

# Appendix 1



\* required information

**Section 1 of 21**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

|                  |                      |  |
|------------------|----------------------|--|
| System reference | Not Currently In Use | This is the unique reference for this application generated by the system.   |
| Your reference   | 31/27874             | You can put what you want here to help you track applications if you make lots of them. It is passed to the authority. |

Are you an agent acting on behalf of the applicant?

Yes       No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

|                        |            |
|------------------------|------------|
| * First name           | PETER      |
| * Family name          | KOPIK      |
| * E-mail               | [REDACTED] |
| Main telephone number  |            |
| Other telephone number |            |

Include country code.

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is the applicant's business registered in the UK with Companies House?       Yes       No

Note: completing the Applicant Business section is optional in this form.

|                     |                         |
|---------------------|-------------------------|
| Registration number | 10435372                |
| Business name       | OC356823                |
| VAT number          | - 303 8403 35           |
| Legal status        | Private Limited Company |

If the applicant's business is registered, use its registered name.

Put "none" if the applicant is not registered for VAT.

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

**Confirm The Following**

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

**Section 4 of 21****NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

**Continued from previous page...**

Company Limited by share

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /

\* Nationality

Documents that demonstrate entitlement to work in the UK

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**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

ground floor restaurant containing approximately 90 covers with ancillary bar area

*Continued from previous page...*

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

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**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes  No

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**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

- Yes  No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will you be providing recorded music?

- Yes  No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

Continued from previous page...

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**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

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**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

Yes

No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

**Continued from previous page...**

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors                       Outdoors                       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provisions of late night refreshment

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start  End   
Start  End

THURSDAY

Start  End   
Start  End

FRIDAY

Start  End   
Start  End

SATURDAY

Start  End   
Start  End

SUNDAY

Start  End   
Start  End

Will the sale of alcohol be for consumption:

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Sale of alcohol by retail, including wines beers and spirits

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

*Continued from previous page...*

**Name**

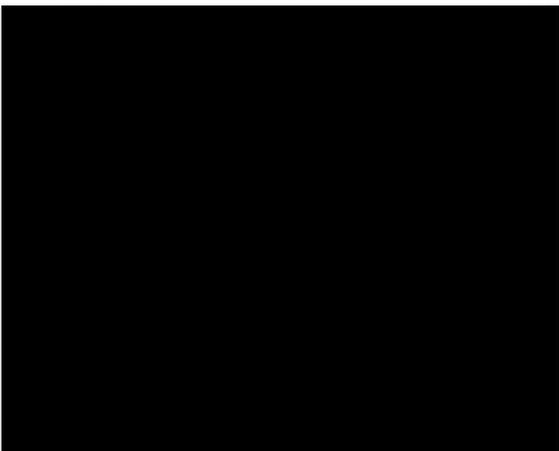
First name

Family name

Date of birth   
dd mm yyyy

**Enter the contact's address**

Building number or name  
Street  
District  
City or town  
County or administrative area  
Postcode  
Country



Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

Continued from previous page...

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

*Continued from previous page...*

## **Section 18 of 21**

### **LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

(1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on– (i) the outcome of a race, competition or other event or process, or (ii) the likelihood of anything occurring or not occurring;

(e) 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.

3. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available

5. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

6. The responsible person shall ensure that–

**Continued from previous page...**

(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; and

(b) customers are made aware of the availability of these measures.

**b) The prevention of crime and disorder**

Appropriate signage shall be displayed, in a prominent position, informing customers they are being recorded on CCTV

There shall be CCTV in operation at the premises and;

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

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

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

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

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

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

All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence.

Written records of staff training in the Licensing Act 2003 shall be retained and made available to police and authorised officers of the Licensing Authority on request.

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

Signed and dated records shall be kept of all staff training and such records kept available for inspection at the premises for a period of at least one calendar year from the last date of entry.

All members of staff who are authorised to sell alcohol shall be properly trained in the legal requirements and restrictions to sell alcohol. A record shall be maintained and kept at the Premises detailing the name of each member of staff trained; the date training was provided; details of the person who provided the training and an acknowledgment that staff have been so trained. The record shall be available for inspection by authorised officers of the Licensing Authority and the Police at all times the Premises are open.

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

(a) all crimes reported to the venue

(b) all ejections of patrons

(c) any complaints received

(d) any incidents of disorder

(e) any faults in the CCTV repaired within 24hrs

(f) any refusal of the sale of alcohol

(g) any visit by a relevant authority or emergency service.

(h) any lost property found or handed to staff at the premises.

(i) any other relevant incidents to be recorded.

**c) Public safety**

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

**Continued from previous page...**

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

**d) The prevention of public nuisance**

A record of complaints shall be maintained on the premises to record details of any complaints received. The information to be recorded shall include the date and time of complaint and subsequent remedial action undertaken and (where disclosed) the complainant's name and location.

The record of complaints shall be kept for 12 months from the date of the last record made and shall be available for inspection on demand by the police or an authorised officer of the Licensing Authority at all times the premises are open.

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

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

**e) The protection of children from harm**

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

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

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

A record shall be maintained recording every occasion when the sale of alcohol has been refused. The record shall; a) give the date and time of the occasion; a brief description of the customer and the name of the member of staff who refused to sell the alcohol. b) be kept at the Premises and available for inspection by authorised officers of the Licensing Authority and the Police at all times the Premises are open.

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

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**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

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- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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### **NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00\*

Band E - £125001 and over = 635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

NOTE: From 1st January 2018 Licences if you are granted a Licence to permit the sale/supply of alcohol between midnight and 6am (00:00 and 06:00 hours) on any day you will be liable to pay the Late Night Levy charge. The charge must be paid 14 days after the grant of your Licence, unless you fall within one of the exemption categories. Non-payment of the levy can result in suspension of your licence, as per sections 55A and 92A of the Licensing Act 2003, as amended and section 229(6) of the Police and Social Responsibility Act 2011. For more information below visit <https://www.towerhamlets.gov.uk/latenightlevy>

Continued from previous page...

