

Appendix 1

**Application for a premises licence to be granted
 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 Twisted Delivery Ltd
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Twisted LDN Ground Floor 12 Batty Street Whitechapel			
Post town	London	Postcode	E1 1RH

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£20,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part I of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Twisted Delivery Ltd
Address 6 Batty Street, London, United Kingdom, E1 1RH
Registered number (where applicable) 10862313
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Located on the ground floor of 12 Batty Street, Twisted LDN is a unique business as it is to be the commercial outlet of the website Twistedfood.co.uk, it intends to operate as a delivery and pickup business only, selling food that is advertised via its website, Facebook and YouTube channels.

Customers will only be able to pre-order food for delivery or pickup. The premises will not allow for customers to enter, order and wait for food and no provisions will be made for people to eat or drink on site.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)	
Mon				
Tue				
Wed				
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)	
Thur				
Fri				
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<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 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Tue					
			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					


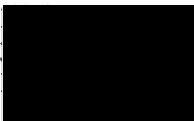

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	00:01	00:00	<u>Please give further details here</u> (please read guidance note 4) Food prepared onsite for delivery		
Tue	00:01	00:00			
Wed	00:01	00:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) None		
Thur	00:01	00:00			
Fri	00:01	00:00	<u>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</u> (please read guidance note 6) None		
Sat	00:01	00:00			
Sun	00:01	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None		
Mon	00:01	00:00			
Tue	00:01	00:00			
Wed	00:01	00:00			
Thur	00:01	00:00			
Fri	00:01	00:00			
Sat	00:01	00:00			
Sun	00:01	00:00			
			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 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Engelbert Gamsreigler	
Date of birth: 	
Address 	
Postcode	
Personal licence number (if known) Application to be submitted to Wandsworth Council	
Issuing licensing authority (if known) Application to be submitted to Wandsworth Council	

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 9).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)		
Day	Start	Finish	None		
Mon	00:01	00:00			
Tue	00:01	00:00			
Wed	00:01	00:00			
Thur	00:01	00:00		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)	
Fri	00:01	00:00			
Sat	00:01	00:00			
Sun	00:01	00:00			
					None

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

1. The company website will provide links to the 'drink aware' and 'alcohol concern' webpages
2. Customers will be reminded to provide acceptable ID such as Driving licence, passport or PASS card when placing bookings both online and/or via telephone.
3. The customer's full delivery address and postcode must be obtained for every order placed

b) The prevention of crime and disorder

1. CCTV installed shall be, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities.
2. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available immediately on request to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) throughout the preceding 31 day period following any incident.
3. If payment is made online by Debit/Credit Card then the card holder must be present on delivery to show their card used to make payment
4. Alcohol will only be sold ancillary to a food order

c) Public safety

1. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly signed.
2. Public areas will be maintained free from obstruction and trip hazards
3. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place by staff.

d) The prevention of public nuisance

1. All public spaces in the vicinity of the premises will be kept free from litter to the satisfaction of the council.
2. Notices shall be prominently displayed at all exits requesting patrons to leave the premises quietly.
3. All waste will be properly packaged and presented for collection no earlier than 30 minutes before scheduled collection times.
4. Any plant, air conditioning, ventilation or machinery of a similar nature operated at the premises shall not give rise to public or statutory nuisance.

e) The protection of children from harm

1. A challenge 25 policy will be adopted with proportionate and appropriate notice displayed on the company webpage.
2. Age restricted products shall not be left with customers and returned to the premises where no valid ID can be provided on delivery
3. A refusal to serve log shall be maintained by each delivery driver and made available for inspection by a Police Officer or Authorised Officer, this log shall include the Date, Time, Name and signature of the staff member who refused the sale along with the name address and postcode of the customer.
4. The refusal to serve log shall be signed by the DPS of the premises on a weekly basis
5. Staff shall be trained in Licensing Law with regards to children and alcohol, and the procedures that shall be adopted if it is considered that an individual may be under the age of 18

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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.


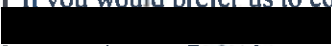
Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [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)
Signature	
Date	17/8/17
Capacity	Agent

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

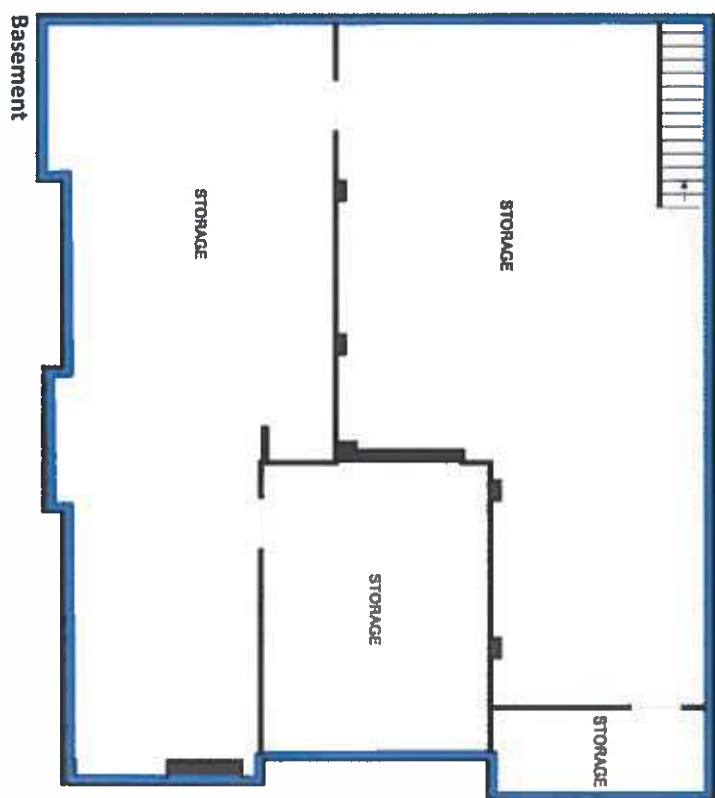
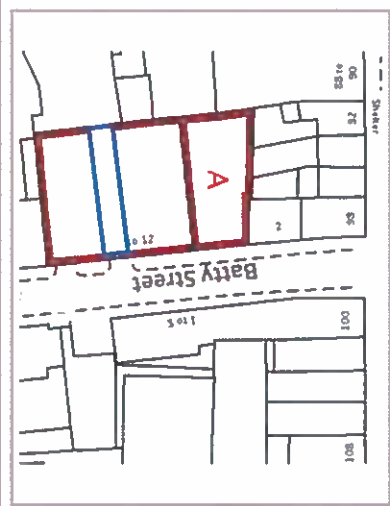
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Mr Guillaume Chipchase A.CiEx CPL Training Ltd Egerton House 2 Tower Road			
Post town	Birkenhead	Postcode	CH41 1FN
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

