguez [REDACTED]
Sent: 08 September 2017 19:00
To: Licensing
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing Officer,

I am Luis Rodriguez, the Leaseholder of [REDACTED]).
I would like to object to granting permission for the sale of aAlcohol, live music, late night after 11pm to GEORGIU Inc Ltd.

We already have a bar restaurant (Manjal) around our blocks and besides this there are two main Pubs on each end of the estate. Outsiders usually sit on the benches next to our blocks with drinks, smoking and making noise. If in case this permission will be granted this will just cause more trouble than benefit to the residents, especially when the seating area is outside the premises.

I please request you if the permission can be DECLINED.

Kind regards,
Luis Rodriguez
[REDACTED]

Working Together for a Better Tower Hamlets
Web site : <http://www.towerhamlets.gov.uk>

London Borough of Tower Hamlets E-Mail Disclaimer.

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If your request relates to a Freedom of Information enquiry, please resend this to foi@towerhamlets.gov.uk

Please consider your environmental responsibility: Before printing this e-mail or any other document , ask yourself whether you need a hard copy.

Appendix 11

Corinne Holland

From: Ross Knapp <[REDACTED]>
Sent: 08 September 2017 09:31
To: Licensing
Subject: Ref: CLC/EHTS/LIC/102674

Follow Up Flag: Follow up
Flag Status: Completed

Good morning,

Your Ref: CLC/EHTS/LIC/102674

I'm a resident living directly opposite the proposed venue of which the above referenced application is for. **I would like to state my support for this application** on the following grounds:-

- 1) The Lanark Square/Pepper Street areas are in need of investment and regeneration. There are many abandoned and run down commercial units. This will bring a much needed high quality establishment to the area, directly impacting on the well-being of the residents and the vibrancy of the overall area.
- 2) Another planning application for 21 Pepper St, Isle of Dogs, London E14 9RP was recently filed, which would see the closure of a local public house (the Pepper Saint Ontoid) for the duration of construction. The opening of these venues would negate the loss of this local amenity.

Therefore, I support this application.

Kind regards,

Ross Knapp

Appendix 12

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).

If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Sections 10.1 of the Licensing Policy**). While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.10**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 Annex D of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The Licensing Policy has adopted the recommended Pool of Conditions as permitted (Annex D).

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 13

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 10 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.5**)

The Council has adopted a set of framework hours (**See 15.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the prevention of Public Nuisance. (**See Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 14

Acting as a Magnet Attracting the Young who then engage in Anti-Social Behaviour

General Advice

Members will need to consider whether any of the problems alleged to be associated with young people are the responsibility of the premises. Are they encouraging gangs in any way? If not, there may not be any proportionate conditions that can be applied? Are these patrons of the premises?

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application. However, hours may be an important issue.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate (in relation to the behaviour of patrons who have left the premises) but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy.” **(See Section 4.10 and 4.11 of the Licensing Policy).**

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. **(See Sections 5.2 of the Licensing Policy)**

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. **(See Appendix 2 Annex D of the Licensing Policy).** In particular Members may wish to consider (this list is not exhaustive):

- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However the process for this involves wide consultation and cannot come from representations about a particular application. **(See Section 6 of the Licensing Policy).**

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

Anti-Social Behaviour Act 2003

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 15

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 16

Prevention of Nuisance – Licensing Policy, updated March 2015

- 10.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 10.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 10.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in 8.2, and these may include conditions drawn from the Model Pool of Conditions in Appendix 2.

Appendix 17

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2017

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 18

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 15.8 of the Licensing Policy)

In considering the applicability of frame work hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 15.9 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

Appendix 19

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

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Agenda Item 3.3

Committee :	Date	Classification	Report No.	Agenda Item No.
Licensing Sub Committee		Unclassified		

Report of : David Tolley Head of Environmental Health & Trading Standards Originating Officer: Corinne Holland Licensing Officer	Title: Licensing Act 2003 Application for a new Premises Licence for Unit 3 Lanark Square, London, E14 9RE Ward affected: Blackwall and Cubitt Town
---	---

1.0 Summary

Applicant: **Georgiou Inc Limited**
Name and
Address of Premises: **Unit 3**
Lanark Square,
London
E14 9RE

Licence sought: **Licensing Act 2003**
The Sale of Alcohol

Objectors: **Local Residents**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File Only

Corinne Holland
020 7364 3986

3.0 **Background**

- 3.1 This is an application for a new premises licence for **Unit 3, Lanark Square, London, E14 9RE.**
- 3.2 The applicant has described the premises as follows:
- 3.3 *“A bar / restaurant”*
- 3.4 A copy of the application is enclosed as **Appendix 1.**
- 3.5 The applicant has applied for the sale of alcohol, provision of regulated entertainment (in the form of recorded music) and late night refreshment for the following hours:

Sale of alcohol – (on sales only) and Provision of Regulated Entertainment (Recorded Music)

- Monday – Wednesday 06:00 - 23:30 hours
- Thursday – Saturday 06:00 – 00:00 hours (midnight)
- Sunday 06:00 – 22:30 hours

Late Night Refreshment:

- Monday – Wednesday 23:00 - 23:30 hours
- Thursday – Saturday 23:00 – 00:00 hours (midnight)

Hours premises are open to the public:

- Monday – Wednesday 06:00 - 23:30 hours
- Thursday – Saturday 06:00 – 00:00 hours (midnight)
- Sunday 06:00 – 22:30 hours

An additional hour is requested for licensable activities and opening hours on:

- Thursday, Friday, Saturday & Sunday of the Easter Weekend,
- Friday, Saturday & Sunday of both May & August Bank Holiday weekends,
- Christmas Eve, Boxing Day.
- Burns night, Valentines Day, St George’s Day, St Andrews Day, St David’s Day, St Patricks Day and Halloween, provided that the day is not followed by a normal working day.

4.0 **Location and Nature of the premises**

- 4.1 Photographs of the venue and immediate vicinity will be provided at the hearing.
- 4.2 The site plan of the venue is included as **Appendix 2.**
- 4.3 Maps showing the vicinity are included as **Appendix 3.**

4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 4**.

5.0 Licensing Policy and Government Advice

5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2013.

5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.

5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in April 2017.

5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 Representations

6.1 This hearing is required by the Licensing Act 2003, because relevant representations have been made by a local resident.