\* Fee amount (£)

315.00

## ATTACHMENTS

## AUTHORITY POSTAL ADDRESS

### Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

## DECLARATION

\* I/we understand 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.

[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).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

RICHARD HENNINGWAY

\* Capacity

Sole trader

Date (dd/mm/yyyy)

03/10/2018

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

*Continued from previous page...*

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

**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**

# Appendix 2

WAPPING HIGH STREET



ILLUMINATED EXIT SIGN



EMERGENCY LIGHT



FIRE EXTINGUISHER 21A  
6L with ADDITIVE



FIRE EXTINGUISHER 2kg CO2



FIRE BLANKET



GAS SUPPLY KNOCKOUT BUTTON



FIXED ITEMS & EQUIPMENT



PREMISES PERIMETER



SEATS AT TABLES = 82

STOOLS AT BAR = 6

TOTAL SEATING = 88

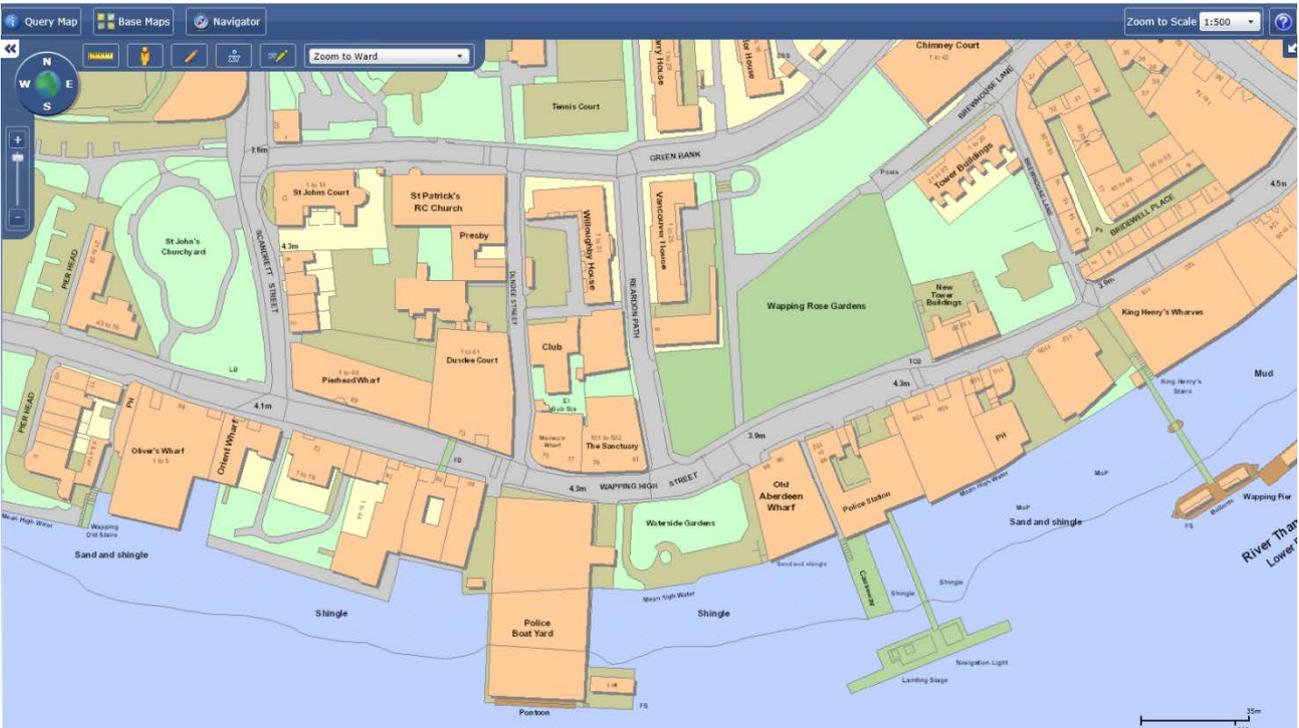
81 WAPPING HIGH STREET

GROUND FLOOR LAYOUT PLAN

SCALE 1:100 @ A4

# Appendix 3

Lola Hospitality Ltd, 81 Wapping High Street, London, E1W 2YN



# Appendix 4

Premises in close proximity to Lola Hospitality, 81 Wapping High Street

| Name and address   | Licensable activities and hours  | Opening hours   |
|--|--|---|
| <p><b>(Pasha)</b><br/> <b>75 Wapping High Street</b><br/> <b>London</b><br/> <b>E1W 2YN</b></p>            | <p><b>The times the licence authorises the carrying out of licensable activities</b><br/> <b>The sale by retail of alcohol</b><br/> Monday, Tuesday, Wednesday and Thursday from 10:00 hours to midnight<br/> Friday and Saturday from 10:00 hours to 01:00 hours the following day<br/> Sunday from 11:00 hours to 23:30 hours</p> <p><b>The provision of regulated entertainment consisting of Recorded Music</b><br/> Monday, Tuesday, Wednesday and Thursday from 10:00 hours to midnight<br/> Friday and Saturday from 10:00 to 01:00 hours the following day<br/> Sunday from 11:00 hours to 23:30 hours</p> <p><b>The provision of late night refreshment</b><br/> Monday, Tuesday, Wednesday and Thursday until midnight<br/> Friday and Saturday until 01:00 hours<br/> Sunday until 23:30 hours</p> <p>In addition to all the above:<br/> Bank Holiday Sundays and Christmas Eve until 01:00 hours the following days</p> <p>Note: New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11 am on New Years Day.</p> | <p>Monday, Tuesday, Wednesday and Thursday from 10:00 hours to 00:30 hours the following day<br/> Friday and Saturday from 10:00 hours to 01:30 hours the following day<br/> Sunday from 11:00 hours to midnight</p> <p>In addition to the above:<br/> Bank Holiday Sundays and Christmas Eve until 01:30 hours the following days</p> <p>Note: New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11 am on New Years Day.</p> |
| <p><b>(St. Patrick's Social Club)</b><br/> <b>Dundee Street</b><br/> <b>London</b><br/> <b>E1W 2PH</b></p> | <p><b>Supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.</b></p> <p>Weekdays 20 00 hrs to 23 30 hrs<br/> Saturdays 20 00 hrs to 23 30 hrs<br/> Sunday 12 noon to 14 00 hrs</p>  | <p>These are not restricted</p>   |
|  |  |   |

