

**LONDON BOROUGH OF TOWER HAMLETS**

**RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE**

**HELD AT 2.00 P.M. ON MONDAY, 26 FEBRUARY 2018**

**THE COUNCIL CHAMBER, TOWN HALL, MULBERRY PLACE, 5 CLOVE  
CRESCENT, LONDON, E14 2BG**

**Members Present:**

Councillor Rajib Ahmed (Chair)

Councillor Peter Golds (Member)

Councillor Khales Uddin Ahmed (Member)

**1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST**

None

**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 29<sup>th</sup> November and 20<sup>th</sup> December 2017 were agreed as a correct record of proceedings.

**4. ITEMS FOR CONSIDERATION**

**4.1 Application for a Variation Premises Licence for Suito, 90 Brick Lane, London E1 6RL**

**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 licencing 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 on behalf of the Applicant and by the objectors present at the meeting.

In reaching the decision Members gave particular regard to the Licensing Objective of the Prevention of Public Nuisance and the Prevention of Crime and Disorder. Members were very concerned about the number of times the premises had been issued fixed penalty fines by the waste enforcement team for illegally discarding rubbish. However, it was noted that management and staff had undergone training by the waste enforcement team on how to dispose of rubbish correctly and as a result of this there have been no more fines since December 2017.

Members noted the fact that the premises are within the Cumulative Impact Zone and had previously had complaints when they have had TEN applications granted but Members were assured by the Applicant that they would no longer apply for TEN application and that the premises would only be used as a restaurant for food and drinks with no form of regulated entertainment.

Members welcomed the agreement from the Applicants that they would limit the number of people allowed on the premises after midnight and would also stop customer entry at 00.30 hours.

Members felt that it was not proportionate to reject the application in its entirety however understand the concerns raised in relation to public nuisance and CIZ and therefore decided to grant the licence in part to allow the extended hours on the weekends only with conditions.

Members also noted the serious concerns raised about customers drinking outside the premises, and causing public nuisance, therefore Members believed that a condition to restrict the supply of alcohol at the premises only to a person seated taking a table meal by a waiter/waitress service would help alleviate some of the concerns raised by the Responsible Authorities and local residents.

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

Councillor Peter Golds abstained from voting.

Accordingly, the Sub Committee

### **RESOLVED**

That the application for a Variation of the Premises Licence for Suito, 90 Brick Lane, London E1 6RL be **GRANTED IN PART** with conditions imposed.

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

**Sale of Alcohol (on sales only)**

Fridays and Saturdays from 12:00 hrs to 01:00 hrs (the following day)

**The Provision of Late Night Refreshments**

Fridays and Saturdays from 23:00 hrs to 01:00 hrs (the following day)

**Hours premises Open to the Public**

Fridays and Saturdays from 12:00 hrs to 01:30 hrs (the following day)

**Amendments to existing conditions**

Condition 1 from Annex 2 of the Premises Licence to be replaced with the following condition

The supply of alcohol at the premises shall be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

Condition 2 from Annex 3 of the Premises Licence to be replaced with the following condition

Waste materials shall not be placed in the external bins during the hours (01:00 hours to 07:00 hours the following day)

**Conditions**

1. The supply of alcohol shall be by waiter or waitress service only
2. There shall be no off sales of alcohol from the premises
3. No more than 32 people (excluding staff) should be allowed on the premises after 00:00 hours (midnight)
4. Last customer entry will be 00:30 hours (the following day)
5. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

6. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the Police or an authorised officer at all times whilst the premises is open.
7. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or an authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
8. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
9. All children must be accompanied by adults

**4.2 Application for a New Premises Licence for Chupeton Ltd, 61-63 Old Bethnal Green Road, London E2 6QA**

This item had been resolved prior to the meeting.

**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.

**7. RESTRICTED MINUTES OF THE PREVIOUS MEETING(S)**

The restricted minutes of the Licensing Sub Committee meetings held on 6<sup>th</sup> & 26<sup>th</sup> October and 1<sup>st</sup> November 2017 were agreed as a correct record of proceedings.

The meeting ended at 4.00 p.m.

Chair, Councillor Rajib Ahmed  
Licensing Sub Committee