- Lukas Kubasek (**Appendix 5**)
- Anjali Kaushik (**Appendix 6**)
- Devindra Thankur (**Appendix 7**)
- Ashwani Kaushik (Glengall Bridge Management) (**Appendix 8**)
- Helen Yeung (**Appendix 9**)
- Luis Rodriguez (**Appendix 10**)

6.2 There has also been one representation in support of the application.

- Mr Ross Knapp (**Appendix 11**)

6.3 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police
- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise
- Trading Standards
- Child Protection
- Public Health

- 6.4 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- 6.5 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing
- 6.6 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.7 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.8 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.9 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.10 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 12**.
- 6.11 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.
- 6.12 The objections cover allegations of:
- Anti-social behaviour from patrons leaving the premises
 - Close proximity to residential properties
 - Magnet for anti-social behaviour
 - Noise whilst the premises is in use
- 6.13 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.14 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence,

with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule

- Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of focal residents and to leave the premises and the area quietly;
- The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to: dealing with incidents and prevention of crime and disorder; sale of alcohol to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
- The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.
- The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
- The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
- The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
- The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
- The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
- The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
- The premises licence holder shall ensure that notices shall be prominently displayed in the premises to advise patrons and staff that a Challenge 25, or similar scheme operates in the premises.
- The premises licence holder shall ensure that any refusals of

sale of age-related products are recorded in a refusals log. The log should show:

- (i) the date and time of the refusal;
- (ii) the product(s) attempted to be purchased;
- (iii) a description of the customer; and
- (iv) the signature of the staff member who made the refusal.

- The Premises Licence Holder shall ensure that an incident log shall be kept at the premises, and made available immediately upon request by an authorised officer of the Council or the Police, which will record the following:
 1. All crimes reported to the venue
 2. All ejections of patrons
 3. Any complaints from received from neighbours
 4. Any incidents of disorder
 5. All seizures of drugs or offensive weapons
 6. Any faults in the CCTV
 7. Any visit by a relevant authority or emergency service

The information should include. Where disclosed, the complainants name, location, date, time and subsequent remedial action taken.

- The Premises Licence Holder shall ensure that noise or vibration shall not emanate from the premises which could cause a nuisance to nearby properties. Except for ingress and egress through the entrance, doors and windows shall be kept closed (but not locked) whilst regulated entertainment is taking place.

8.0 Conditions Agreed/Requested by Responsible Authority

None

9.0 Licensing Officer Comments

9.1 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.2 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is "provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act." It is a key medium for promoting best practice, ensuring consistent

application and promoting fairness equal treatment and proportionality (1.7).

- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.27) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.60) Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.3 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.4 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.5 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.6 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.7 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.8 In **Appendices 13- 19** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 **Legal Comments**

- 10.1 The Council’s legal officer will give advice at the hearing.

11.0 **Finance Comments**

- 11.1 There are no financial implications in this report.

12.0 **Appendices**

- | | |
|-------------------|-----------------------------------|
| Appendix 1 | A copy of the application |
| Appendix 2 | Site Plan |
| Appendix 3 | Maps of the surrounding area |
| Appendix 4 | Other licensed venues in the area |
| Appendix 5 | Representations of Lukas Kubasek |

Appendix 6	Representation of Anjali Kaushik
Appendix 7	Representation of Devindra Thankur
Appendix 8	Representation of Ashwani Kaushik (Glengall Bridge Management)
Appendix 9	Representation of Helen Yeung
Appendix 10	Representation of Luis Rodriguez
Appendix 11	Representations from Ross Knapp (supporting representation)
Appendix 12	Licensing Officer comments on noise while the premise is in use
Appendix 13	Licensing Officer comments on access/egress Problems
Appendix 14	Premises acting as a magnet for anti-social behaviour
Appendix 15	Anti-social behaviour from people leaving the premises
Appendix 16	Licensing Officer comments on Public Nuisance
Appendix 17	Section 182 advice on public nuisance
Appendix 18	Licensing Policy relating to hours of trading
Appendix 19	Planning

Appendix 1



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

Your reference 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

* Family name

* 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

Business name 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

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

A private individual acting as an agent

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.

Registration number

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 Registered Address

Address registered with Companies House.

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 Her 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...

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

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.

Bar / Restaurant

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

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

Continued from previous page...

MONDAY

Start 06:00

End 23:30

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 06:00

End 23:30

Start

End

WEDNESDAY

Start 06:00

End 23:30

Start

End

THURSDAY

Start 06:00

End 00:00

Start

End

FRIDAY

Start 06:00

End 00:00

Start

End

SATURDAY

Start 06:00

End 00:00

Start

End

SUNDAY

Start 06:00

End 22:30

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.

The applicants wish to have the facility for the provision of recorded music whether as the principal entertainment provided
or in conjunction with dancing or any other permitted activity.

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.

Continued from previous page...

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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

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

Continued from previous page...

THURSDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

The applicants wish to be able to provide facilities for late night refreshment as may be required from time to time to complement the range of activities (whether licensable or not) being provided at the premises whether as principal or in conjunction any other permitted activity

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 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.

On the following days the permitted hours may be extended for an additional hour:
Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

Continued from previous page...

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

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.

Continued from previous page...

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

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

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

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)

Continued from previous page...

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.

There will be no activity of this nature

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

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

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.

On the following days the permitted hours may be extended for an additional hour:

Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine's Day, St David's Day, St Patrick's Day, St George's Day, St Andrew's Day and Halloween, provided that day is not followed by a normal working day.

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)

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

Please see attached schedule of conditions

b) The prevention of crime and disorder

Please see attached schedule of conditions

c) Public safety

Please see attached schedule of conditions

d) The prevention of public nuisance

Please see attached schedule of conditions

Continued from previous page...

e) The protection of children from harm

Please see attached schedule of conditions

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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.

Continued from previous page...

- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

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.

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.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00*

Band E - £125001 and over = 635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

* Fee amount (£)

100.00

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 15B of the licensing act 2003, to make a false statement in or in connection with this application.

The 28 full days consultation period on the public notice on the premises and on the newspaper must state the same consultation end date. The advert on the local newspaper must be published on at least one occasion during the period of 10 working days starting on the day after the day on which the application was given to the Licensing Authority.

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

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

* Date / /
dd mm yyyy

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/tower-hamlets/apply-1> to upload this file and continue with your application.