# Appendix 5

## **Section 182 Advice by the Home Office Updated on April 2018**

### 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

[REDACTED]

25 October 2018

The Licensing Section  
London Borough of Tower Hamlets  
John Onslow House  
1 Ewart Place  
London  
E3 5EQ

Dear Sirs

RE: NOTICE OF APPLICATION FOR A PREMISES LICENSE FOR 81 WAPPING HIGH STREET, LONDON,  
E1W 5JN

I am writing to register my concerns over the application filed by Lola Hospitality Limited for the above property. I am a leaseholder of a flat in the block of flats directly above the business premises.

I note that the application has applied for late night refreshment between the hours of 11pm and 12pm Monday to Friday, between 11pm and 00.30am on a Saturday night/Sunday morning and from 11pm to 11.30pm on a Sunday night.

I believe these hours will have a detrimental impact on the residents of Wapping. The premises are in a residential area and therefore any noise related to the premises will affect any nearby residents and particularly those in Sanctuary Court, the residential block above the premises in question. In particular, noise is likely to be generated from clientele leaving the premises, from taxis waiting and collecting clientele when they leave, and also as a result of clientele smoking outside the premises and talking to others outside or on their mobile phones. All of these would be disruptive to local residents, particularly at times when most people would like to be sleeping.

The premises used to house Il Bordello restaurant and I have no objection whatsoever to the application to provide a license for a restaurant and ancillary bar, it is just the extended hours after 11pm that I do not feel are necessary and which I consider would unfairly impact the lives of local residents. Wapping has several public houses and restaurants and I do not think we are in need of one with extended hours, particularly one that is housed in the same block as residential housing.

Yours faithfully

[REDACTED]

Richard Azoulay

[REDACTED]

**LBTH**  
**TRADING STANDARDS**  
29 OCT 2018  
**LICENSING**

# Appendix 7

## Samantha Neale

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**From:** Corinne Holland on behalf of Licensing  
**Sent:** 16 October 2018 16:58  
**To:** Samantha Neale  
**Subject:** FW: Lola Hospitality application @ 81 Wapping High street

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

---

**From:** Faith Beckingham [REDACTED]  
**Sent:** 16 October 2018 11:17  
**To:** Licensing  
**Subject:** Lola Hospitality application @ 81 Wapping High street

Dear Sir,

We write to oppose the application for the premises to trade until midnight Monday to Friday and until 12.30 on Saturdays.

We own a flat directly above this premises. The operating hours of the previous restaurant owners were bearable but anything later than this will cause considerable nuisance and disruption to us and the other residents of the flats above. There has always been an issue with people loitering around below our windows after closing hours of the previous restaurant and to extend this noise later into the night or early hours of the morning would make living in these flats very unpleasant.

The operators of the Lola Hospitality are the freeholders of the whole building and have minimal experience or track record in the licencing industry to be able to provide any reassurance in terms of how this premises will be operated with minimal disturbance.

We assume that the licence will be for a restaurant and not a bar. If so then there would be no need for a restaurant to trade until midnight or 12.30 am. We request reassurance that there will not be a bar operating out of the premises as this would be inappropriate in such close proximity to flats.

With thanks

Faith Beckingham

BA(hons)DipArch RIBA ARB

# Appendix 8

## Samantha Neale

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**From:** Lavine Miller-Johnson on behalf of Licensing  
**Sent:** 23 October 2018 14:08  
**To:** Samantha Neale  
**Subject:** FW: LOLA HOSPITALITY LIMITED, 81 WAPPING HIGH STREET E1W

FYI

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**From:** Angela Carlton [REDACTED]  
**Sent:** 23 October 2018 12:01  
**To:** Licensing  
**Subject:** LOLA HOSPITALITY LIMITED, 81 WAPPING HIGH STREET E1W

To the Licensing Committee

I refer to the above premises for which an application for an alcohol licence has been made and which is currently under consideration.

The premises were for many years occupied by the Il Bordello restaurant which has moved to new premises in Wapping Wall. I understand that it is now proposed by the owners that a new restaurant will open on the site but it appears that it is intended that there should be an off-licence as well as service of alcohol on the premises.

The hours proposed are from 10.00 – midnight daily and to 00.30 on Sunday mornings.

This is excessive and quite out of keeping with the residential nature of Wapping. There is more than adequate provision of public houses in Wapping and shops selling alcohol and while a new restaurant might be welcome the proposal as outlined in the notice displayed on the side window (in Reardon Path) is excessive.

I understand that the application will be dealt with at a Hearing in due course and I would like to be kept informed when that Hearing date has been set and to receive any other information as and when it becomes available. I have been unable to access on-line the complete Application so I know only what is set out in the Notice on the window. If it were possible for me to be sent copy of the Application either by e mail or by post I would be grateful.

Yours faithfully  
ANGELA CARLTON

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 9

**Samantha Neale**

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**From:** Sue Carrie [REDACTED]  
**Sent:** 23 October 2018 11:01  
**To:** Licensing  
**Subject:** REF: 31/27874 : Application for late alcohol sales; 81 Wapping High Street, made by Lola Hospitality Ltd

Please see below email from Mr & Mrs Foot. I am forwarding this to you as I am not sure if you will get it at the email address they have used.

I live in the flat next door to Mr and Mrs Foot at [REDACTED] and my bedrooms both overlook Waterside Gardens.

I too wish to object to the extension of licensing hours in respect of 81 Wapping High St on the grounds that the existing hours are adequate and to extend them would almost certainly add to the disruption we experience from customers leaving late at night and congregating in the park under our bedroom window to continue their late night revelries.

The establishment is primarily focussed on the provision of food with alcohol as an accompaniment. To extend the licensing hours would, it seems to me, only encourage customers to stay on to drink after their meal is over and this is not the primary function of the business.