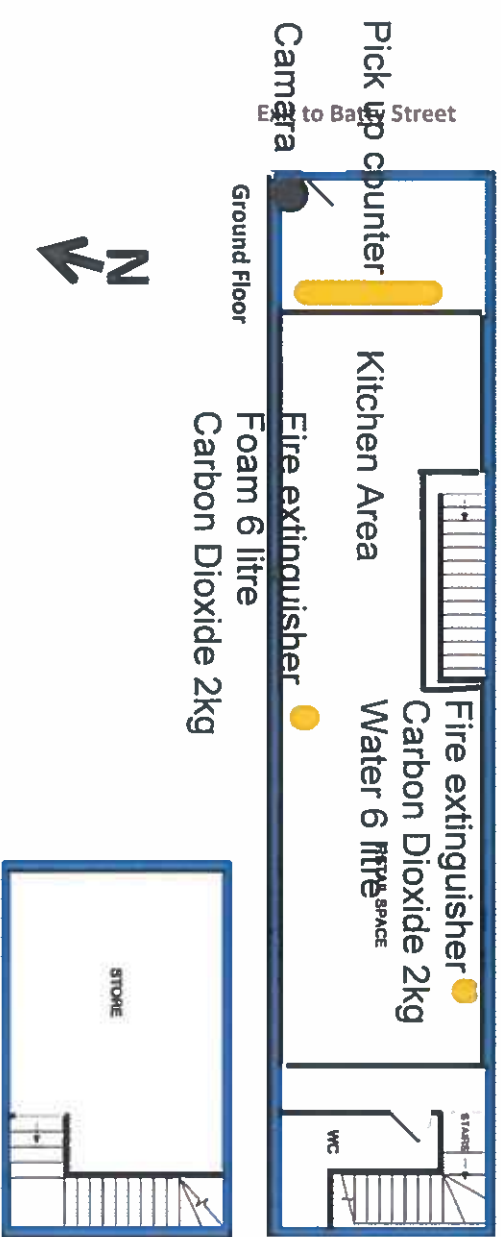
Appendix 2



Location Plan: Scale 1:1250



Basement



Pick up counter

Kitchen Area

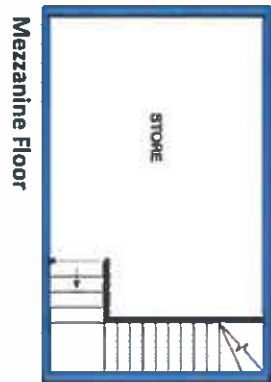
Fire extinguisher

Carbon Dioxide 2kg

Water 6 litre

Carbon Dioxide 2kg

Foam 6 litre



Mezzanine Floor



Lease Plan
Mezzanine, Ground & Basement floors
4-12 Batty Street
LONDON
E1 1RH

1st Class Energy Ltd



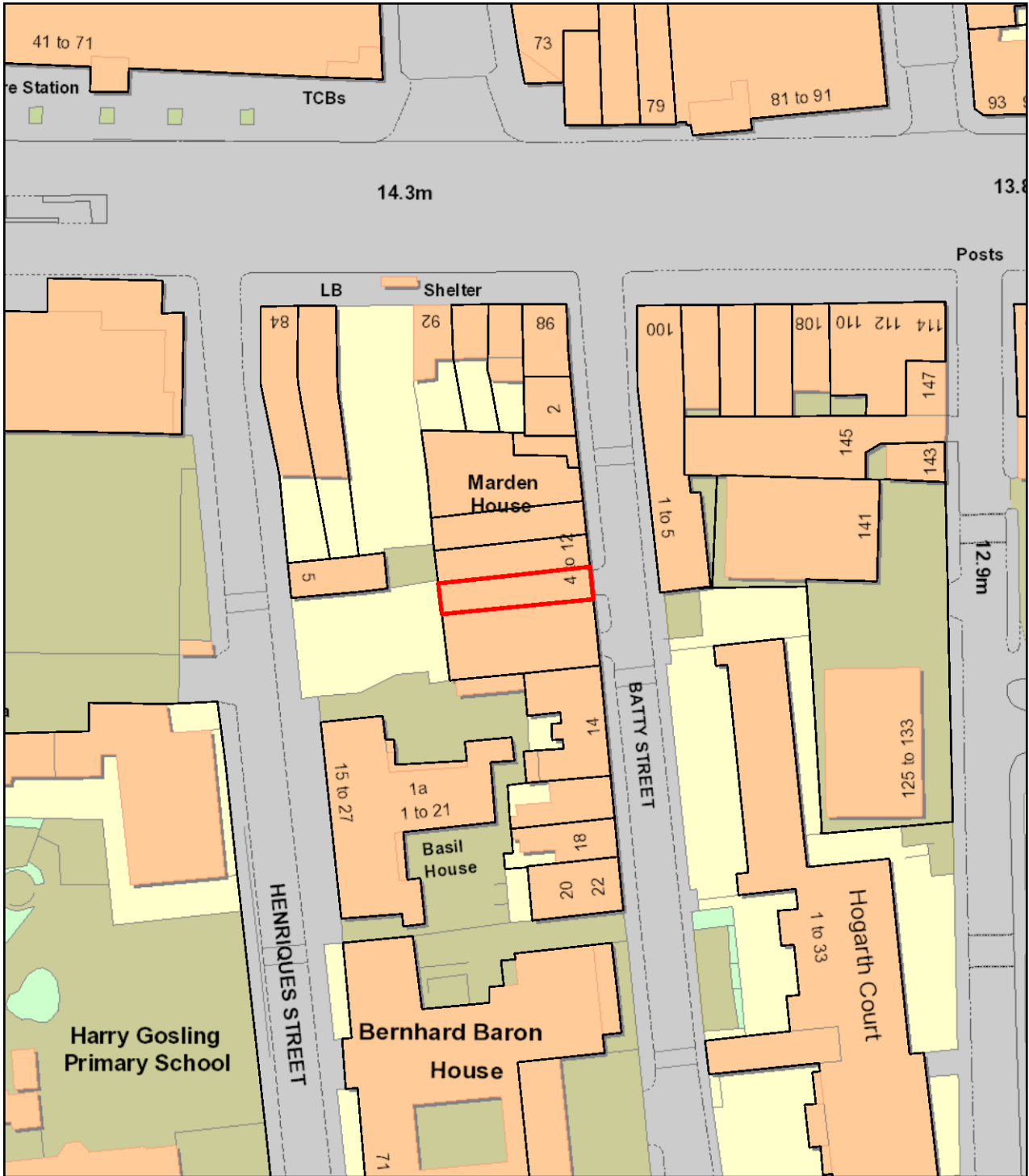
1st Class Energy Ltd
28 Lords Meadow
Redbourn
Herts
AL3 7BX
Drawn: Glen Baynes
T: 01582 793525
info@1stclassenergy.com
www.1stclassenergy.co.uk
© 1st Class Energy Ltd

Scale 1:200 when printed at A3. Correct parameters must be set when printing.

Legend

- 4-12 Batty Street LONDON E1 1RH
Land Registry Title No. AGL297939
- Demise of leased property 12 Batty Street

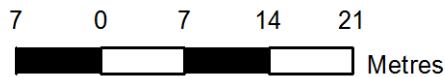
Appendix 3



12 batty Street



Scale 1:769

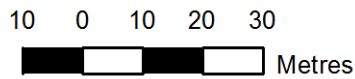




12 batty Street



Scale 1:1537



Appendix 4

Licensed premises within immediate vicinity 12 Batty Street

Name and address	Licensable activities and hours	Opening hours
(Mirch Masala) 111-113 Commercial Road London E1 1RD	LNR only : Monday to Sunday from 23:00hrs to 02:00hrs (the following day)	Monday to Sunday from 07:00hrs to 02:00hrs (the following day)
(Shiva One Ltd) 140 Commercial Road London E1 1NL	Alcohol only: Monday to Sunday, from 00:00 hours to 24:00 hours (24 hours)	Monday to Sunday, from 00:00 hours to 24:00 hours (24 hours)
