

Appendix 1

**(The Green Truffle Ltd.)
21 Roman Road
London
E2 0HU**

Licensable Activities authorised by the licence

The sale by retail of alcohol

See the attached licence for the licence conditions

Signed by

David Tolley 
**Head of Trading Standards &
Environmental Health**

Date: 10th August 2016



Part A - Format of premises licence

Premises licence number

20316

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(The Green Truffle Ltd.)
21 Roman Road

Post town

London

Post code

E2 0HU

Telephone number

None

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

The Supply of Alcohol (both on and off sales)

- Monday to Saturday from 09:00hrs to 18:00hrs

The opening hours of the premises

- Monday to Saturday from 09:00hrs to 18:00hrs

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

- On and off sales

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

The Green Truffle Limited
21 Roman Road
London
E2 0HU

Registered number of holder, for example company number, charity number (where applicable)

Registered Company Number: 09965427

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Natalino Marano

████████████████████

██████████

██████████

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence Number: 16251

Issuing Authority: London Borough of Tower Hamlets

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

1.

- (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises;
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

- 2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

4. The responsible person must ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

5.
 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

 2. For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula —

$$P = D + (D \times V)$$
 where —
 - (i) **P** is the permitted price
 - (ii) **D** is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

- (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence
 - (i) the holder of the premises licence
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

Annex 2 - Conditions consistent with the operating Schedule

1. When the designated premise supervisor is not on the premises any or all persons authorised to sell alcohol will be authorised by the designated premises supervisor in writing. This shall be available on request by the Police or any authorised officer.
2. A Challenge 21 or 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
3. 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.
4. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal
5. The supply of alcohol for patrons consuming alcohol inside the premises shall be by waiter or waitress service only

Annex 3 - Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

- 4th July 2016 – Ground Floor and Basement



Part B - Premises licence summary

Premises licence number

20316

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(The Green Truffle Ltd.)
21 Roman Road

Post town

London

Post code

E2 0HU

Telephone number

None

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

The Supply of Alcohol (both on and off sales)

- Monday to Saturday from 09:00hrs to 18:00hrs

The opening hours of the premises

- Monday to Saturday from 09:00hrs to 18:00hrs

Name, (registered) address of holder of premises licence

The Green Truffle Limited
21 Roman Road
London
E2 0HU

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off sales

Registered number of holder, for example company number, charity number (where applicable)

09965427

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Natalino Marano

State whether access to the premises by children is restricted or prohibited

No restrictions

Appendix 2

102202



This form should be completed and forwarded to: Licensing Section, Mulberry Place (AH), PO Box 55739, 5 Clove Crescent, London E14 1BY with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets. http://www.towerhamlets.gov.uk/content_pages/pay_it.aspx

Or alternatively from <http://www.towerhamlets.gov.uk/> under 'Online Services'

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We THE GREEN TRUFFLE LTD (Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence number 20316

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description
21 ROMAN ROAD

Post town E2 OHU LONDON Post code E2 OHU

Telephone number at premises (if any) 020 89814135

Non-domestic rateable value of premises £ 8300

Part 2 - Applicant details

Daytime contact telephone number		[REDACTED]	
E-mail address (optional)		[REDACTED]	
Current postal address if different from premises address		/	
Post Town	/	Postcode	/

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Please tick yes

If not, when do you want the variation to take effect from?

Day	Month	Year

Please describe briefly the nature of the proposed variation (please see guidance note1)

the sale by retail of alcohol (on and off sales)
Monday to saturday from 10.00 to 23.00 .
(Actually it is from 09.00 to 18.00)

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

- Please tick yes
- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)
 - f) recorded music (if ticking yes, fill in box F)
 - g) performances of dance (if ticking yes, fill in box G)
 - h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of a film take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for exhibition of films (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details here</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<p><u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)</p> <p><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			<u>Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Both		<p><u>Please give further details here</u> (please read guidance note 3)</p> <p><u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)</p> <p><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat								
Sun								

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 4)	Both		
Tue						
Wed				State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) 5)		
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing
Day	Start	Finish	
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Thur			
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance	Both	
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick [Y] (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	
Mon	10.00	21.00	Please give further details here (please read guidance	Both	✓
Tue	10.00	21.00			
Wed	10.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Thur	10.00	23.00			
Fri	10.00	23.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00	23.00			
Sun	-	-			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

Children must be accompanied by their parents, and must be kept away from the sale of alcohol in the premises.