We regularly have to speak to the anti social team at Tower Hamlets about disruption in the park late at night and early in the morning. The noise made by customers leaving the restaurant across the road or exiting for a smoke can be excessive.

We also suffer nuisance from anti social behaviours such as urinating against our bedroom wall and foul language as they sit on the bench-unfortunately strategically placed just under our window.

We have asked that the park be closed at night in keeping with the one opposite but this does not happen and so the likelihood of customers congregating in Waterside Gardens is further enhanced.

To conclude, I object to the extension of licensing hours on the basis that this would cause us undue additional nuisance and that the existing arrangements are sufficient for the type of business being transacted.

Many thanks

Sue Carrie

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

# Appendix 10

## Samantha Neale

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**From:** Damian Doherty on behalf of Licensing  
**Sent:** 01 November 2018 09:42  
**To:** Samantha Neale  
**Subject:** FW: 75/81 Wapping High Street - LOLA Hospitality Ltd to replace Il Bordello - Extension of Licensing Hours application under Licensing Act 2003 PENN-DMS.FID65318502]

FYI

**From:** Isabell Moessler [REDACTED]  
**Sent:** 31 October 2018 21:23  
**To:** Licensing  
**Subject:** 75/81 Wapping High Street - LOLA Hospitality Ltd to replace Il Bordello - Extension of Licensing Hours application under Licensing Act 2003 PENN-DMS.FID65318502]

Good evening,

As the owner of [REDACTED], I want to voice my strong objection to the application and extension of licensing hours of the former site of Il Bordello.

The grounds for my objections are:

- (1) The building and surrounding area are residential.
- (2) A bar operation is different from the previous restaurant.
- (3) The proposed extension is far later than Il Bordello's closing time.
- (4) Noise from diners leaving the restaurant at midnight and later as proposed/ smoking outside the bedroom.
- (5) Car traffic later at night and diners chatting later at night waiting for cabs.
- (6) A bar will attract a different type of clientele than a family restaurant and we have enough problems with ASB in the area.

I sincerely hope that you will take all the above points into consideration and will not grant the extension of licensing hours.

Please don't hesitate to contact me should you have any questions.

Kind regards,  
Isabell Culpan

# Appendix 11

The Licensing Section  
London Borough of Tower Hamlets  
John Onslow House  
1 Ewart Place  
London  
E3 5EQ

[REDACTED]  
29<sup>th</sup> October 2018

Dear Sirs,

**APPLICATION FOR LATE ALCOHOL SALES**

An application has been made for late alcohol sales by Lola Hospitality Ltd. for the restaurant sited at 81 Wapping High Street. We live in [REDACTED] facing on to the road and very close to number 81.

We object to the application for very long and late licensing hours, this is a residential area surrounded by canyon streets and noise travels extensively. When the previous restaurant was operating, there was considerable noise when patrons were leaving the premises or standing outside smoking; a late license would only exacerbate this problem into antisocial hours.

We do not believe a license would need to start so early and continue for so long. We would request the license should start no earlier than 11.00 a.m. and last until 11.00 p.m. at the latest on each day.

Yours sincerely

Kevin Eden (Mr)

[REDACTED]  
Patricia C Eden (Mrs)

**LBTH**  
**TRADING STANDARDS**  
30 OCT 2018  
**LICENSING**

# Appendix 12

**Samantha Neale**

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**Subject:** FW: 31/27874 : Application for late alcohol sales; 81 Wapping High Street, made by Lola Hospitality Ltd

**From:** Julian Foot [REDACTED] >

**Date:** 21 October 2018 at 12:36:19 BST

**To:** [REDACTED]

**Subject:** Application for late alcohol sales; 81 Wapping High Street, made by Lola Hospitality Ltd

Dear Sirs,

I live in [REDACTED] I note there is an application for a late license to sell alcohol at the former premises of Il Bordello at 81 Wapping High Street. This is made by Lola Hospitality Limited.

I note the period for making written representations extends to 01/11/18. Unfortunately, my wife and I are leaving the UK today to travel in Nepal for three weeks and so I am unable to make written representations within this time frame. However, I wish to object to this application. I hope you can take this email into consideration.

Our flat fronts the Waterside Gardens. and is across the street from the application site. As you know, Waterside Gardens is open 24 hours a day and is often the location for groups of people congregating during antisocial hours. This is very disruptive to our amenity. Anything that adds to the encouragement of these congregations will cause impact to local residential amenity.

When in operation, Il Bordello gave rise to considerable noise as groups of people stood smoking outside and, inevitably, made noise as they were leaving the premises. This is an overwhelmingly residential area surrounded by canyon streets and noise travels extensively. We certainly received a lot of noise from the restaurant use.

The extension of the licensing hours will only exacerbate this issue into antisocial hours. Whilst having no issue with the established use, there should be no extension beyond normal licensing hours to protect the amenity of local residents.

As explained, I am unable to set out this objection in writing but I urge you to please take it into account. Furthermore, by copy of this message to my two Ward Councillors, I would respectfully encourage you both to speak up against this application and think of your local residents when being consulted or being asked to vote on this application.

Thank you for your consideration of this matter.

--

Regards,

**Julian Foot**

# Appendix 13

## Kathy Driver

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**From:** Dan Goldsack [REDACTED]  
**Sent:** 09 October 2018 20:17  
**To:** Licensing  
**Subject:** Objection to licensing application - Lola Hospitality, 81 Wapping High St, London, E1W 2YN. Ref: 31/27874

Dear Tower Hamlets licensing dept,

I am writing to you to strongly object to the alcohol license request from Lola Hospitality Ltd, 81 Wapping High Street, London, E1W 2YN. Ref: 31/27874.

The premises are located on a quiet residential street and in a Conservation area. There are residential flats above the premises within the same building and residential flats adjacent on both sides of the premises.

I live within 30 seconds walk of the premises on Wapping High Street. My bedroom faces the street so I am raising an objection to the late night noise and potential ASB from inebriated customers the late night licensing hours would create.