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

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="GEO - unit 3"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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

Schedule of conditions for bar / restaurant

1. Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly;
2. The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to, dealing with incidents and prevention of crime and disorder; sale of alcohol (to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.
3. The premises licence holder shall ensure that refresher training shall be completed every 12 months for all relevant staff.
4. The premises licence holder shall ensure that records for all training and refresher training shall be retained for no less than 12 months and made available to police and local authority officers upon reasonable request.
5. The premises licence holder shall ensure that the premises shall install and maintain a CCTV system. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/supply of alcohol occurs.
6. The premises licence holder shall ensure that in the event of a failure of the CCTV, it is repaired as quickly as possible.
7. The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open to members of the public.
8. The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days. Recordings shall be made available upon reasonable request to police or local authority officers within 48 hours, subject to Data Protection legislation.
9. The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
10. The premises licence holder shall ensure that notices shall be prominently displayed in the premises to advise patrons and staff that a 'Challenge 25', or similar, scheme operates in the premises.

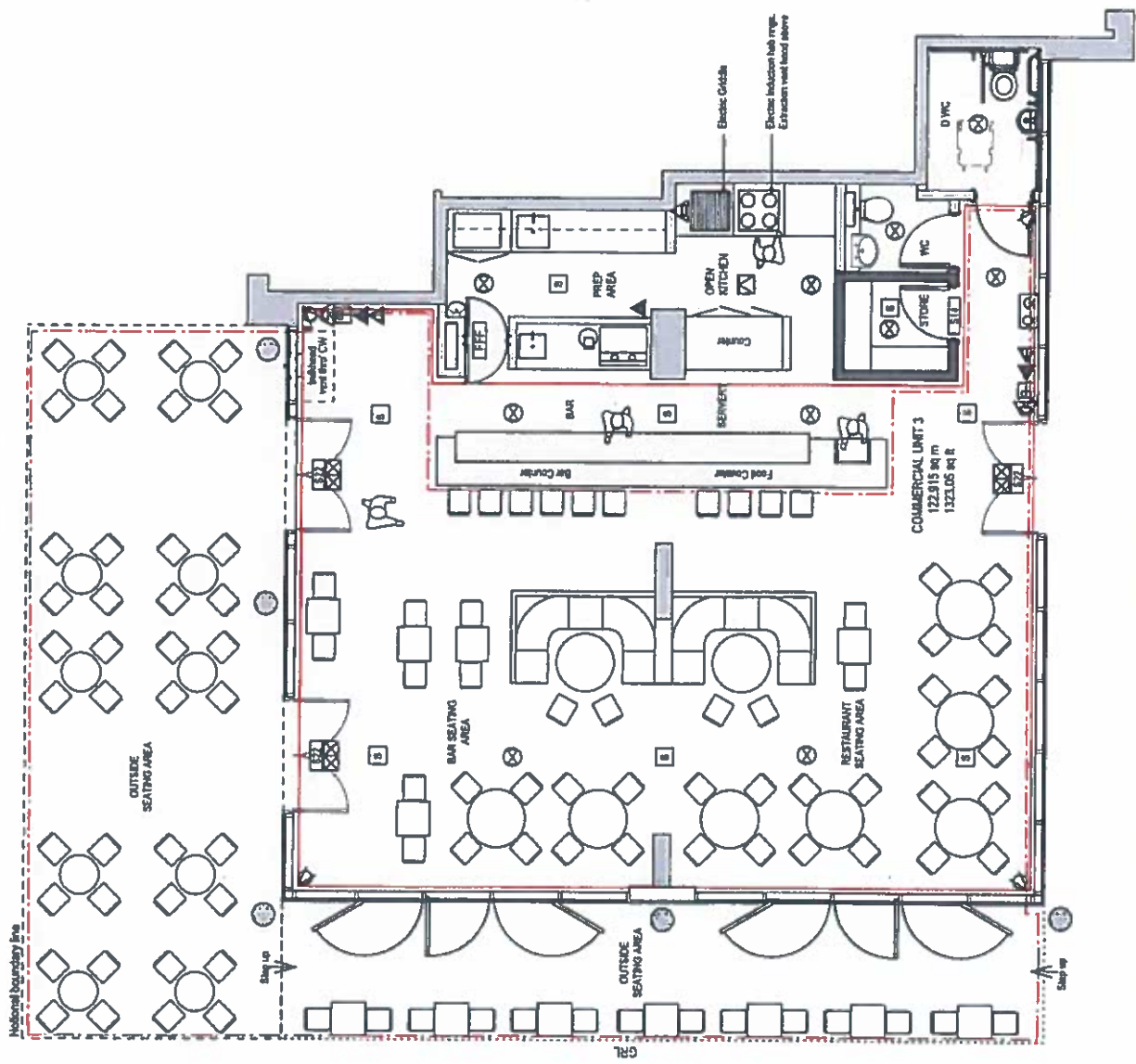
11. The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log. The log should show:
- (i) the date and time of the refusal;
 - (ii) the product(s) attempted to be purchased;
 - (iii) a description of the customer; and
 - (iv) the signature of the staff member who made the refusal.
12. The premises licence holder shall ensure that an incident log shall be kept at the premises, and made available immediately upon request by an authorised officer of the Council or the Police, which will record the following:
- All crimes reported to the venue
 - all ejections of patrons
 - any complaints received from neighbours
 - any incidents of disorder
 - all seizures of drugs or offensive weapons
 - any faults in the CCTV system
 - any visit by a relevant authority or emergency service

The information should include, where disclosed, the complainants name, location, date time and subsequent remedial action undertaken.

13. The premises licence holder shall ensure that noise or vibration shall not emanate from the premises which could cause a nuisance to nearby properties. Except for ingress and egress through the entrance, doors and windows shall be kept closed (but not locked) whilst regulated entertainment is taking place

Appendix 2

LWIT3.