L

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	21.00	Non standard timings. Where you intend to the premises to be open at different times to those listed in the column on the left, please list (please read guidance note 5)
Tue	10.00	21.00	
Wed	10.00	23.00	
Thur	10.00	23.00	
Fri	10.00	23.00	
Sat	10.00	23.00	
Sun	-	-	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

closing to the public at 18.00

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence



If you have not ticked on of those boxes please fill in reasons for not including the licence, or part it below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation.

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Do not sell alcohol to drunk people or if to people with children, if it could be dangerous for the children.

Do not sell alcohol to underage people.

No violent and antisocial behaviour in the premises
Training to the staff on the Licensing Act.

b) The prevention of crime and disorder

Do not sell alcohol to drunk people
Training to the staff to improve the prevention of crime and disorder.
CCTV system installed in the premises

c) Public safety

Do not sell alcohol to drunk people.

Well trained staff

Premises and installations maintained in good order and safe conditions.

d) The prevention of public nuisance

Customers will be asked not to stand around loudly talking in the streets outside the premises.
Customers not admitted to premises above opening hours.

e) The protection of children from harm

Do not sell alcohol to people coming with children.

(On the premises)

Well trained staff

"Challenge 25" sign

CHECKLIST:

Please tick yes

- I have made or enclosed payment of the fee *yes*
- I have sent copies of this application and the plan (showing the area to be licensed) to responsible authorities and others where applicable *yes*
- I understand that I must now advertise my application *yes*
- I have enclosed the premises licence or relevant part of it or explanation *yes*
- I understand that if I do not comply with the above requirements my application will be rejected *yes*

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

Part 5 – Signatures (please read guidance note 10)

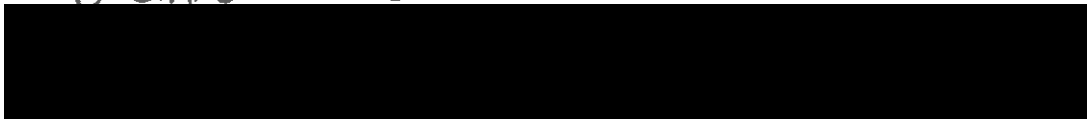

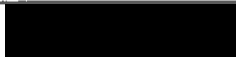


Signature of applicant or applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	<i>Stefano Dell'Utri</i>	
Date	<i>24/07/2017</i>	
Capacity	<i>owner</i>	

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

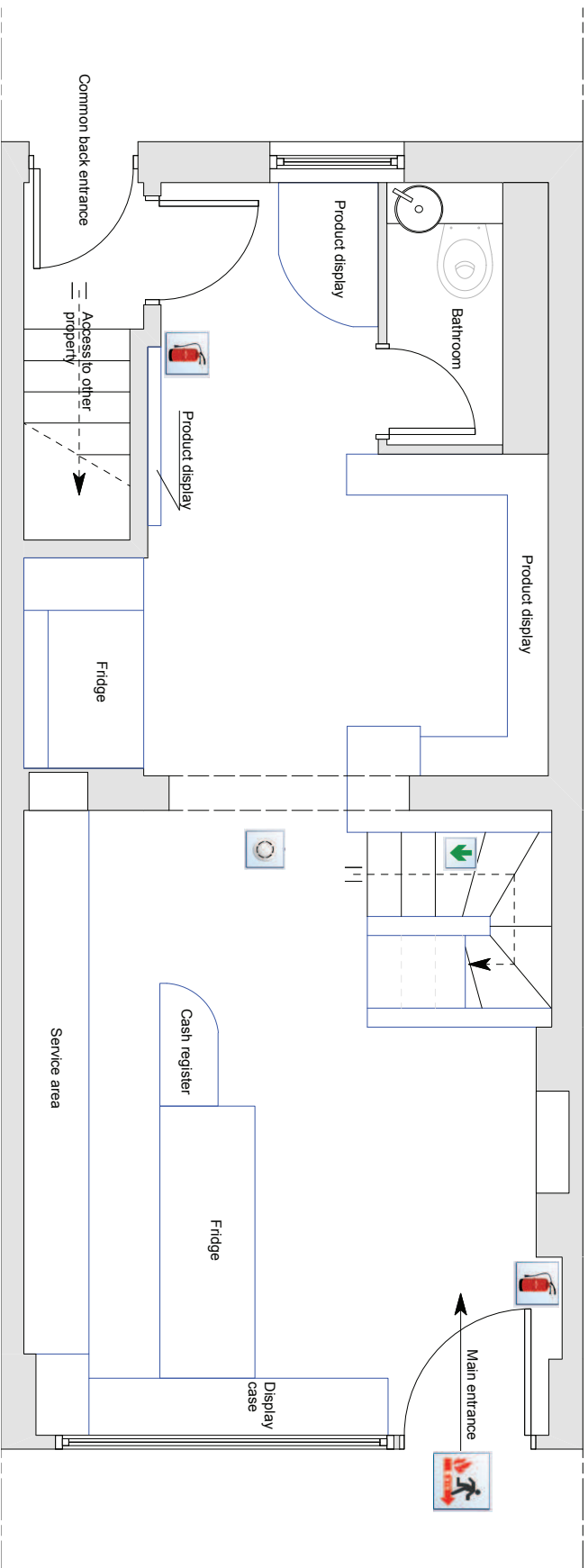
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