(Commercial Confectionery) 141 Commercial Road London E1 1PX	Alcohol Only: Monday to Sunday, from 09:00 hours to 02:00 hours	Monday to Sunday, from 00:00 hours to 24:00 hours
(Shiva News and Off Licence) 143 Commercial Road London E1 1PX	Alcohol only: Monday to Sunday – 7am to 2am	Unrestricted

Appendix 5

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 6

Place Directorate Public Realm

Licensing Authority
John Onslow House
1 Ewart Place
London
E3 5EQ

Email: [REDACTED]

15th September 2017

Your reference
My reference: LIC/102781/MA

Dear Sir/Madam,

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

Licensing Section
John Onslow House
1 Ewart Place
London
E3 5EQ

Tel **020 7364 5498**
Fax **020 7364 0863**
Enquiries to **Mohshin Ali**

Email mohshin.ali@towerhamlets.gov.uk

www.towerhamlets.gov.uk

Licensing Act 2003

New premises licence application: (Twisted LDN), 12 Batty Street,
London E1 1RH

The Licensing Authority (Responsible Authority) is making a representation against the above application on the grounds of:

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

The applicant initially applied for the following:

The sale by retail of alcohol (off sales) and Provision of late night refreshment (Indoors)

- Monday to Sunday, from 08:00 hours to 02:00 hours the following day

The applicant had left Section M of the form empty (Describe the steps you intend to take to promote the four licensing objectives). Therefore, the applicant had not shown how the licensing objectives will be upheld during the late hours of operation.