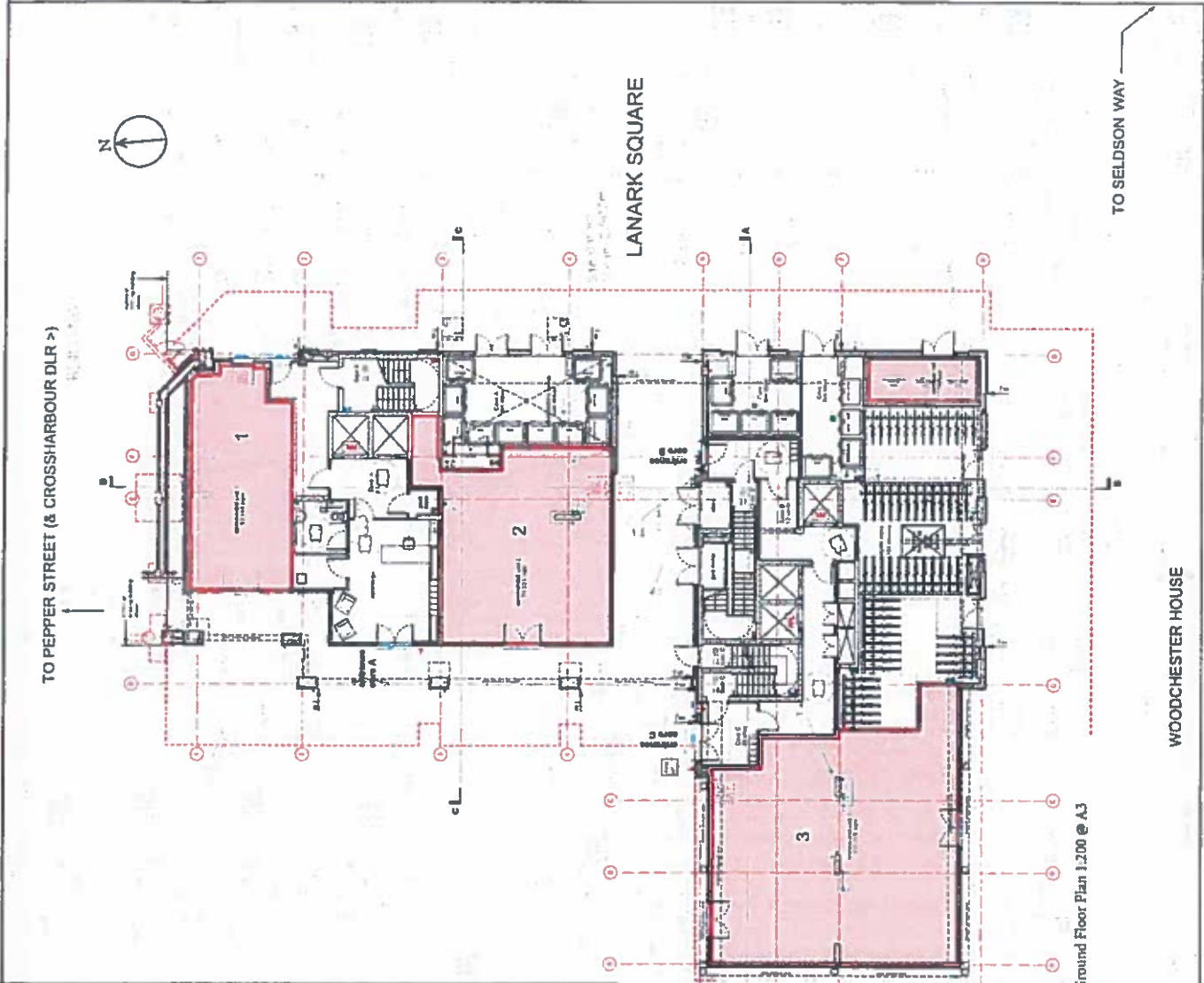
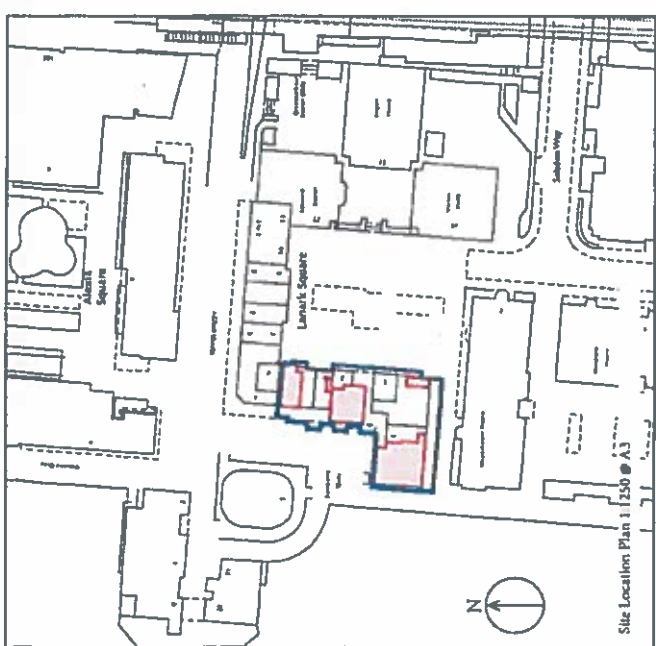
KEY	
	As LED Blank LED Fire Emergency Exit Sign
	Emergency Lighting
	30 mm x 150 mm Exit Sign
	Fire Emergency Exit Sign
	Sounder / Horn
	Sounder / Horn
	Hand Mounted 200 Caden Disc Fire Emergency Alarm
	Hand Mounted 200 Hypersound Visual Fire Alarm
	Emergency Bell/Chime
	Fire Alarm Call point with Fire Action Sign adjacent
	Fire Blanket in Cabinet
	Fire Alarm Panel
	CTV Camera
	Fire Resisting Construction
	Gaslifting Horizontal
	Safe or supply of Alcohol
	Construction of Alcohol