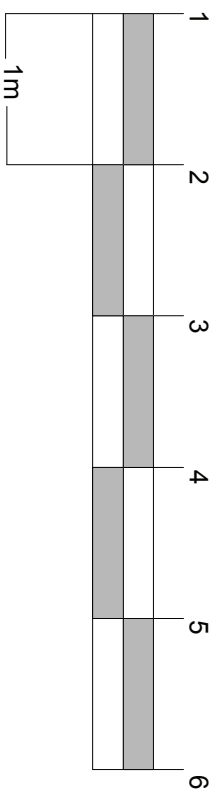
<i>STEFANO DELL'UTRI</i>	
	
Post town	
Post code	
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	
	

Appendix 3

Ground floor - general plan



Scale 1.50 @ A4



Emergency exit



Fire extinguisher



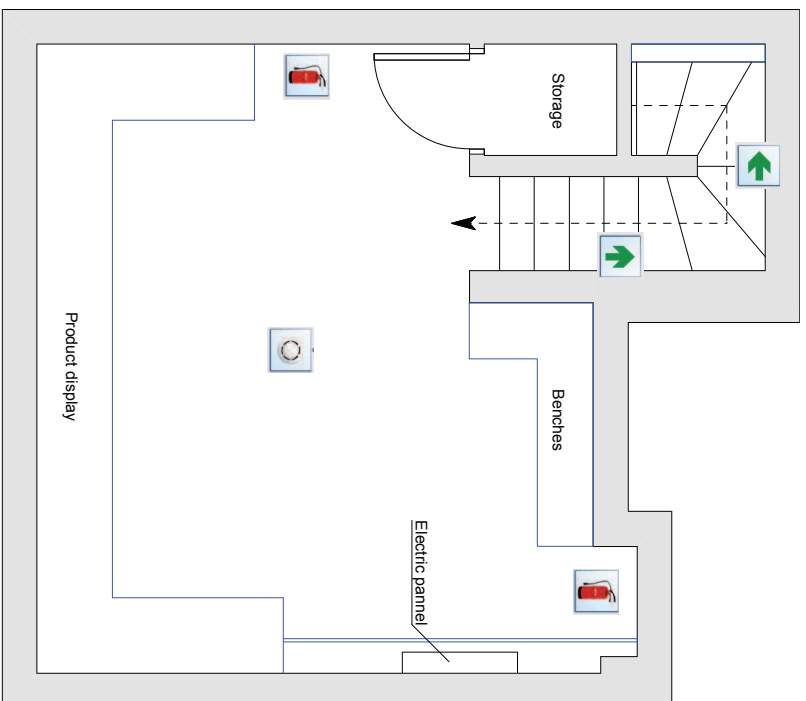
Indicating arrow



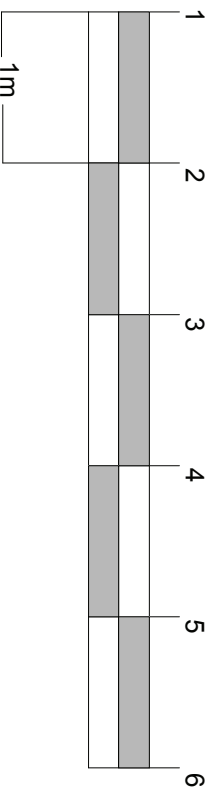
Smoke detector

Furnitures and
appliances

The Green Truffle
21 Roman Road
E2 0HU
London - UK



Scale 1:50 @ A4



Emergency exit



Fire extinguisher



Indicating arrow



Smoke detector

Furnitures and
appliances

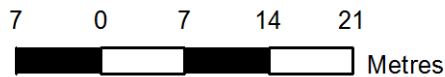
Appendix 4

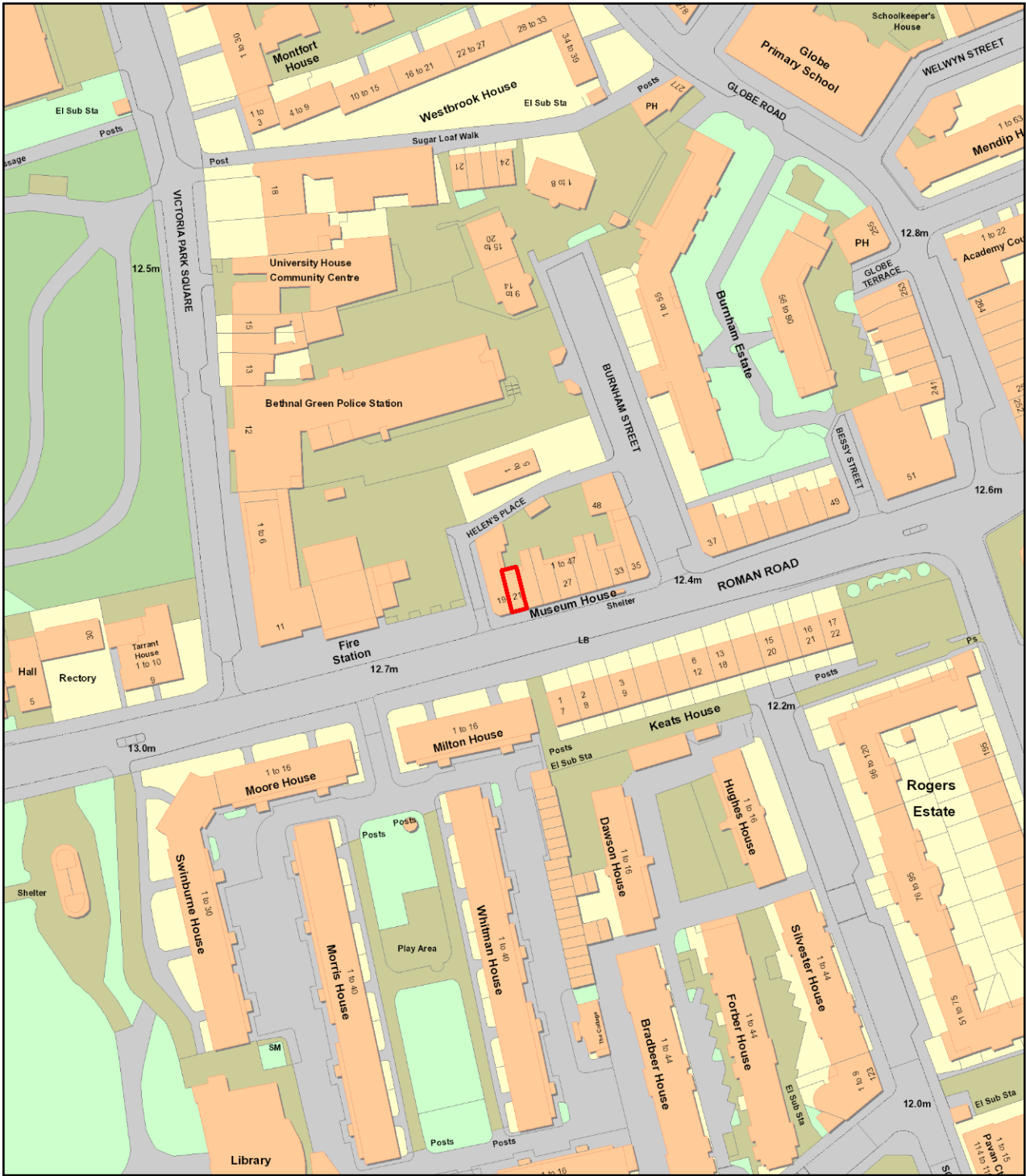


21 Roman Road



Scale 1:769

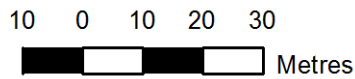




21 Roman Road



Scale 1:1537



Appendix 5

Licensed premises within immediate vicinity of 21 Roman Rd

Name and address	Licensable activities and hours	Opening hours
Vickys News 19 Roman Rd	<u>The sale by retail of alcohol:</u> Sunday to Thursday, from 06:00 hours to 23:00 hours Friday and Saturday, from 06:00 hours to midnight	Sunday to Thursday, from 06:00 hours to 23:00 hours Friday and Saturday, from 06:00 hours to 01:00 hours