The applicant then submitted another application and this time Section M was filled in and the plan of the premises has also been modified. The application seeks to increase the times as follows:

The sale by retail of alcohol (off sales) and Provision of late night refreshment (Indoors)

- Monday to Sunday, from 00:01 hours to 00:00 hours (24 hours a day)

All applications have to be considered on their own merits; however, the Council has however adopted a set of framework hours as follows:

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

The hours applied for are significantly longer than the framework hours in the Tower Hamlets licensing policy (15.8). The policy states that application to operate outside of the framework hours will be considered on their merit, with regard to:

a) The location of the premises and the general character of the area in which the premises are situated. (i.e. does the area include residential or business premises likely to be adversely affected).

b) The proposed hours during which licensable activities will be take place and the proposed hours during which customers will be permitted to remain on the premises.

*c) The adequacy of the applicant's proposals to address the issues of the prevention of crime and disorder **and** the prevention of public nuisance.*

d) Where the premises have been previously licensed, the past operation of the premises.

e) Whether customers have access to public transport when arriving at or leaving the premises at night time and in the early hours of the morning.

f) The proximity of the premises to other licensed

The Home Office guidance (8.33) says:

Applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives.

If the applicant is unable to prove to the Licensing Sub-Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not undermine the licensing objectives; then I ask the Committee to reject the application in full.

If the Licensing Sub-Committee is minded to grant a licence then I would ask that the hours are reduced closer to the framework hours and to include the following conditions:

1. All ordering shall be done via the website, persons ordering alcohol will be required to declare they are over 18 before an order can be placed;
2. There shall be no direct sale of alcohol or collection of alcohol from the actual premises.
3. There shall be no direct sale of hot food and hot drinks or collection of hot food and hot drinks from the actual premises.
4. A clear and legible sign at the premises stating the operating times and to indicate no provision of alcohol on premises; alcohol and any food products are solely to be sold off premises;
5. No alcohol will be sold or consumed on the premises
6. Alcohol shall only be delivered to people who have ordered it and have produced the appropriate identification to prove they are over 18 years of age.
7. Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a take-away meal.
8. All sealed containers of alcoholic drinks offered for sale for consumption off the premises must be clearly labelled or marked with the name and postcode of the premises.
9. A Challenge 25 policy will be implemented. Trained delivery staff will implement the requirement to see appropriate ID for those people who appear to be under 25;
10. A refusal book will be maintained and records of any refusals to be logged. The refusals book should be available at the premises for inspection upon demand by an authorised officer;
11. No waste bins shall be put outside after 23:00hrs;
12. External doors shall be kept closed unless being used as access and egress to prevent noise;
13. No idling of delivery vehicles outside the premises;

14. Staff shall be instructed to respect the needs of local residents and leave the premises quietly when they arrive and leave after 23:00hrs;

Yours faithfully,



Mohshin Ali
Senior Licensing Officer
(Acting as a Responsible Authority)

CC: Applicant's agent: Gui Chipchase 

Appendix 7

Kathy Driver

From: Nicola Cadzow
Sent: 12 September 2017 11:14
To: Licensing
Cc: [REDACTED]
Subject: MAU REPRESENTATION 102781 - New Premise License Application - Twisted LDN 12 Batty Street London E1 1RH

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing

Although a telephone conversation was undertaken with the Solicitor for the applicant on 11th September 2017 regarding the application for Premises License and the potential impact of public nuisance and measures to prevent noise generated from within the premises or outside it which could cause disturbance to people in the vicinity, we were unable to come to an agreement on the hours and the proposed hours are well beyond the Council's framework hours.

It must be noted that the Council's framework hours (i.e. when premises are open) are:

- **Monday to Thursday 0600 hours to 2330 hours; and**
- **Friday & Saturday 0600 hours to midnight**
- **Sunday 0600 hours to 2230 hours.**

The applicant is proposing:

- **Licensable Activities: Late Night Refreshment, Supply of Alcohol 24 hours a day seven days a week**

Noise Sensitive premises: residential and commercial premises in close proximity to 12 Batty Street to include residential premises opposite 10 metres away in Batty Street, residential premises above at Marden House and at Hogarth Court 17 metres away,

In my view the application, as it stands fails, to comply with the objective of the Licensing Act 2003 relating to "public nuisance" for the following reasons:-

- Access & egress to and from the venue, of patrons, in high spirits, and patron vehicles and delivery vehicles idling outside the premises
- The hours of operation (inclusive of proposals)

CONCLUSION

Environmental Protection **does not** support the application for 12 Batty Street as there is great likelihood of disturbance to residential premises at the noise sensitive hours sought. However I am will to withdraw my objection if the applicant is willing to reduce operation hours in line with the Council's Framework Hours and a noise condition is applied that No idling of vehicles, being either patron or delivery vehicles outside the premise whilst premises is in operation.

Kind regards

Nicola Cadzow
Environmental Health Technical Officer
Place Directorate
Public Realm - Environmental Health and Trading Standards
London Borough of Tower Hamlets John Onslow House, 1 Ewart Place London E3 5EQ

Appendix 8

Kathy Driver

From: Abdullah Al-Mahmood [REDACTED]
Sent: 14 September 2017 22:39
To: Planning & Building LBTH; Licensing
Subject: Alcohol licence compliant - Twisted LDN,12 Batty St
Attachments: 20170914_221450_209276106454455.mp4

Follow Up Flag: Follow up
Flag Status: Completed

To whom it may concern

I write in relation to the Alcohol licence permission for Twisted LDN at 12 Batty St.

I am a resident at [REDACTED] for more than 20 years. Over the years we have seen our street riddled with drug dealing and youth nuisance. Now a commercial unit is planning on selling alcohol on my road and we find this quite disturbing. Hogarth Court houses 31 pensioner homes. We've all already seen how loud and noisy it gets when young boys come and drink alcohol outside our block of flats which occupies 3/4 of the road. The street is constantly running amok of drug users with drug drops occurring quite frequently in the day. Please see the attached video which was taken on the 1st of September 2017 opposite the premises of 12 Batty St demonstrating one such drug drop off.