NOTE: FURNITURE INDICATED FOR ILLUSTRATIVE PURPOSES ONLY



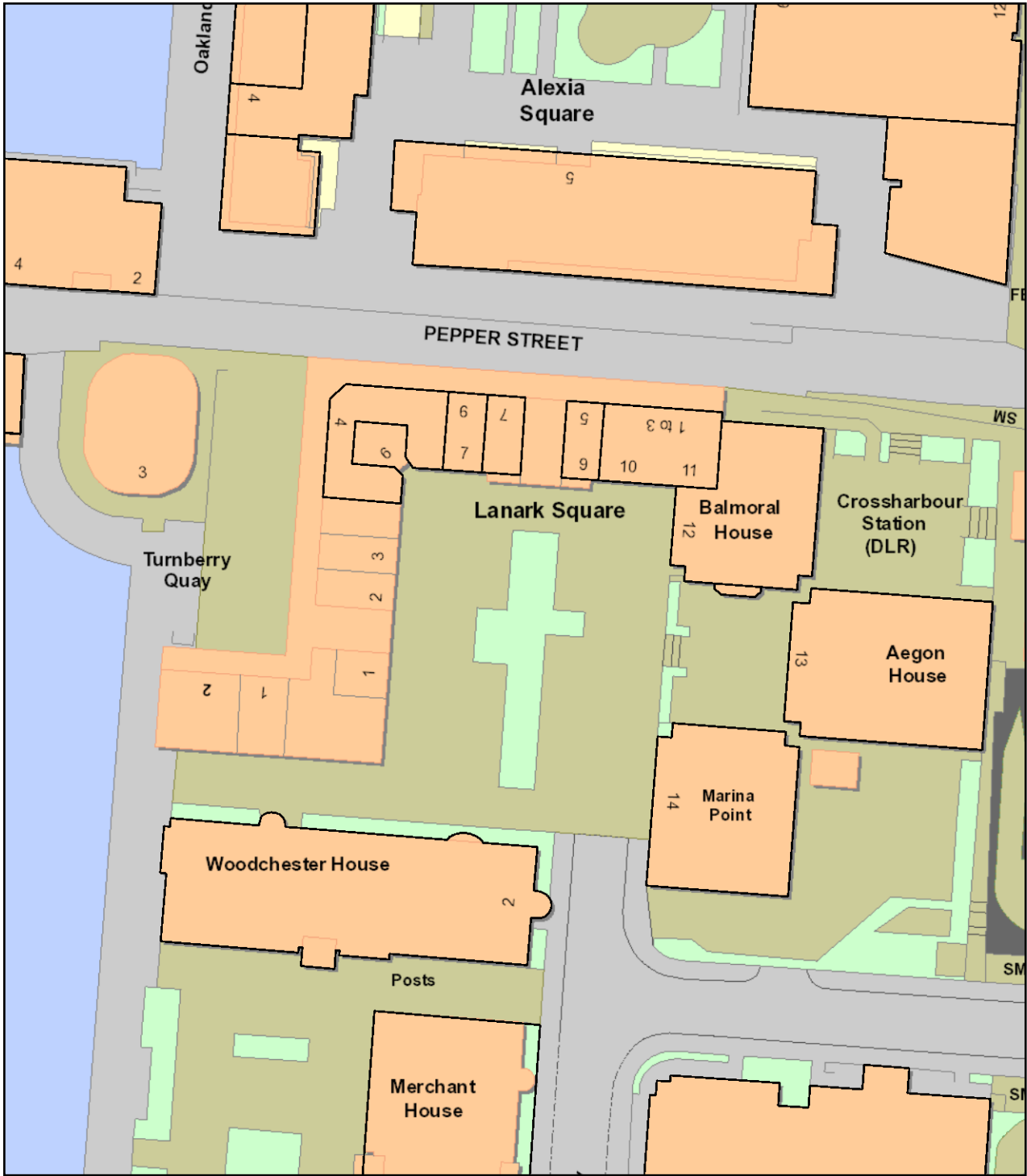
LSL

Project Commercial Unit 3, Larnett Square, London E14 9RE
 Drawing Title Premises Licence Plan
 Drawing No 1358 Licence Plan/03
 Date July 2017 Scale 1:100 @ A4



Project: UNIVERSITY CLAY
 (8.3) LANARK SQUARE
 Drawing: Commencement Plan
 Commercial Units 1, 2 & 3
 Scale: 1:200
 Date: 22/06/11
 Drawing No: 3229_CV201000
 Sheet: 1/1

Appendix 3

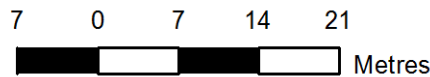


Lanark Square Unit 2

Map 1



Scale 1:804



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Lanark Square

Map 2



Scale 1:2270

20 0 20 40 60



Metres



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Appendix 4

Premises name and address	Licensable Activities and Hours	Opening Hours
<p>(Tesco Baltimore IOD Express) Westward Parade Pepper Street Isle of Dogs London E14 9RB</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight) 	<ul style="list-style-type: none"> Monday to Sunday, from 06:00 hours to 00:00 hours (midnight)
<p>(Oki-Doki Nails Limited) Unit 3 Westward Parade Pepper Street</p>	<p><u>The Supply of Alcohol (on sales only)</u></p> <ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs 	<ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 19:00hrs Sunday from 12:00hrs (midday) to 17:00hrs
<p>Unit 6B Baltimore Wharf Pepper Street</p>	<p><u>Sale of alcohol (on and off sales)</u> Monday to Sunday 12:00 noon – midnight</p> <p><u>Regulated entertainment.</u> Recorded music only. Monday to Sunday 12:00 noon – midnight.</p> <p><u>Late night refreshment.</u> Monday to Sunday 12:00 noon – midnight.</p>	<ul style="list-style-type: none"> Monday to Sunday 12:00 noon – midnight
<p>(Pappa John's Pizza) Unit 2, Westward Parade Pepper Street</p>	<p>The provision of late night refreshment</p> <ul style="list-style-type: none"> Sunday to Thursday, from 23:00 hours to 01:00 hours the following day (delivery only from 00:00 hours) Friday and Saturday, from 23:00 hours to 02:00 hours the following day (delivery only from 01:00 hours) <p><u>Non standard timings</u></p> <ul style="list-style-type: none"> New Year's Eve, from 23:00 hours to 04:00 hours on New Year's Day 	<p>The opening hours of the premises</p> <ul style="list-style-type: none"> Sunday to Thursday, from 10:00 hours to 00:00 hours Friday and Saturday, from 10:00 hours to 01:00 hours the following day <p><u>Non standard timings</u> New Year's Eve, from 10:00 hours to 04:00 hours on New Year's Day</p>

Appendix 5

Corinne Holland

From: Lukas Kubasek [REDACTED]
Sent: 12 September 2017 21:22
To: Corinne Holland
Cc: [REDACTED]
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Yes, I will be still objecting to this.

The groups of people sitting on every weekend night next to Aegon House on the benches and drinking alcohol will have even easier situation when they will be able to buy alcohol until midnight in a new convenience store right on Lanark Square.

We as a resident association made a big mistake when we did not object to opening Pappa John's in Pepper Street (right opposite to the aforementioned benches next to Aegon House) and now every single weekend we suffer from late night parties next to our house right under our bedroom windows where people buy pizza, drink alcohol and smoke until late night / early morning.

I believe we should not make the mistake again and therefore I want to object against this application.