(Angel Convenience Store) 23 Roman Road	<u>The sale by retail of alcohol</u> Monday & Tuesday, 08.00am to Midnight Wednesday to Saturday, 08.00am to 01.00am Sunday, 10.00am to 10.00pm	Monday & Tuesday, 08.00am to Midnight Wednesday to Saturday, 08.00am to 01.00am Sunday, 10.00am to 10.00pm
(Mini Free Off Licence) 37 Roman Road	<u>Sale of alcohol</u> Monday to Saturday until 01:00 hours Sunday until 22:30 hours	Monday to Sunday, from 06:00 hours to 06:00 hours (24 hours)
(Co-op) 250a Globe Road	<u>The sale by retail of alcohol</u> Monday to Sunday from 06:00hrs to 01:00hrs	Monday to Sunday 00:00 hours to 23:59 hours (24 hours)

Appendix 6

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 7

[REDACTED]

22 August 2017

Dear whom it may concern

Licensing Act 2003: The Green Truffle Ltd, 21 Roman Road, London, E2 0HU

I am writing in regards to this application for a premises licence as an individual [REDACTED]
[REDACTED]

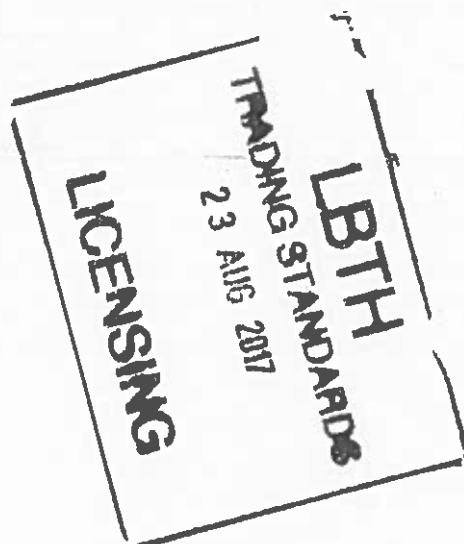
My residence is directly behind the back of the Green Truffle's premises, and I write raising concerns under two different categories being the prevention of crime and disorder, and the prevention of public nuisance.

My major concerns are the noise that could potentially come into my residence and other people in the Museum House complex, due to the lack of adequate glazing on the premises of the Green Truffle to manage the noise of people in the venue, as well as playing music late at night. I also have concerns about staff members packing up after the closing of the premises behind the building which is extremely close to my flat, and could potentially be disruptive to myself and other residents if they do not respect the fact that the building is primarily a residential block.

I thank you for considering my application. If you require further information or clarification please get in touch.

Kind regards

[REDACTED]
Catherine Belfield-Haines



Appendix 8

Monday 14th August 2017

The Residents of

Ms Kathy Driver (Principal Licensing Officer)
Environmental Health & Trading Standards
John Onslow House
1. Ewart Place
London Borough of Tower Hamlets
London E3 5EQ

Your Ref: CLC/EHTS/LIC/102202

Re: Licence Application: The Green Truffle Ltd. 21 Roman Road. London E2 0HU

Dear Ms Driver,

We write with reference to your letter of the 26th July 2017, regarding **The Green Truffle Ltd.**

We, being residents of [REDACTED], oppose the granting of a license for the business trading as The Green Truffle Ltd. Our reasons for doing so centre on the increased likelihood of public nuisance, increased anti-social behaviour, obstruction of the footpaths, harmful influence to young children, and insufficient parking in the immediate area.