I would welcome the same licensing hours as the previous occupier of 81 Wapping High Street, which was Il Bordello restaurant. I understand they served alcohol until 2300 on weekdays and weekends, which is in line with the local pubs.

Il Bordello ran a hugely successful restaurant business and occupied the site for 20 years. There can be no argument from Lola Hospitality that a reduction in the licensing hours they have requested would damage their business.

Thank you for considering my strong objection to this licensing application.

Kind regards,

Dan Goldsack  
[REDACTED]

E: [REDACTED]

# Appendix 14

## Samantha Neale

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**From:** Cameron Grant [REDACTED]  
**Sent:** 29 October 2018 22:17  
**To:** Licensing  
**Cc:** 'MOORE, Sharon'; Cameron Grant  
**Subject:** Lola Hospitality Limited: 75/81 Wapping High Street, London, E1W 5JN - Sale of alcohol by retail and provision of late night refreshment

The Licensing Section  
London Borough of Tower Hamlets  
John Onslow House  
1 Ewart Place  
London  
E3 5EQ

Dear Sirs

**RE: Lola Hospitality Limited: extension of licencing hours application under Licencing Act 2003  
75/81 Wapping High Street, London, E1W 5JN - Sale of alcohol by retail and provision of late night refreshment**

I am writing in response to the above application and wish to make representations as a leaseholder of the above the premises, and on behalf of our tenants. I am the owner of [REDACTED] which is on the first floor, one floor adjacent to the subject premises.

Until late August, the premises operated as Il Bordello and their licencing hours were Monday to Saturday 6:00 pm to 11:00 pm and Sunday 1:00 pm to 10:30 pm.

I have been advised by other residents/tenants of the Sanctuary, that since Il Bordello closed, the area has been quieter with less noise from traffic and parking outside the premises and the front and side pavements outside the restaurant have been less busy.

When Il Bordello operated (and having attended their restaurant on many occasions over a number of years), they generally took care to ensure that their diners did not cause disturbance when leaving the restaurant, but nevertheless, there was some disturbance as follows:

- the noise and car fumes from cars parking and leaving, car doors being slammed;
- taxis/Ubbers arriving and waiting for their customers and the noise of diners talking outside the restaurant waiting for their transport;
- diners standing outside the restaurant smoking, causing some inconvenience particularly in the summer months when windows are open.

Whilst the above caused some disruption and disturbance, it was on the whole tolerable because of Il Bordello's trading hours. However, at "closing time", there could be up to a 45/60 minute window when there was more noise directly outside Il Bordello with restaurant diners chatting and smoking whilst they said their 'goodbyes' or stood waiting for taxis. This generally occurred from around 10:30 pm to 11:30pm when the restaurant closed at 11:00 pm during the week and 10:30 on a Sunday evening.

I am very concerned by the application by Lola Hospitality Limited, on the basis of the request by Lola for the premises to be open until midnight throughout the week and 12:30 am on a Saturday evening. This will in all likelihood, push back any similar disturbance as noted above, too much later in the evening.

Even when Il Bordello was reasonably well managed, there was still some disturbance. However, if Lola is going to be trading up to midnight during the week and 12:30 am on a Saturday, this pushes back the time when there might be disturbance at the end of the licencing period when many residents living above the restaurant might reasonably be in bed. The additional extension of the licencing hours would have greater impact out of all proportion to the extra time requested, given that any disturbance is likely to be taking place later in the evening.

A further concern is that Lola is wanting to trade as a bar rather than predominantly as a restaurant, with the result that of more drunk people moving outside during the course of the evening to smoke and talk (shout) on the pavement.

The area is entirely residential apart from two public houses both over 200 hundred metres away and a parade of shops some 400m away.

My objections can be summarised as follows:

1. a bar operation will cause more disturbance (drunk and disorderly), than premises which are run predominantly as a restaurant;
2. more people may be moving outside during the course of the evening to smoke and talk on the pavement on the basis that the venue will function predominantly as a bar
3. if the hours are extended, there is a heightened risk of disturbance much later in at the evening (midnight during the week and 12:30 am on a Saturday), when most people will have gone to bed;
4. the additional noise and disturbance that generally arise from car traffic late at night (Uber/cabs) and from the bar patrons talking whilst waiting outside for said Uber/cabs.
5. may put at risk our ability to rent out the flat based on the extended trading hours of the proposed bar (for all the points noted)

This building is located within a quiet area of Wapping, something that is highly valued by residents of The Sanctuary. Residents have coexisted well with the management of the premises previously operated as Il Bordello, based on operating hours that have existed for many years. I strongly object to any extension to the operating hours beyond those that were in operation for Il Bordello. These new proposed hours will greatly impede on the residents quiet enjoyment and I should be grateful if you would take these objections into account when considering the application by Lola.

Yours faithfully

Cameron Grant

---

Cameron Grant  
[Redacted]  
[Redacted]  
[Redacted]

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# Appendix 15

## Samantha Neale

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**From:** Damian Doherty on behalf of Licensing  
**Sent:** 01 November 2018 09:43  
**To:** Samantha Neale  
**Subject:** FW: Wapping Lola hospitality Ltd consultation

FYI

---

**From:** hollygreer [REDACTED]  
**Sent:** 31 October 2018 22:38  
**To:** Licensing  
**Subject:** Wapping Lola hospitality Ltd consultation

Dear Tower Hamlets Licensing,

I have just discovered the planning application for the old Il Bordello site to turn it into somewhere that sells alcohol with a licence till midnight.

As a resident just a few doors down on Wapping High Street I strongly object to the proposed licensing times (in fact the idea of a bar at all!) We regularly have drunks walking down the road, I believe they're coming from St Katherine's docks (not the local pubs). The street's architecture means noise reverberates incredibly loudly into the flats. In summer with the window open I was often jolted awake until midnight by people noisily passing by. Even with the windows closed they're thin single glazed windows so noise can easily be heard.