We do not want a premise on our road now selling Alcohol. It will lead to further nuisance and trouble. People already use our communal gardens to urinate.

One of the commercial units next door to 12 Batty St held a party till 2am in June this year blasting loud music with alcohol being consumed. This lead to the residents on the road filing a complaint with the council and the police being called numerous time. People were urinating on mine and my neighbour's wall and the mess left was horrendous. Please put a stop to this as we the residents are the ones who will have to deal with the additional abuse and have our safety put at risk.

Kind Regards,

Abdullah Al-Mahmood
[REDACTED]

Appendix 9

Place Directorate
Public Realm
Licensing Section
John Onslow House
1, Ewart Place
London E3 5EQ

Your ref : CLC / EHTS / Lic / 102781



**For the attention of Ms Kathy Driver
Principal Licensing officer**

11 September 2017
By email

Dear Ms Driver

Premises Licence Application by Twisted LDN for No 12 Batty Street (“the premises”)

I refer to your letter of the 22 August and I would like to set out my formal representations objecting to the grant of this premises licence application. I have lived at [REDACTED] with my family for the last five and a half years.

We think that the grant of this licence will have an adverse impact on and is relevant to at least to two of the licensing objectives, and would not be in accordance with the Council’s current Statement of Licensing Policy. It should be refused for the reasons set out in the remainder of this letter.

1. Character of Batty Street and the local area

- 1.1 Other than the five small ground floor retail units at the Commercial Road end and Nos 1- 5 opposite, Batty Street (like most of Whitechapel south of Commercial Road) is very largely residential in character, and many of the residents are families with young children, or are vulnerable and live in sheltered or retirement housing
- 1.2 Batty Street is approximately 125 meters long altogether, and is narrow with mostly residents’ parking along one side of the street. Generally speaking, it is not used as a cut through because there is no direct access to Cable Street and is only used by local traffic.
- 1.3 Many, if not most, of our neighbours are Bengali and the street is roughly mid-way between the East London Mosque and the mosque in Christian Street. Pedestrians seen in the street are often on their way to one or other of the mosques to attend prayers at different times of the day, frequently in family groups. The premises are next door to an Islamic shop.
- 1.4 Because of the ethnic composition of the area there are no licensed premises in any of the adjoining streets or the surrounding area, and the nearest pubs are both are over a quarter of a mile away : the Castle, at 44 Commercial Road with a 3.00 a.m. licence Fridays and

Saturdays, and the Dog and Truck at the far end of Back Church Lane, with an 11 p.m. Licence, except midnight on Fridays.

2. Prevention of crime and disorder in vicinity

- 2.1 Although an almost entirely residential in character, and despite being something of a "back-water", Batty Street is the venue for a considerable amount of drug-dealing and some prostitution which is all the more noticeable in a relatively short and narrow street
- 2.2 Drug dealers and their clients operate openly at all times during the day and at night. They often gather and carry on business on the forecourt belonging to one of the sheltered housing maisonettes immediately opposite the premises, or on the larger forecourts in front of the sheltered housing further down, or wait in cars parked up and down the street. They have more privacy than they would have in Commercial Road or in one of the busier side streets e.g. Christian St or Back Church Lane - which are both much busier and have far more traffic
- 2.3 Until about the beginning of 2016 a club operated from 1-5 Batty Street and had been a source of almost continuous nuisance to local residents ever since we had come to live here at the beginning of 2012. It attracted a lot of customers, and was the centre of drug taking and drug - dealing locally : the smell of cannabis was the first thing you noticed when you turned the corner from Commercial Road, and it was a common site to see customers loitering in the street or sitting in parked cars during the day, but particularly late at night and in the early hours of the morning..
- 2.4 It caused so much nuisance that police raids took place and it was only after formal warnings from the Safer Communities Team at the Council that a closure order would be obtained that the landlord was persuaded to close the premises. I attach copies of the statement dated the 17 December 2015 which I gave to Caroline Watts of the Council on the subject at her request, together with a copy of my email to her of the 5 January 2016 giving details of the drug-dealing..
- 2.5 The noise from the club customers shouting to each other in the street as they walked up and down was very noticeable from our house, as was the traffic at all hours of the night and the noise of slamming of car doors. From time to time there would be assaults, and there would be other disturbances at least once a week. It is hard to say that the area has become much safer since the club closed 18 months ago. In November 2015 a vicious assault took place on my then 17 year old son when he was a very short distance from home which left him with serious injuries and resulted in a substantial award from the Criminal Injuries Compensation Board.
- 2.6 At least the club's customers were not taking alcohol and hot food to consume in the street. Given recent history, and the absence of any outlets for the sale hot food and alcohol in the area any facility with a licence that permits the sale of alcohol and hot food late at night and in the early hours of the morning is bound to act as a magnet for more drug dealing and drunkenness, leading to increased crime of other kinds..
- 2.7. Whatever rules the applicant makes and enforces there will be nothing it will be able to do about any law-breaking outside the premises. Any conditions which attempted to place responsibility in that quarter would be futile, and not in accordance with licensing law which is that licensing conditions are not to be the primary method of controlling anti-social behaviour