The western end of Roman Road is the last part of the immediate area, which has not been fully commercialised. There are already a number of businesses selling alcohol and providing a range of cuisine to local residents and visitors to the area. A large section of Bethnal Green Road to the immediate west of Roman Road is now occupied by numerous venues offering the same services to the area. There is no need for further businesses to open for the same purpose, especially as there has been increased anti-social behaviour, criminality, noise levels and public nuisance from existing venues. The Green Truffle is situated immediately opposite Keats House. The design of that building has bedrooms positioned over-looking the applicant premises in Roman Road. They are therefore especially susceptible to any noise caused by customers of that business.

The Green Truffle does not have the facilities to cater to increased volumes of patrons, and has already caused obstruction of the pavement area outside of its premises by an over-spill of customers it could not accommodate forcing them to gather outside. Unless a business can offer full facilities to its clients it should not expect to hold a license, which would place a further burden on the local community. In particular Keats House is presently plagued by people defecating in the rear grounds of our estate after leaving drinking venues further down Roman Road and Bethnal Green Road. There are frequent assaults to members of the public especially at weekends, and the noise levels are virtually as high as they are during daily working hours.

The effect of this conduct has been to adversely affect the quality of life for many local residents. Children, working age adults and the elderly are all affected by increased noise levels, light pollution and other adverse factors linked to the long opening hours and patronage of such venues. We are concerned that The Green Truffle is not properly equipped to meet the needs of its present customers, not to mention a greater numbers if it obtains this license and extends its opening hours.

At some point the council needs to consider the impact these businesses are having on the community in this area, and put their interests on a balanced footing to those people who merely want to cater to a group that don't even live in this borough.

Yours faithfully

[Handwritten signature]

[Redacted]

A. Muslim

[Handwritten signature]

[Redacted]

D. Askew

[Redacted]

MICHAEL SHIKES

[Redacted]

Kibriya Kayum

[Redacted]

D. Watkinson

[Redacted]

S. ATYARD

[Redacted]

R. PATEL

[Redacted]

P. PATEL

[Redacted]

[Handwritten signature]

[Redacted]

[Handwritten signature]

[Redacted]

[Handwritten signature]

[Redacted]

E.H. Kuncel

[Redacted]

D. Chaudhry

[Redacted]

Adrian Burk

[Redacted]

[Handwritten signature]

[Redacted]

Appendix 9

Monday 14th August 2017

Ms Veronica Paul &
Mr Terry Ablet



Ms Kathy Driver (Principal Licensing Officer)
Environmental Health & Trading Standards
John Onslow House
1. Ewart Place
London Borough of Tower Hamlets
London E3 5EQ

Your Ref: CLC/EHTS/LIC/102202

**Re: Licence Application: The Green Truffle Ltd. 21 Roman Road. London E2 0HU
(The Premises) Licensing Act 2003.**

Dear Ms Driver,

We write with reference to your notification of the 26th July 2017, pertaining to **The Green Truffle Ltd.**

We oppose any extension to, or modification of the present trading conditions under which the applicant operates. The reasons for our opposition have been itemised below to explain our concerns.

The immediate location in which the applicant's premises are placed is already overburdened with venues offering alcohol for sale in-house. In recent years the development of these venues has brought with them increased late night disruption, raised noise levels into the early hours, and low-grade anti-social behaviour. In addition there have been two murders in the immediate location within the last eighteen months – both linked to venues in close proximity to the applicant. People attracted to the area by these licensed venues, and subsequently intoxicated in them, are then found sleeping in the park next to Bethnal Green Underground Station, especially during the summer months. The addition of another business offering the same services can only increase still further these disruptive elements, and lower the quality of life for local residents.