We pay expensive private security service which however operates only Mon-Fri. If another business wants to start selling alcohol, provide music and outside seating until late night on Lanark Square, I want the owner at least to guarantee to the resident community that they will ensure and contribute to the private security service running over the weekends when the risk of anti-social behaviour peaks, to mitigate the negative impacts on residents living on Lanark Square with their children like myself.

Thank you for taking my note for consideration.

Kind regards,
Lukas Kubasek
[REDACTED]

On 12 September 2017 at 09:38, Corinne Holland [REDACTED] > wrote:

Dear Lukas

The letter stated the application was for Units 1 , 2 and 3.

Unit 1 is for a convenience store which has now reduced their hours from 6.00am to midnight after an agreement with the police to reduce the hours applied for. Would you still be objecting to this?

Each of the premises has displayed a statutory notice as to advertise what they have applied for under the licensing act.

Please advise re your objections to Unit 1.

Kind regards

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)



From: Lukas Kubasek [mailto: [REDACTED]]
Sent: 11 September 2017 17:06
To: Corinne Holland
Cc: [REDACTED]
Subject: Re: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Corinne,

Thank you for your prompt response. Much appreciated.

I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd.

We simply received a letter from the Licensing Officer stating that Georgiou Inc. Ltd. are applying for a license to sell alcohol and provision music after 11pm on Lanark Square (not mentioning there are 3 applications) which is extremely concerning to us given the number of existing issues on Lanark Square and around.

We had no idea what the applicant's plans were, hence I contacted directly Mr. Georgiou (who happens to be one of the fellow leaseholders in our resident association) as well as his solicitors Dadds LLP Licensing Solicitors (who were signed on the Notice directly at the premises) asking about the business plans and details. No one has come back to me on that till date and I have therefore no idea what is the owner planning to do on Lanark Square with the late night alcohol sell.

Knowing it will be all bar/restaurant, cafe/wine bar and also a 24-hour convenience store where people can buy alcohol until late at night and consume it on the benches next to our house under our windows is even more concerning to us now.

The answer to your question therefore is, that I am concerned about *all three applications* as I believe late night business will attract even more anti-social behaviour to Lanark Square than it does now.

If the owner (or his solicitors) at least communicated with me (or the resident association) and were willing to explain the business intentions and their plans to mitigate all the negative aspects to the local community and ensure calm peaceful nights for the residents, all would be much easier. It is however the opposite and Mr. Georgiou and his solicitors are ignoring the requests to explain their plans.

I genuinely believe this is not how the local communities and resident/business relationships should work and this should be therefore a reason for rejecting the application until all this is clarified and rectified.

Thank you for your help.

Lukas Kubasek
[REDACTED]

On 11 September 2017 at 10:45, Corinne Holland [REDACTED] > wrote:

Dear Lukas,

Licensing Act 2003

New premises Licence Application:

Thank you for your email, the contents of which are noted.

Would you please be able to clarify which application you are objecting to. There are currently three applications in Lanark Square by the same applicant. One is for a convenience store (for a 24 hours), and there are two are for a bar/restaurants and café/wine bar (both applying for midnight on Thurs-Saturday)

Please note that your representation will become a public document (contact details redacted) and the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

If the representation(s) is not resolved then the matter will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-Committee. You will be notified by the Democratic Services at Mulberry Place, [5 Clove Crescent, London E14 2BG](#) of the date, time and venue of the public hearing and invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

If I can be of any further help, do not hesitate to contact me.

Regards



Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)

 |

From: Catrina Marshall **On Behalf Of** Licensing
Sent: 08 September 2017 10:45
To: Corinne Holland
Subject: FW: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

FYI

From: Lukas Kubasek [[mailto:](#)
Sent: 07 September 2017 23:48
To: Licensing
Cc: 
Subject: Georgiou Inc. Ltd., Lanark Square - License for Sale of Alcohol - Objection

Dear Licensing Officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

I own and live with my wife and children in [REDACTED] and our flat windows directly face Lanark Square where the premises should be open.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.

This is especially unpleasant as our children have their bedrooms oriented towards the inner Lanark Square where the new business is supposed to run after 11pm.

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square where all our bedroom windows including the kids room are orientated.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Thank you for taking our view into consideration.

Kind regards,

Lukas Kubasek



Working Together for a Better Tower Hamlets
Web site : <http://www.towerhamlets.gov.uk>

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If your request relates to a Freedom of Information enquiry, please resend this to foi@towerhamlets.gov.uk

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Working Together for a Better Tower Hamlets
Web site : <http://www.towerhamlets.gov.uk>

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Please consider your environmental responsibility: Before printing this e-mail or any other document , ask yourself whether you need a hard copy.

Appendix 6

Corinne Holland

From: Anjali Kaushik <[REDACTED]>
Sent: 11 September 2017 23:51
To: Corinne Holland
Subject: Re: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIOU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks so much for confirming that Unit 1 the convenience store has **reduced their hours** they are applying for to 06.00am – midnight (from a 24 hours application) after our objection, this a big relief for us.

Initially I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd. I think one of our fellow leaseholder already contacted the applicant and their solicitor for more details but unfortunately didn't receive any reply till today.

Regarding the permission for the Alcohol I would like to **Strongly objection to the bar/restaurant with the late night opening**. We are already paying high premium to our freeholder for the extra security around our block. Since the opening of Papa Jones pizza shop and the location next to the DLR station people just use our private land for their late night parties. We have reported this ample times to the police and if you would like can provide the police reference numbers for your records.

Lanark Square is surrounded by the buildings from all the four sides, even a minor noise can be really loud. We really had a tough time when Bellway was building the flats in Turnbury Quay.

We have only one open private area which we can be used as play area for kids but unfortunately this is already used by the public as a shortcut to catch the Crossharbour DLR.

I cant' see any community welfare by providing Alcohol license, the residents don't deserve this.

Many thanks

Anjali

On Mon, Sep 11, 2017 at 3:51 PM, Corinne Holland <[REDACTED]> wrote:

Dear Anjali

Thank you for your email, the contents of which are noted.

Please can you confirm which of the application (there are currently three by Georgiou Inc Ltd in Lanark Square at the moment (Unit 1, Unit 2 and Unit 3) you are objecting to.

Please note that Unit 1 (the convenience store has reduced the hours they are applying for to 06.00 – midnight)

Please note that the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

Alternatively, your representation will be added to the final Licensing Sub Committee report and you will be written to by Democratic Services to be advised as to the time and date of the Hearing, which you will be invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.



Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . [1 Ewart Place . London E3 5EQ](#)

 |


From: Corinne Holland **On Behalf Of** Licensing
Sent: 11 September 2017 15:08
To: Corinne Holland
Subject: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Anjali Kaushik [<mailto:>]
Sent: 09 September 2017 12:56
To: Licensing
Cc: 
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

Not concerning opening the restaurant itself, I would not mind a new restaurant for weekend lunch. The main point of my objection is selling alcohol and provisioning of music after 11pm at night which is something I have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block.

We would be fine with a new normal day hours business, but we **strongly object** against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Regards

Anjali



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Appendix 7

Corinne Holland

From: Corinne Holland on behalf of Licensing
Sent: 11 September 2017 15:06
To: Corinne Holland
Subject: FW: Please do not give Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Devindra Thakur [REDACTED]
Sent: 11 September 2017 10:45
To: Licensing
Cc: [REDACTED]
Subject: Re: Please do not give Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear licensing officer,

I would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after 11 pm requested for by Georgiou Inc. on Lanark Square, London.

The main point of our objection is selling alcohol and provisioning of music after 11pm at night which is something we have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and **holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.**

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block. Financially our tenants also complain about their safety and may move out earlier than expected.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Wishes,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 8

Corinne Holland

From: Director Aegonandbalmoralresidents [REDACTED]
Sent: 12 September 2017 14:26
To: Corinne Holland
Subject: Re: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIOU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks for you call earlier, as disucssed my main concenrs is regarding the permission of Alcohol to both Units 2 & 3.

The main reasosn for this are as follows:

- 1. It will add up in the anti social behaviour present on the site.**
- 2. Late evenings will bring more people around our block which will cause noise and disturbance**
- 3. The location of our flats is next to the DLR station so the people are using our site for their private parties causing only distress to the residents**
- 4. During summers we are not able to open our windows as people smoke, shout**
- 5. The Lanark Square is a square with building on all the four sides which add the echo effect and this bar is not going to reduce this**

I agree may be some of these are not directly related to the application but the officers just can't ignore the concerns from the residnets the applicant premises are on our estate. The unit 2, 3 and 4 are new built and not the derelict site. We are ok with the opening of new convenience store within the usual busines hours.

My other neighbour/leaseholders who objected the application has the same concerns.

Many thanks

Best Regards
Ash (Ashwani Kaushik)

Corinne Holland

From: Ash Director-Glengall Bridge Management Limited [REDACTED]
Sent: 11 September 2017 23:49
To: [REDACTED]
Subject: Re: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Corinne,

Thanks so much for confirming that Unit 1 the convenience store has reduced their hours they are applying for to 06.00am – midnight (from a 24 hours application) after our objection, this a big relief for us.

Initially I had no idea there are three independent applications in Lanark Square from Georgiou Inc. Ltd. I think one of our fellow leaseholder already contacted the applicant and their solicitor for more details but unfortunately didn't receive any reply till today.

Regarding the permission for the Alcohol I would like to **Strongly objection to the bar/restaurant with the late night opening.** We are already paying high premium to our freeholder for the extra security around our block. Since the opening of Papa Jones pizza shop and the location next to the DLR station people just use our private land for their late night parties. We have reported this ample times to the police and if you would like can provide the police reference numbers for your records.

Lanark Square is surrounded by the buildings from all the four sides, even a minor noise can be really loud. We really had a tough time when Bellway was building the flats in Turnbury Quay.

We have only one open private area which we can be used as play area for kids but unfortunately this is already used by the public as a shortcut to catch the Crossharbour DLR.

I cant' see any community welfare by providing Alcohol license, the residents don't deserve this.

Many thanks

Ash

[REDACTED]

[REDACTED]

On 12 Sep 2017, at 09:54, Corinne Holland [REDACTED] > wrote:

Dear Ash

Thank you for your email, the contents of which are noted.

Unfortunately I cannot accept this as a valid representation at this point, as it does not contain enough information. In order for us to consider your representation, you must make it clear how granting this application will have an impact to one or more of the following licensing objectives:

- the prevention of crime and disorder
- the prevention of public nuisance
- public safety
- the protection of children from harm

You need to expand on how you will be detrimentally affected by this premises if the licence is granted.

I look forward to hearing from you. Please can you reply by midnight tomorrow at the latest as the consultation period has now ended, otherwise I will have to consider your representation as being invalid and it will be discounted from the final report for consideration by the Licensing Sub Committee. For your information I have received a number of resident objections as well.

Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . 1 Ewart Place . London E3 5EQ



From: Ash Director-Glengall Bridge Management Limited [REDACTED]
Sent: 07 September 2017 23:14
To: [REDACTED]
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing Officer,

As a director of Glengall Bridge Management limited (Leaseholder residents of Aegon and Balmoral House) I would like to objection not to provide any permission for the Sale of Alcohol, live music, late night after 11Pm. to GEORGIU Inc Ltd.

We already have a bar restaurant (Manjal) around our blocs and besides this there are two main Pubs on each end of the estate. Outsider usually sit on the benches next to our blocks with drinks and smoke and create trouble. If in case this permission will be granted this will just cause more trouble than benefit to the residents, especially when the seating area is outside the premises.

We request if the permission can be **DECLINED**.

Many thanks

Best Regards

Ash (Ashwani Kaushik) [REDACTED]

Director

[REDACTED]

Glengal Bridge Management Limited.

Business Activity : [REDACTED]

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Appendix 9

Corinne Holland

From: Corinne Holland on behalf of Licensing
Sent: 11 September 2017 15:11
To: Corinne Holland
Subject: FW: Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

From: Helen Yeung [REDACTED]
Sent: 09 September 2017 14:56
To: Licensing
Subject: Permission for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing officer,

We would like to **strongly object** against the proposed application for license to sell alcohol, provide music and late night refreshments after [11 pm](#) requested for by Georgiou Inc. on Lanark Square, London.

Not concerning opening the restaurant itself, we would not mind a new restaurant for weekend lunch. The main point of our objection is selling alcohol and provisioning of music after [11pm](#) at night which is something we have a big problem with.

This area next to the Crossharbour DLR station suffers massively from anti-social behaviour. Incredible amount of people pass every day from Lanark Square including late night right under our windows in the narrow passageway between Aegon House and Balmoral House. These amounts will be multiplied if a new venue with late night hours opens on Lanark Square.