3. Prevention of public nuisance in vicinity

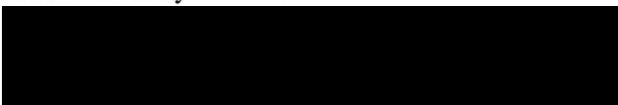
- 3.1 The application states that the premises are to be the commercial outlet of the website Twistedfood.co.uk, and it intends to operate as a delivery and pick-up site business selling only food that is advertised on its website, Facebook, and YouTube channels. There will be no facilities inside the premises for customers to wait to pick up their orders
- 3.2 It can therefore be expected that many if not most of the orders late at night will be placed by mobile phone, outside the premises or nearby, and that the customers will just wait in the street outside while their food and alcoholic drinks are prepared, making the likelihood of more noise all the greater.
- 3.3 It is also acknowledged that the application is limited to off-sales and the applicant states that there will be no provision for customers to consume anything on the premises. Unfortunately, that makes it all the more likely, if not inevitable, that many customers will consume their food and alcohol in the street, with all the added noise and disturbance this is bound to cause, rather than wait until they get home in the car, or by public transport particularly late at night after the pubs / clubs close,
- 3.4 No matter how strictly the applicant enforces the manner in which customers are served and does its best to manage customer behaviour on the premises, it will be impossible for it to control or manage what they do outside the premises, or the noise they make outside just as it will be for it to prevent law-breaking
- 3.5 It may be said that the premises will cause no more noise and disturbance than an ordinary take-away food outlet, but that would be fallacious. Fast-food and take-away outlets are normally only found in already busy roads, if not high streets, they normally have seating of some kind, and there is therefore much less of a temptation to consume food in the open air. Secondly, outlets of this kind very rarely have any kind of liquor licence and it is the availability and supply of alcohol that sets this application apart and hugely increases the scope for noise and disturbance to residents of this predominantly residential street. Given the shortage of licensed outlets in the area as a whole it is very likely that the premises will become a destination venue, both for locals and visitors.
- 3.6 In addition, if customers do not arrive on foot there will be the noise of delivery mopeds, cars, and other vehicles driving up and down the street, parking, and driving off once the collections are made. The cooked food or ingredients will also have to be delivered - it is assumed that much of the food will be cooked and prepared off-site - and this will add to the amount and noise of the traffic. There will also be the noise of the repeated slamming of car doors and the revving of moped and car engines.
- 3.7 The premises can be seen edged red on the OS plan extract attached. Going north up the street there are in the same building ground floor retail outlets at Nos 4 - 10 Batty St, first floor office above, and two floors of residential apartments above that. There is a retail unit on the ground floor of No 2. Other than the building that housed the former club at No 1-5, the remainder of Batty Street is wholly residential and shown hatched blue on the plan.
- 3.8 Next door to and on the other side of the premises is a large residential building, No 14, called Priestly House, containing six apartments, owned by the Council and occupied by mostly Bengali families with young children and some very old people. We live at No 16, there is a HMO with six or seven occupants at No 18, and four flats at No 20. Then a little over 40 meters from the premises and adjoining No 20 is the very substantial residential apartment building called Bernhard Baron House. At the rear of the premises and to the south lies the equally substantial residential apartment building called Basil House.

- 3.9 The whole of the opposite side of Batty Street from the premises comprises over 30 sheltered or retirement housing units (who are either retired or vulnerable) and a mix of one or three bed apartments, managed by a housing association and called Hogarth Court. In addition to the forecourt belonging to the sheltered housing unit (no 33 Hogarth Court) (see para 2.2 above) immediately opposite the premises, there are two larger forecourts in front of other portions of Hogarth Court around 40 meters down the street, where young men and drug dealers often gather in groups of half a dozen and more, day and night
- 3.10 If the licence is granted serious nuisance and disturbance will be caused to the residents of the whole street because of all the activities that the natural use and operation of the premises will involve, and which are set out above. The forecourt immediately opposite the premises in front of the sheltered housing unit and the two larger forecourt areas would be destined to attract customers and others, as in the past, becoming the source of noise, disturbance, and crime
- 3.11 In these circumstances, whatever the hours obtained, customers are bound to leave their packaging and empty bottles and beer etc. cans in the street, on the forecourts of the sheltered housing and in the front gardens of the maisonettes forming part of Hogarth Court nearest the premises.

4, **The Council's statement of licensing policy (November 2013)**

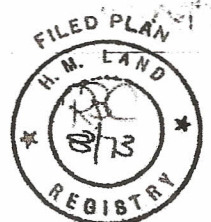
- 4.1 The licensing authority has a duty under section 17 of the Crime and Disorder Act 2003 to do everything it reasonably can to prevent crime and disorder (para 6.4 of the statement).
- 4.2 Para 15.6 of the licensing policy document provides that the licensing authority is concerned to ensure that extended licensing hours do not result in alcohol-related antisocial behaviour persisting into the night and the early hours of the morning.
- 4.3 Para 15.7 of the statement makes clear that the framework hours (23.30 Mondays – Thursdays, midnight Fridays and Saturdays, and 23.00 on Sundays) will not automatically be granted. Instead, the licensing authority will pay particular effect on the likely effect on the local neighbourhood of the proposed licensable activities.
- 4.4 (Para 15.8) Where a licence is applied for outside the framework hours the licensing authority will pay particular regard to the location of the premises and the general character of the area (does the area include residential or business premises likely to be adversely affected ?) and the proximity of other licensed premises and the hours of those premises.
- 4.5 Given the character of Batty Street, the surrounding area and the proposed use it is difficult to think of a less appropriate application. I am sending a copy of this letter to Caroline Watts of the Council at her request.