The stretch of road in which the applicant is located has a dense concentration of residential premises, many of which have one or more bedrooms facing onto the road directly opposite the applicant. In Keats House itself, some of these bedrooms are occupied by children, others by elderly people, who are already adversely affected by late night trade and the corresponding increased noise levels in the area. Residents returning home from late working shifts have been accosted and verbally abused by so-called revellers over-spilling from numerous venues in Bethnal Green Road, beneficiaries of the Licensing Act 2003, which allows license

holders wide personal discretion to determine their closing hours – originally intended ironically to curtail binge drinking. However, this has not been the result.

The applicant's premises are a relatively small venue, which means that it has already had difficulties in accommodating its present clientele. There have been recent instances where patrons from that venue have over-spilled onto the pavement area, and have remained there all evening – presenting an obstruction to pedestrians. This suggests that the applicant's premises are already trading above the physical limitations of its size. Any extension to its trading conditions would almost certainly lead to the pavement being utilised as a permanent area to locate increased patronage. Unfortunately, apart from the obvious issues of public obstruction, this might also increase the anti-social practices of non-residents using the rear of Keats House as an unofficial public urinal. This is a problem, which has steadily grown in recent years and has been reported to the local authority without any action apart from constantly disinfecting the area. There is no evidence the applicant intends to increase its toilet facilities to meet additional demand from its customers. Which means in the absence of public toilets there will follow an increased public hygiene problem.

Keats House has a wide, exposed and darkened rear area open to the general public and used in part for residents parking. As we are immediately opposite the applicant premises this space already suffers from distressing practices by non-residents which we can not prevent, and the addition of another licensed premises immediately opposite to the block provides the prospect that this public nuisance will not only continue but may increase.

The addition of another licensed premises in close proximity to an already busy junction threatens to facilitate the creeping conversion of the location from a residential road into a Twenty-Four hour commercial thoroughfare. This is a material change in the social composite of the locality by a gradual transformation for which no community approval has been sought. The introduction of an all night underground service has provided non-residents with the freedom to travel into Bethnal Green looking for venues with extended opening hours that are not offered in their own neighbourhoods. They then obstruct the pavements, congregating in large clusters testing the restraint of passers-by.

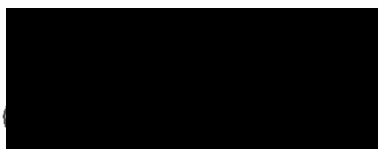
As there is no effective enforcement of licensing regulations for existing licensed venues in the area. The current licensing regulations allow a wide discretion to the licensee as to how they interpret the conditions of the license. License holders are allowed free rein to push whatever limits might be imposed, free in the knowledge that it is extremely unlikely they will lose their license unless challenged by the police for major criminality. The license regulations were originally enacted to maintain good order, to protect the interests of residents in close proximity to such venues and deter abuse of alcohol. The licensing authority should adopt a more proactive approach to its duties, by measuring noise levels, checking police incident records and investigating the social impact before altering or granting licenses.

We believe that on balance of probability the granting of a license as requested by the Green Truffle Limited would adversely affect the interests of residents within the immediate area, would not constitute either an economic or community enhancement to the area, and would only benefit the narrow interests of the proprietor of the Green Truffle and any additional customers it

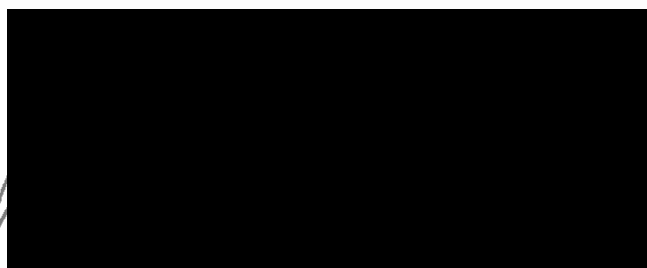
might attract. There is no need to further increase the number of commercial outlets selling alcohol in-house, and refusal of this license would not damage the economic interests of the borough or the immediate area. At the present time many long-term residents are dissatisfied with the imbalance between their interests and that of businesses, which seem to be able to do what they wish without restraint or effective regulation. On the grounds of potential public nuisance, increased criminality and anti-social behaviour this license application should be rejected.

Yours faithfully

Ms Veronica Paul



Mr Terry Ablet



Appendix 10

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 11

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 12

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 13

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 14

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.

Appendix 15

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