My partner and I go to bed at 10 and will be prevented from sleeping. I work as a doctor in north London with a long commute and this will be really detrimental to my sleep. We were hoping a restaurant or shop would open, but if it has to be a bar PLEASE only grant a license till 10 or 10.30 (people often hang around for taxis after closing time so will be there till 11). We specifically moved here to escape the noise of bars.

Having voted for Labour in the last local election I would hope the interests of the people will be fairly balanced with the interests of the business owners and common sense prevails.

Thank you for your time.

Holly Greer

Sent from my Samsung Galaxy smartphone.

# Appendix 16

**Samantha Neale**

---

**From:** kengling koay [REDACTED]  
**Sent:** 23 October 2018 21:47  
**To:** Licensing  
**Subject:** Objecting application of the extension of licensing hours

Dear Tower Hamlets Licensing dept.,

I am the owner and resident of flat [REDACTED], opposite [81 Wapping High Street](#).

I am writing to object the application by Lola Hospitality Ltd to an extension to licensing hours for the sale of alcohol.

Aberdeen Wharf is situated next to Waterside Gardens which fronts the river. Unfortunately It has no gates. I am struggling with noise when people congregate late nights in Waterside Gardens. The noise echoes around the square with amplification by the close proximity of the other tall buildings. The windows to both my bedrooms faces out into the park, I am frequently kept awake by noise even with my double glazing windows closed.

I believe that an extension of the licensing hours will only encourage more people to congregate in Waterside Gardens later into the night, and as a doctor and a mother to a 5 years old, we cannot afford further disruptions.

The primary purpose of this business is to serve food. By extending drinking hours alters the establishment of late night drinking and potentially causing anti-social behaviour well into the night in this quiet residential area.

I hope my seriously considered my objection to the application.

Yours sincerely

Dr Keng Ling Koay

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Sent from my iPhone

# Appendix 17

## Samantha Neale

---

**From:** Corinne Holland on behalf of Licensing  
**Sent:** 22 October 2018 16:17  
**To:** Samantha Neale  
**Subject:** FW: 75/81 Wapping High Street, London, E1W 5JN - Sale of alcohol by retail and provision of late night refreshment [PENN-DMS.FID65318501]

---

**From:** David Masters [REDACTED]  
**Sent:** 22 October 2018 15:42  
**To:** Licensing  
**Subject:** FW: 75/81 Wapping High Street, London, E1W 5JN - Sale of alcohol by retail and provision of late night refreshment [PENN-DMS.FID65318501]

The Licensing Section  
London Borough of Tower Hamlets  
John Onslow House  
1 Ewart Place  
London  
E3 5EQ

Dear Sirs

**RE: Lola Hospitality Limited: extension of licencing hours application under Licencing Act 2003**  
**75/81 Wapping High Street, London, E1W 5JN - Sale of alcohol by retail and provision of late night refreshment**

I am writing in response to the above application and wish to make representations as a leaseholder and local resident above the premises. I have a lease of [REDACTED] [REDACTED] which is on the second floor, two floors directly above the subject premises.

Until late August, the premises operated as Il Bordello and their licencing hours were Monday to Saturday 6:00 pm to 11:00 pm and Sunday 1:00 pm to 10:30 pm.

It is noticeable that since Il Bordello closed, the area has been quieter in that there has been less noise from traffic and parking outside the premises and the front and side pavements outside the restaurant have been less busy.

When Il Bordello operated, they generally took care to ensure that their diners did not cause disturbance when leaving the restaurant but nevertheless, there was some disturbance as follows:

- the noise and car fumes from cars parking and leaving, car doors being slammed;
- taxis arriving and waiting for their customers and the noise of diners chatting outside the restaurant waiting for their taxis;
- diners standing outside the restaurant smoking, causing some inconvenience particularly in the summer months when windows are open.

Whilst the above caused some disruption and disturbance, it was on the whole tolerable because of Il Bordello's trading hours. However, at "closing time", there could be up to a 45/60 minute window when there was more noise directly outside Il Bordello with restaurant diners chatting and smoking whilst they said their 'goodbyes' or stood waiting for taxis. This generally occurred from around 10:30 pm to 11:30pm when the restaurant closed at 11:00 pm during the week and 10:30 on a Sunday evening.

A concern caused by the application by Lola Hospitality Limited is that Lola will want to be open until midnight throughout the week and 12:30 am on a Saturday evening, potentially putting back any similar disturbance to later in the evening.

Even when Il Bordello was reasonably well managed, there was still some disturbance. However, if Lola is going to be trading up to midnight during the week and 12:30 am on a Saturday, this pushes back the time when there might be disturbance at the end of the licencing period when many residents living above the restaurant might reasonably be in bed. The additional extension of the licencing hours would have greater impact out of all proportion to the extra time, given that any disturbance is likely to be taking place later in the evening.

A further concern is that Lola may be wanting to trade more as a bar than predominantly as a restaurant with the result that more people may be popping outside during the course of the evening to smoke on the pavement.

As will be apparent, the area is entirely residential apart from two public houses both over 200 hundred metres away and a parade of shops some 400m away.

My objections can be summarised as follows:

1. a bar operation may cause more disturbance than premises which are run predominantly as a restaurant;
2. if the hours are extended, the risk is that any disturbance is likely to be caused at the end of the evening, midnight during the week and 12:30 am

on a Saturday when many people might by that stage reasonably have gone to bed;

3. the noise and disturbance that generally arises is not from the premises themselves but from car traffic late at night and diners chatting and waiting outside for cabs.

I should be grateful if you would take these into account when considering the application by Lola.