Yours sincerely



Conor Magill

H.M. LAND REGISTRY		TITLE NUMBER	
		LN 100402	
ORDNANCE SURVEY PLAN REFERENCE	COUNTY	SHEET	NATIONAL GRID
	GREATER LONDON		TQ 348I
Scale: 1/1250			SECTION
			X
			© Crown copyright 1973
BOROUGH OF TOWER HAMLETS			Old Reference LN VII 67 X





Conor Magill [redacted] <[redacted]>

Batty St 21.12.152

Caroline Watts [redacted] <[redacted]>
[redacted] <[redacted]>

21 December 2015 at 17:45

Dear Mr Magill,

Thank you for discussing ASB issues in Batty Street with me on 17th December.
As requested please find attached a copy of your original statement and the redacted version which will be used as an impact statement.
If you have any queries, or wish the statement to be redacted further, please contact me on receipt of this email.

Regards

Caroline Watts
Case Investigation Officer
London Borough of Tower Hamlets
Safer Communities
[redacted]

-----Original Message-----

From: Caroline.Watts@[redacted].uk <[redacted]>
Sent: 21 December 2015 16:44
To: Caroline Watts
Subject: Scanned from a Xerox Multifunction Device

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Device.

Attachment File Type: pdf, Multi-Page

Multifunction Device Location:
Device Name: sh2f01

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Working Together for a Better Tower Hamlets

WITNESS STATEMENT

(CJ Act 1967, s.9 MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of *Conor Magill*

Contact details [REDACTED]

Statement taken by: *Caroline Watts*
Date & time: *17 Dec 15 16:55*

This statement (consisting of Page/s each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false or do not believe to be true.

Signature: [REDACTED] Date: *17/12/2015*

- 1) I make this impact statement in support of action by the Metropolitan Police and London Borough of Tower Hamlets, to close a premises and prevent the use and sale of drugs in Batty Street, London E1. *ammm*
- 2) I wish to make this hearsay statement and understand that my name and details or anything that would identify me will be redacted or blanked out. I am afraid of harassment or reprisals, if I am identified to persons connected to a premises or drug use in Batty Street. *ammm*

*- I am aware of the cannabis location. I think its like a club. You see people ringing the bell + entering.
It is very loud from people talking - alot of people talking at same time. There is some noise from music. The windows are usually open + there is a strong smell which I recognise as cannabis
- There are many people coming + going do T-S Batty St
There are people loitering in*

Batty St. People also hang around in cars.

The noise seems to be like a continuous party.

The drug use or dealing is very blatant - there is no attempt to conceal it.

We believe the drugs are connected to crime & have wondered when the police were going to do something about it.

There is sheltered housing on the street for elderly vulnerable people. It is also on the route to the mosque.

It is disruptive from 6pm onward - any day of the week but worse at weekends occurs upto early hours.

Signature



Date

17/12/15



Conor Magill <[REDACTED]>

Batty St 21.12.152

Conor Magill <[REDACTED]>
To: Caroline Watts <[REDACTED]>

5 January 2016 at 16:25

Dear Ms Watts

Thank you for this.

We have a major problem with drug dealing in this street - on Christmas Eve at around 6:30 p m I went out and 15 yards from our front door and opposite the entrance to the sheltered housing opposite I saw three car loads of young Asian men openly drug dealing

Two of the cars were in the middle of the road

Whenever I have rung 101 the police have done nothing - there are no patrols in the vicinity whether during the day or at night-time and drug dealers operate without any fear of apprehension

Could you let me know what the police and the council will be doing to stop this routine law-breaking ?

Yours sincerely

Conor Magill

Sent from my iPhone

[Quoted text hidden]

> <Scanned from a Xerox Multifunction Device.pdf>

Appendix 10



1st September 2017

REF: CLC/EHTS/LIC/102781

Twisted LDN , 12 Batty Street London E1 1RH

Dear Mr Tolley

I am writing to you in reference to the licensing application reference detailed above.

I am a resident and owner at the address above.

Having read the application I believe that I am correct in understanding that the premise has applied for a 24 hour 7 day a week license to operate a business selling food and drink (including alcohol).

I object to the application on the following grounds:

Batty Street and the surrounding streets are primarily residential streets comprising of social housing, residential homes and flats. There is in addition a school on Henriques street. The residents of Batty Street range from young children to pensioners. I do not think it appropriate to operate a 24 hour delivery and collection business in such an area for a number of reasons.

Noise – a business operating those hours and providing a delivery and collection will inevitably require the services of companies such as Deliveroo, Just Eat, Ubereats, hungry house etc. These services operate using scooters, motorcycles and bicycles. A constant flow of these vehicles in a residential street 24 hours a day will inevitably generate noise pollution disrupting the residents.

In addition I note the application makes no provision for people to enter the site which means that delivery drivers and/or customers picking up will remain on the street waiting for their orders. This is already evident at other establishments that provide delivery services where drivers wait outside for their deliveries, engines running, talking even shouting from time to time. This is not acceptable on a residential street.

Traffic – a delivery and collection service brings with it an increase in traffic and with it a risk of accident. There are a lot of children in this area. We already suffer with high powered cars driving the narrow backstreets at high speed. Scooter delivery riders , in my opinion, also ride too fast and take unnecessary risks. This is inappropriate at anytime even more so on a residential street.

Parking – Batty street parking is already at a premium and currently only restricted during the week. It is already, even with these restrictions, very difficult to find a parking space on the street. With a delivery service operating from the street this will be put under even more pressure.

Litter – Batty Street already suffers with litter from parked cars dumping refuse into the street after consuming takeaways, gas canisters etc. In addition the local businesses generate rubbish that is not always correctly bagged and blocks the pavement etc. A food delivery business will inevitably generate additional refuse and with customers picking up food from the premises this will exacerbate the problem.

