

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 2.00 P.M. ON WEDNESDAY, 29 NOVEMBER 2017

**C1, 1ST FLOOR, TOWN HALL, MULBERRY PLACE, 5 CLOVE CRESCENT,
LONDON, E14 2BG**

Members Present:

Councillor Rajib Ahmed (Chair)

Councillor Khales Uddin Ahmed (Member)

Councillor Shah Alam (Member)

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST

Councillor Khales Ahmed declared a personal interest on item 4.2, Application for a New Premises Licence for Mangal, 514 Commercial Road, London E1 0HY on the basis that he knew of the Licensing Agent representing the Applicant in his capacity as a Labour Party Member, however he confirmed that they had not discussed this application prior to the meeting.

Councillor Rajib Ahmed declared a personal interest on item 4.2, Application for a New Premises Licence for Mangal, 514 Commercial Road, London E1 0HY on the basis that he knew of the Licensing Agent representing the Applicant in his capacity as a Labour Party Member, however he confirmed that they had not discussed this application prior to the meeting.

2. RULES OF PROCEDURE

The rules of procedure were noted.

3. MINUTES OF THE PREVIOUS MEETING(S)

The unrestricted minutes of the Licensing Sub Committee meetings held on 19th September and 24th October 2017 were agreed as a correct record of proceedings.

4. ITEMS FOR CONSIDERATION

**4.1 Application to Review the Premises Licence for the Angel and Crown,
170 Roman Road, London, E2 0RY**

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy and in particular to have regard to the promotion of the four licensing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. The Protection of Children from Harm

Consideration

Each application must be considered on its own merit. The Sub Committee had carefully considered all of the evidence before them and listened to the verbal representations made by PC Mark Perry, Metropolitan Police and from the Licensee, with particular regard to the licensing objectives of crime and disorder and prevention of public nuisance.

Members noted the fact that following the reduction in opening hours on Friday and Saturdays to 7pm there had been no complaints from residents or concerns reported to the Police. Members also accepted the agreement from the Licensee that he was happy to modify the hours on his licence to alleviate the concerns the Police had of it attracting public nuisance and disorder to the local area by staying open late on Fridays and Saturdays. It was also noted that the Licensee would continue to run the day to day running of the premises until the business was sold.

Members noted the serious concerns raised about customers drinking outside the premises, leaving glasses outside and causing disturbance to passers-by, therefore Members believed that a condition to restrict people from taking drinks outside the premise would help alleviate some of those concerns raised. Members were also satisfied that a modification of the hours on the license would also relieve the concerns of the police and local residents and avoid any future disturbances.

Accordingly, the Sub Committee unanimously

RESOLVED

That the application for a Review of the Premises Licence for Angel and Crown, 170 Roman Road, London E2 0RY be **GRANTED IN PART** with conditions imposed.

The hours to be **modified** on Fridays and Saturdays to the following;

Sale of Alcohol

Fridays and Saturdays from 09:00 hrs to 19:00 hrs.

Regulated Entertainment

Fridays and Saturdays from 09:00 hrs to 19:00 hrs.

Hours premises Open to the Public

Fridays and Saturdays from 09:00 hrs to 19:00 hrs.

No Provision for Late Night Refreshments on Fridays & Saturdays

Condition

No drinks allowed to be taken outside the premises at any time.

Condition 5 from Annex 2 of the Premises Licence to be replaced with the following condition

Any event that goes beyond 7pm on Fridays and Saturdays. One SIA security staff must be on duty at the premises until the premises are closed and the last customers have left the premises. The security must sign in and out in the record book at the start and end of their shifts and must clearly be identifiable as security.

4.2 Application for a Premises Licence for Mangal, 514 Commercial Road, London E1 0HY

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy and in particular to have regard to the promotion of the four licensing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. The Protection of Children from Harm

Consideration

Each application must be considered on its own merits and the Chair stated that the Sub Committee in the absence of the objector had carefully considered the written objections in the agenda and listened to the representations made on behalf of the Applicant by their Licensing Representative.

Members noted the reduction in the hours for late night refreshments which was agreed with Environmental Health and welcomed the efforts made by the Applicant to install a carbon filter duck to eliminate the odour and the contract

for the waste bin outside the premises and the conditions offered in their operating schedule. Members were satisfied that these conditions would help alleviate the concerns of the local resident and promote the licensing objectives.

Therefore Members made a decision and the decision was unanimous. Members granted the application with conditions to help promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Mangal, 514 Commercial Road, London E1 8DR be **GRANTED** with conditions consistent with the operating schedule.

The Provision for Late Night Refreshments

Monday to Sunday from 23:00 hours to 01:00 hours (the following day)

Hours premises are open to the public:

Monday to Sunday from 23:00 hours to 01:00 hours (the following day)

Conditions

1. Last orders to be made by 00:30 hours for eating and last orders for takeaway to be made by 00:45 hours.
2. Training to be provided to all serving staff to have a good knowledge and awareness of prevention of crime and disorder and drug awareness.
3. CCTV will be installed and the recorded materials shall be retained and stored in a suitable/secure manner for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with essential legislations. CCTV will be operational during opening hours. Recordings and images will be available for police or responsible authorities on demand.
4. Management will control the premises, will not cause or permit a person to solicit for custom for the premises in any street or public places
5. Premises to have experienced staff who will run our premises, adequate door control will be taken to prevent crowd outside of our premises.

6. Premises to ensure that all customers leave quietly. If any customers need to wait for a taxi, staff will try to keep them on the premises until the taxi arrives. Premises will offer them a complimentary coffee/ tea.
7. Premises will not allow anyone to queue in front of our restaurant.
8. If anyone comes to pick up their friend or family member from our restaurant we will ask them not to blow their car horn.
9. Premises will provide low key volume recorded music that will not be heard from flat above to our premises or nearby residents.
10. Outside of the premises will be kept tidy, all spillage will be cleaned. I.e. Bottles, glass, litter etc.
11. Bottled drink or food will be not allowed to be consumed in front of the restaurant. (Except take away food which will be taken from the restaurant to eat at customers home).
12. No early morning delivery or collection or late delivery/collection will take place
13. Un-accompanied children Under 16 are not allowed in into the premises between midnight to closing time.

5. EXTENSION OF DECISION DEADLINE: LICENSING ACT 2003

There were no applications that required deadline extensions.

6. EXCLUSION OF PRESS AND PUBLIC

The Chair exercised his power to exclude the press and public from the meeting.

6.1 Application for a Review under Section 53A of the Licensing Act 2003 for Denni's News, 15 Swaton Road, London E3 4ES

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy and in particular to have regard to the promotion of the four licensing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and

4. The Protection of Children from Harm

Consideration

Each application must be considered on its own merit. The Sub Committee has carefully considered all of the evidence before them with particular regard to the licensing objectives of the prevention of crime and disorder, and the protection of children from harm.

Kathy Driver, Licensing Officer introduced the report and stated this was a Section 53a application following an incident regarding an employee of Denni's News. The interim hearing took place on the 14th November 2017 and the licensee agreed to remove the member of staff from his employment. Members were asked to note the withdrawal of the Review and accept that no further steps need to be taken in relation the review application.

Decision

Accordingly, the Sub-Committee unanimously

RESOLVED

That no further steps are taken in relation to the application for a Section 53A Review of the Premises Licence for Denni's News, 15 Swaton Road, London E3 4ES.

The meeting ended at 4.30 p.m.