Yours faithfully

David Masters

**David Masters**

[REDACTED]  
[REDACTED]  
[REDACTED],  
[REDACTED]

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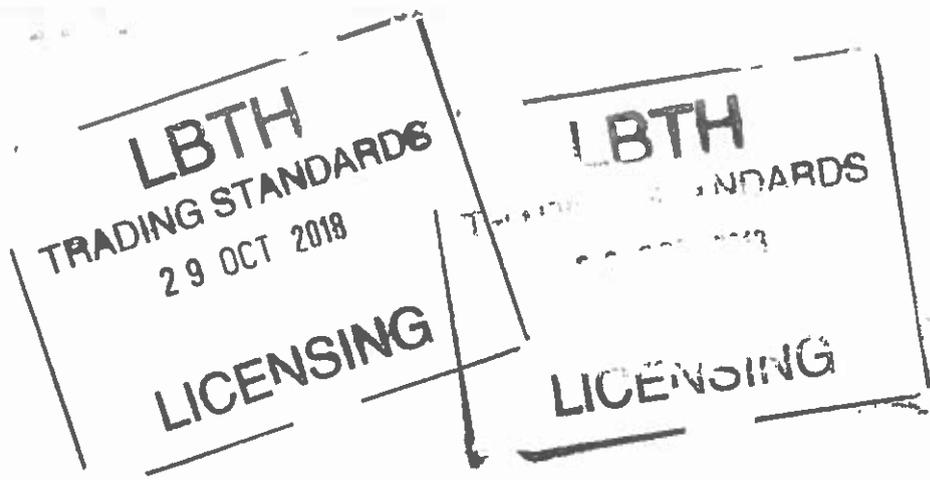
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# Appendix 18



Phung Pham

22 October 2018

The Licensing Section  
London Borough of Tower Hamlets  
John Onslow House  
1 Ewart Place  
London E3 5EQ

Dear Sir or Madam,

RE:               OBJECTION TO APPLICATION FOR A PREMISES LICENCE  
PREMISES:       81 WAPPING HIGH STREET, LONDON E1W 5JN

My family and I are residents and leasehold owners at [REDACTED]  
[REDACTED] I currently live there with my wife and two young children (a 2 year old and a 1 month old). We have lived in the building since 2010, and our flat is in the same block / development (ie. directly above) the premises in question.

We are writing to express our **strong objections** to the granting of any licence (to Lola Hospitality Limited or otherwise) to extend the hours of alcohol sales at this premises.

The premises was formally the site of Il Bordello, an Italian restaurant. While we are obviously very aware that there have been intermittent issues with noise and anti-social behaviour from customers of Il Bordello in the past, we have in the past accepted these incidents to a certain extent as a part of living in London.

However, the proposed licence application seeks to extend the alcohol sales hours past what is acceptable, in our view, for a residential street, and more importantly, for a residential premises which has 15 flats directly above it.

The previous Il Bordello restaurant closed at 11pm, and its customers were obviously also patrons of the restaurant, so were having alcohol as part of their meal.

The current licensing application to extend these hours to 12am everyday (and to 12.30am on Saturdays), as well as to provide "late night refreshments" would attract an altogether different type of customer (eg. drinking only, rather than part of a meal), which is likely to dramatically increase the noise and instances of anti-social behaviour, literally on our doorsteps.

It's probably also fair to say that late night drinking would also increase the instances of cigarette smoking just outside the premises. The windows to most of the flats in the property

are directly above the premises, so any increase in cigarette smoking by customers would increase the passive smoking harm on us.

The increase in noise, disruption and secondary smoke would have an extremely detrimental affect on our family's health and enjoyment of our home, particularly on our two young children. We therefore urge you to please reject the application for a premises licence.

Please do not hesitate to get in touch should you require any further submission from me.

Kind regards,

[Redacted signature]

[Redacted address]

# Appendix 19

28 October 2018

Alex Rafalowicz-Campbell

To whom it may concern,

**Application for Licencing by LOLA Hospitality Limited for the premises 81 Wapping High Street, London, E1W 5JN**

I am writing to you with regards to the Application for Licencing by LOLA Hospitality Limited for the premises 81 Wapping High Street, London, E1W 5JN. I am making representations as a resident of [REDACTED] to oppose the granting of the premises licence for provision of late night refreshment to 24:00 Sunday – Friday, and to 24:30 on Saturday.

My reasons for my representation is as follows:

- 1) The area is residential and the late opening of this establishment will ensure that there is a large amount of noise late at night. I personally need to rise early during the week (pre 6.00am) and it will be intolerable to be kept awake late at night due to noise emanating from the downstairs establishment.
- 2) The proposed extension of the licence is far in excess of the previous licence granted to Il Bordello. There are families with young children within the building and having experienced the noise from Il Bordello at night (admittedly not as late at night), I can attest that this will cause a large amount of disruption to the young children within the building.
- 3) Whilst the previous incumbent, Il Bordello did cause noise late at night, the bar element of the new establishment is a different and potentially more disruptive operation than the previous incumbent, with increased amount of intoxicated behaviour – which in itself creates a risk of causing greater financial strain to Tower Hamlets Council due to potential damage to the local area, such as the local parks.
- 4) The noise will be exacerbated late at night by patrons leaving late at night, and the downstairs smoking. Despite residing on the 4<sup>th</sup> floor, with Il Bordello, we were impacted as people smoking downstairs travelled into our flat, often rendering our flat reeking of smoke. This particular issue is exacerbated in the summer months when we require leaving our windows open.
- 5) There will be increased late night traffic in the area due to people travelling from the restaurant late at night, including increased numbers of cabs. This will cause both noise, and greater air pollution in the area.

For the reasons detailed above, I feel that this late licence will therefore contravene the following objectives of the Licencing Act 2003: **7c) the prevention of public nuisance** and **7d) the protection of children from harm**.

Per Section 4, point 36 of the act, the activities will incur an unacceptable impact on the local population.

I consequently feel that it is unacceptable for LOLA hospitality to be granted a premises licence for late night refreshment.

Thank you for your consideration, and I await the outcome of the premises licence application.

Yours Sincerely,

[REDACTED]  
Alex Rafalowicz-Campbell

**LBTH**  
**TRADING STANDARDS**  
30 OCT 2018  
**LICENSING**

# Appendix 20

## Samantha Neale

---

**From:** Peter Talbot [REDACTED]  
**Sent:** 01 November 2018 16:19  
**To:** Samantha Neale  
**Subject:** Re: FW: Notice in writing against Lola Hospitality Limited  
**Attachments:** image001.jpg

Sorry, but I'm really struggling to understand what I have to put to have my objections approved.

