LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 6.30 P.M. ON TUESDAY, 27 NOVEMBER 2018

MP701, 7TH FLOOR, TOWN HALL, MULBERRY PLACE, 5 CLOVE CRESCENT, LONDON, E14 2BG

Members Present:

Councillor Ehtasham Haque (Chair)

Councillor Faroque Ahmed (Member)
Councillor Sabina Akhtar (Member)

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST

No declarations of disclosable pecuniary interests were declared.

2. RULES OF PROCEDURE

The Rules of Procedure were noted by the Sub Committee.

3. ITEMS FOR CONSIDERATION

3.1 Application for a New Premises Licence for Lola Hospitality Ltd 81 Wapping High Street, London, E1W 2YN

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:

The Prevention of Crime and Disorder;
Public Safety;
Prevention of Public Nuisance; and
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 considered written and verbal representation from both the applicant and his Legal Representative and heard objections from the Environmental Health Officer, Local Residents and their Legal Representative with particular regard to the two licensing objectives of the prevention of public nuisance, and the prevention of crime and disorder.

Members welcomed the efforts made by the Applicant by offering conditions in their operating schedule and accepting the framework hours as proposed by the Environmental Health Officer. Members were of the view that a condition that alcohol served ancillary to a meal and no vertical drinking gave them and residents the assurance that the premises would not be used as a bar or vertical drinking establishment. Members were also satisfied that a modification of the hours on the license would also relieve the concerns of public nuisance and avoid any future disturbances.

Members believed that restricting the use of the smoking area outside the premises to five people at any one time would also help with noise control.

Members reached a decision and the decision was unanimous. Members granted the application in part subject to the Council's framework hours and imposed conditions which would help promote the licensing objectives and not cause a negative impact on the area.

Accordingly, the Sub Committee unanimously

RESOLVED

That the application for a New of the Premises Licence for Lola Hospitality Ltd, 81Wapping High Street, London E1W 2YN be **GRANTED in part** with conditions.

Sale of Alcohol – (on sales only)

Monday to Thursday, from 10:00 hours to 23:00 hours
Friday and Saturday, from 11:00 hours to 23:30 hours
Sunday, from 12:00 hours to 22:00 hours

The provision of late night refreshment - Indoors

Friday and Saturday, from 23:00 hours to 23:30 hours

The opening hours of the premises

Monday to Thursday, from 10:00 hours to 23:30 hours
Friday and Saturday, from 11:00 hours to 00:00 hours (midnight)
Sunday, from 12:00 hours to 22:30 hours

Conditions

1.1 There shall be CCTV in operation at the premises and;

a) a member of staff who has been nominated in writing and is conversant with the operation of the CCTV system shall be on the premises at all times.

b) If the premises are not open, and subject to the tests set out by virtue of the Data Protection Act, within 24 hours of a request for access to the CCTV system from either the police or licensing authority, this staff member must be able to show a Police, HMRC or authorised council officer recent data or footage with the absolute minimum of delay when requested.

c) All recordings shall be stored for a minimum period of 31 days with date and time stamping.

d) Recordings shall be made available immediately upon the request of a Police or Licensing officer throughout the preceding 31-day period.

e) The CCTV system shall be maintained according to the current Home Office specification for premises of this type.

f) should the equipment become faulty then the Metropolitan Police will be notified by mail and all reasonable efforts made to have any fault rectified within 24 hours.

1.2 All members of staff who are authorised to sell alcohol shall be properly trained in the legal requirements and restrictions to sell alcohol.

a) A record shall be maintained and kept at the Premises detailing the name of each member of staff trained; the date training was provided; details of the person who provided the training and an acknowledgment that staff have been so trained.

b) The record shall be available for inspection by authorised officers of the Licensing Authority and the Police at all times the Premises are open.

c) Staff shall receive refresher training in the Licensing Act 2003 at intervals of no more than 12 months.

1.3 A daily incident log shall be kept at the premises for a period of at least 12 months from the date of last entry, which will record the following:

a) all crimes reported to the venue
b) all ejections of patrons
c) any complaints received
d) any incidents of disorder
e) any faults in the CCTV repaired within 24hrs

f) any refusal of the sale of alcohol
g) any visit by a relevant authority or emergency service.
h) any lost property found or handed to staff at the premises.
i) any other relevant incidents to be recorded.

1.4 The forecourt and the pavement immediately outside the Premises shall be kept in a clean condition.

1.5 External doors shall be fitted with a self-closing device that is maintained in a proper working condition.

1.6 A "Challenge 25" age verification policy shall be operated at the Premises during the permitted hours for the sale of alcohol and staff shall be trained in respect of the policy. Staff shall ask for proof of age from anyone they suspect of being less than 25 years of age. The only acceptable forms of identification shall be a photo style driving licence, a passport, a photo identification card bearing the PASS logo in a hologram format, military ID or recognised national photographic identity cards from member countries of the European Union.

a) The Designated Premises Supervisor shall regularly check the refusals record to ensure it is being consistently used by all staff.

b) Posters shall be displayed in prominent positions around the bar area advising customers of the Challenge 25 policy in force at the premises

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

1.7 Clearly legible notices shall be displayed at all exits and around the Premises requesting patrons to respect the needs of local residents and to leave the Premises and area quietly;

1.8 Clearly legible notices shall be prominently displayed at any area used for smoking outside the premises requesting patrons to respect the needs of local residents and to use the area quietly.

1.9 The supply of alcohol at the premises shall only be to a person seated taking a table meal.

1.10 No more than five smokers to be allowed to smoke outside the premises at any one time.

1.11 There shall be no vertical drinking at the premises

3.2 Application for a New Premises Licence for Sketch, 68 Brick Lane, London E1 6RL

The Applicant was not present at the meeting and there had been no contact made with Licensing Services or Democratic Services to notify his/her attendance. The Democratic Services Officer informed Members that a notification letter was sent out 10 working days before the meeting date and the agenda was sent out 5 working days before the meeting. It was noted that two of the objectors were present at the meeting (Environmental Officer and a local resident representative).

In the absence of the Applicant, Members decided to defer consideration of this application in order to give the applicant another opportunity to attend the meeting. It was noted that if they fail to attend the next meeting that is arranged for them, then it is requested that the next Sub Committee considering the application should go ahead in their absence.

4. EXTENSION OF DECISION DEADLINE: LICENSING ACT 2003

There were no applications that required an extension for decision deadlines.

The meeting ended at 8.30 p.m.