There are groups of drunk people holding late night parties in front of Aegon House drinking alcohol, smoking and producing a lot of noise so that we cannot even keep our windows open. This anti-social behaviour will be multiplied with people leaving the new pub/bar and **holding after-parties on the only benches at the DLR station - in front of the Aegon House and right under our windows.**

We understand that the new venue is supposed to have outside seating area too. We can see how much noise, garbage, loud music and broken glass late at night can make just couple of drunk individuals buying pizza in the adjacent Pizza Hut and eating/drinking on the benches next to our block. We cannot even imagine what kind of noise will we need to deal with if a whole new pub/restaurant is going to be open right on Lanark Square.

Please do not give the permission to just another late night business in this area. It is already a very unsafe area with a lot of late night disturbance which can be proven by the high amount of incidents solved by our private security as well as the metropolitan police incidents we regularly report for around our block. Financially our tenants also complain about their safety and may move out earlier than expected.

We would be fine with a new normal day hours business, but we strongly object against opening just another pub in the area with evening/night operating time. The beautiful Lanark Square area and the people living here do not deserve it.

Best Wishes,

Helen Yeung

████████████████████

Sent from my iPad

Appendix 10

Corinne Holland

From: Luis Rodriguez <[REDACTED]>
Sent: 12 September 2017 19:42
To: Corinne Holland
Subject: RE: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Hi Corinne,

Thanks for your prompt reply. I was not aware of the 3 applications by Georgiou Inc Ltd in Lanark Square. The one I am strongly objecting to is the one that allows for the sale of alcohol and live music till late night (after 11pm) as it would mean a great disturbance to our much needed night rest.

I implore you to please give more importance to our rest and search for a peaceful living of all residents, rather than the commercial gains of a person/business. Just for the record, I am happy to this person/business to earn good money but would like it to be symbiotic to our rest and search for a peaceful living conditions, not in detriment of our living standards.

Kind regards,
Luis Rodriguez

[REDACTED]
[REDACTED]

De: Corinne Holland [mailto:C[REDACTED]]

Enviado el: lunes, 11 de septiembre de 2017 9:11

Para: Luis Rodriguez <[REDACTED]>

Asunto: FW: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Luis

Thank you for your email, the contents of which are noted.

Please can you confirm which of the application (there are currently three by Georgiou Inc Ltd in Lanark Square at the moment (Unit 1, Unit 2 and Unit 3) you are objecting to.
Please note that Unit 1 (the convenience store has reduced the hours they are applying for to 06.00 – midnight)

Please note that the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

Alternatively, your representation will be added to the final Licensing Sub Committee report and you will be written to by Democratic Services to be advised as to the time and date of the Hearing, which you will be invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

Regards,

Corinne Holland - Licensing Officer

Licensing Team . Environmental Health & Trading Standards . John Onslow House . 1 Ewart Place . London E3 5EQ

[REDACTED]
[REDACTED]

From: Luis Rodriguez [REDACTED]
Sent: 08 September 2017 19:00
To: Licensing
Subject: Refusal/Objection for the Sale of Alcohol, live music, late night after 11Pm. by GEORGIU Inc Ltd.in the Lanark Square.

Dear Licensing Officer,

I am Luis Rodriguez, the Leaseholder of [REDACTED]).
I would like to object to granting permission for the sale of aAlcohol, live music, late night after 11pm to GEORGIU Inc Ltd.

We already have a bar restaurant (Manjal) around our blocks and besides this there are two main Pubs on each end of the estate. Outsiders usually sit on the benches next to our blocks with drinks, smoking and making noise. If in case this permission will be granted this will just cause more trouble than benefit to the residents, especially when the seating area is outside the premises.

I please request you if the permission can be DECLINED.

Kind regards,
Luis Rodriguez
[REDACTED]

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Appendix 11

Corinne Holland

From: Ross Knapp <[REDACTED]>
Sent: 08 September 2017 09:31
To: Licensing
Subject: Ref: CLC/EHTS/LIC/102674

Follow Up Flag: Follow up
Flag Status: Completed

Good morning,

Your Ref: CLC/EHTS/LIC/102674

I'm a resident living directly opposite the proposed venue of which the above referenced application is for. **I would like to state my support for this application** on the following grounds:-

- 1) The Lanark Square/Pepper Street areas are in need of investment and regeneration. There are many abandoned and run down commercial units. This will bring a much needed high quality establishment to the area, directly impacting on the well-being of the residents and the vibrancy of the overall area.
- 2) Another planning application for 21 Pepper St, Isle of Dogs, London E14 9RP was recently filed, which would see the closure of a local public house (the Pepper Saint Ontoid) for the duration of construction. The opening of these venues would negate the loss of this local amenity.

Therefore, I support this application.

Kind regards,

Ross Knapp

Appendix 12

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).

If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Sections 10.1 of the Licensing Policy**). While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.10**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 Annex D of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The Licensing Policy has adopted the recommended Pool of Conditions as permitted (Annex D).

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 13

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 10 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.5**)

The Council has adopted a set of framework hours (**See 15.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the prevention of Public Nuisance. (**See Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 14

Acting as a Magnet Attracting the Young who then engage in Anti-Social Behaviour

General Advice

Members will need to consider whether any of the problems alleged to be associated with young people are the responsibility of the premises. Are they encouraging gangs in any way? If not, there may not be any proportionate conditions that can be applied? Are these patrons of the premises?

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application. However, hours may be an important issue.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate (in relation to the behaviour of patrons who have left the premises) but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy.” **(See Section 4.10 and 4.11 of the Licensing Policy).**

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. **(See Sections 5.2 of the Licensing Policy)**

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. **(See Appendix 2 Annex D of the Licensing Policy).** In particular Members may wish to consider (this list is not exhaustive):

- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However the process for this involves wide consultation and cannot come from representations about a particular application. **(See Section 6 of the Licensing Policy).**

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

Anti-Social Behaviour Act 2003

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 15

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 16

Prevention of Nuisance – Licensing Policy, updated March 2015

- 10.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 10.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 10.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in 8.2, and these may include conditions drawn from the Model Pool of Conditions in Appendix 2.

Appendix 17

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2017

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 18

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 15.8 of the Licensing Policy)

In considering the applicability of frame work hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 15.9 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

Appendix 19

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

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