We have on a number of occasions involved the safer neighbourhood team to resolve cases of antisocial behaviour and have had to deal with drug dealing on our street. I believe that the introduction of this license to Batty Street risks the good work done by the council to improve the street.

On these grounds i strongly object to the application and urge the council to reject the application for a license.

Yours Sincerely

A black rectangular redaction box covering the signature of Tim Parsons.

Tim Parsons

Appendix 11

Kathy Driver

From: Catherine Payne [REDACTED]
Sent: 05 September 2017 22:13
To: Licensing
Subject: Objections to licensing application - Twisted LDN ref: CLC/EHTS/LIC/102781

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Madam,

Regarding application: CLC/EHTS/LIC/102781

I am writing to you to profess my objections to the proposed licensing application for a 24 hour take away food and alcohol premises (Twisted LDN) at the ground floor of 12 Batty Street. Having read the application, the proposition of increased foot and vehicular traffic to Batty Street is not in keeping with the residential street and granting this licence is in direct conflict with the prevention of public nuisance and disorder. There are existing issues with anti social behaviour on the street, both the Metropolitan Police and Tower Hamlets Community Safety Service have received reports of anti-social behaviour and drug use, and providing alcohol and food 24 hours a day will only exasperate this problem by increasing the volume of people who frequent the street at anti social hours. Particularly as there is no seating available at the business, patrons will spill immediately onto the street where they are likely to linger and cause a nuisance. This is also undeniably going to cause litter on the street as people will not be able to eat in the premises and therefore leave their litter at the premises, and especially over night patrons will drop litter on the street. Further, as this is a residential street the presence of delivery vehicles (such as mopeds) at all hours of the night is going to cause a significant disturbance to residents, which includes children and the elderly.

I feel there is obviously a much better site for this business, which would be away from residential properties.

Thank you for your time.

Kind regards,

Catherine Payne

Appendix 12

Kathy Driver

From: Abul Sorwar [REDACTED]
Sent: 31 July 2017 14:30
To: Licensing
Subject: Ref: 12 Batty Street E1 1RH - Residents Against Alcohol Licence Permit

To Whom it may concern,

I am writing on behalf of the 33 residents residing at Hogarth Court (Sheltered Accommodation) in regards to the proposed licence of the sale of alcohol at the premises of 12 Batty St E1 1RH. The residents have informed me they are against this proposal and want to express their concerns.

The residents are totally against the idea as currently there is frequent ASB issues on the street and this shop will only further increase drunken behaviour. In addition the ongoing issues are hard to tackle as elderly vulnerable residents feel very insecure and this will only promote this. The residents would like to express their opinions and the opposing of this permit is taken into consideration and hope this will not be granted.

If you would like to speak to the resident the main contact for them will be Mr Faruk Miah [REDACTED]
[REDACTED]

Regards,

Abul Sorwar | [REDACTED]

[REDACTED]



[REDACTED]



Appendix 13

Kathy Driver

From: Sophie Wigg [REDACTED]
Sent: 06 September 2017 08:44
To: Licensing
Subject: Dispute in proposal for 12 Batty Street E1
Attachments: image1.JPG; ATT00001.txt

Follow Up Flag: Follow up
Flag Status: Completed

Hi

Regarding the below letter I have received regarding 12 Batty Street E1. I am disputing the proposal for Twisted LDN to operate as a delivery and pickup business. The reason for my dispute is that there will be Increased noise levels and traffic on the street from Twisted LDN's transport vehicles and customers collecting their food, on our quiet residential street, 24 hours a day, 7 days a week.

Having lived on Batty Street for 2 years, it is a quiet residential street with young professionals, families with young children and the elderly occupying it. From knowledge of having the odd take-away delivered to the house, usually by mopeds who are extremely noisy, this suggests to me that as Twisted LDN will be delivering, the noise levels are going to increase, especially if mopeds are used, which are the main method of food delivery transportation and are also noisier than most cars. This will also increase the amount of traffic along the street again increasing noise levels at all times of the day and night. It may also attract groups of delivery drivers who huddle outside their pick up points, which I have noticed on the main roads, again increasing noise levels through talking, laughing etc. Given that the proposal is for delivery/collection 24/7, 7 days a week and the noise and traffic implications, this will have a huge effect on those residents that live only a few doors away (myself) and importantly our sleep.

If Batty Street was a Main Street (for example Commercial Road) then I would understand this proposal. Given that Batty Street is a quiet residential street it is ludicrous that they want to operate these services on it, which will have a negative impact on residents lives.

Please acknowledge receipt of this email.

Many thanks
Sophie Wigg

Kathy Driver

From: Sophie Wigg [REDACTED]
Sent: 07 September 2017 12:26
To: Kathy Driver
Subject: Re: 12 Batty Street

Hi Kathy,

Thank you for your reply. I am a resident of [REDACTED]. Please do remove all of my personal details from all web pages.

Many thanks
Sophie Wigg

On 7 Sep 2017, at 11:56 am, Kathy Driver <Kathy.Driver@towerhamlets.gov.uk> wrote:

Thank you for your email, I write to acknowledge your representation to the above application. However I must advise in order to accept your representation you must provide details of your address. Any documents that are placed on the web pages will have your personal contact details redacted, however I must point out that the applicants are entitled to see your full unredacted representation.

Kathy Driver
Principal Licensing Officer

Licensing Team
John Onslow House
1 Ewart Place
London
E3 5EQ

Please note:
Meetings with Licensing Officers are by prearranged appointment only.

Tel: 020 7364 5171
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Appendix 14

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 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

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 17

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 18

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 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.

Appendix 20

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