I felt my comments were very specific towards a late licensed premises opening up opposite my home in this specific part of Wapping High Street.

I don't feel a late licensed premise is suitable in a very quiet residential street, it's naturally going to attract people drinking / smoking and being unsocial and load at unsuitable times of the night / morning.

Peter

On Thu, 1 Nov 2018 at 16:03, Samantha Neale [REDACTED] wrote:

Good Afternoon Mr Talbot,

Thank you again for your email. I am not able to accept this email either as it does not reach the requirements as set out within the Licensing Act 2003.

Representations made by the pubic have to meet such requirements as to ensure they are relevant to the four Licensing Objectives and the application in consultation, and my role as a Licensing Officer requires me to distinguish between valid representations and those which are 'frivolous' and 'vexatious'.

Though you have begun to make comments relating to the Prevention of public nuisance, your comments should be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives as opposed to generalised comments.

As stated within the Licensing Act 2003, each application must be considered on its own merit.

I hope this has been helpful.

I will be in the office until 16.30 tonight, so please feel free to respond to myself, however any comments which I receive after my departure from the office, I shall pick up tomorrow.

Kindest regards,

## Samantha Neale - Licensing Officer

Licensing Team, Environmental Health & Trading Standards, John Onslow House, 1 Ewart Place, London E3 5EQ

[REDACTED]



**From:** Peter Talbot [REDACTED]  
**Sent:** 01 November 2018 15:42  
**To:** Samantha Neale  
**Subject:** Re: FW: Notice in writing against Lola Hospitality Limited

Good afternoon Samantha,

Thank you for your email and help. I've never objected to anything in the past, but now I've lived in Tower Hamlets for over 8 years, 6 in Wapping and a home owners for nearly 3 years (plus a born and bred Londoner) I feel I now have a right to an opinion.

My objection would be based on the following

- *the prevention of public nuisance*

As previously mentioned, it's a very quiet residential part of Wapping High Street with very narrow walk ways and I don't like the idea of a late license premise opposite my home where people are hanging out on the street drinking, smoking ordering loud taxi's late at night and generally making unnecessary noise.

I hope this fits within the requirements of an objection and than kyou for your help and advice again.

Peter

Peter Talbot

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

On Thu, 1 Nov 2018 at 15:12, Samantha Neale [REDACTED] wrote:

Dear Mr Talbot,

Apologies for the email. I have been collating my documents regarding this application and have come to realise that I have inaccurately advised you of the consultation end date.

It is by midnight tonight (01.11.18) as opposed to 02.11.18 in my previous email.

I hope that this hasn't hindered any comments that you wish to make.

Kind Regards,

**Samantha Neale - Licensing Officer**

Licensing Team, Environmental Health & Trading Standards, John Onslow House, 1 Ewart Place, London E3 5EQ

[REDACTED]

---

**From:** Samantha Neale  
**Sent:** 31 October 2018 14:05  
**To:** [REDACTED]  
**Subject:** RE: Notice in writing against Lola Hospitality Limited

Dear Mr Talbot,



**From:** Peter Talbot [REDACTED]  
**Sent:** 30 October 2018 15:01  
**To:** Licensing  
**Subject:** Notice in writing against Lola Hospitality Limited

With regards to site 81 Wapping High Street, London E1W 5JN

I'd like to object against their late license, it's a very residential quite part of street which I live opposite.

There used to always be people outside smoking, making lots of noise. I think there's enough place selling alcohol in wapping, and if it's a late license it should be restricted to the busy Wapping lane.

Peter Talbot

[REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

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[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

# Appendix 21

## Samantha Neale

---

**From:** Damian Doherty on behalf of Licensing  
**Sent:** 02 November 2018 09:55  
**To:** Samantha Neale  
**Subject:** FW: Former Il Bordello - Wapping High St.

**Importance:** High

FYI

---

**From:** Richard and Sally Unwin [REDACTED]  
**Sent:** 01 November 2018 17:15  
**To:** Licensing  
**Subject:** Former Il Bordello - Wapping High St.  
**Importance:** High

I wish to object to the proposed licensing hours for the restaurant premises previously occupied by Il Bordello on Wapping High Street.

The application by LOLO Hospitality is seeking the permission to sell alcohol, both retail (i.e. I assume sales to go) and also for consumption in house.

I object to the need to sell Alcohol from 10am in the morning. No Public House is allowed to open those hours, so why should a Restaurant want to.

My concern is for the local residents. The restaurant is under a Residential block of flats with other premises all around it. The Park opposite already causes significant problems with late night partying, drug taking and noise issues. This is not the vicinity to increase the opportunity for unruly behaviour by extending licensing laws.

Only, provided the Restaurant serves food throughout the day without closing after lunch, would I support the alcohol license to be granted from 11:30am – 11:30pm, with no extension at weekends, for the sake of the local residents.

Sally Unwin  
Resident of Wapping for 23 years.

# Appendix 22

## Samantha Neale

---

**From:** Damian Doherty on behalf of Licensing  
**Sent:** 01 November 2018 09:44  
**To:** Samantha Neale  
**Subject:** FW: 81 Wapping high street objection

FYI

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

From: Nicola Veall [REDACTED]

Sent: 31 October 2018 22:46

To: Licensing

Subject: 81 Wapping high street objection

This is a quiet residential area and also has people walking through late at night on way home from work. I object to the proposal to sell alcohol every evening until midnight. This will encourage anti social behaviour which is already a problem in this area.

Nicola Veall  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 23

30 October 2018



Montine Walters



To whom it may concern,

**Application for Licencing by LOLA Hospitality Limited for the premises 81 Wapping High Street, London, E1W 5JN**

Many thanks for providing us with the opportunity to contest against the Application for Licensing by LOLA Hospitality Limited for the premises 81 Wapping High Street, London, E1W 5JN. I am making representations as a resident of [REDACTED] to oppose the granting of the premises license for provision of late night refreshment to 24:00 Sunday – Friday, and to 00:30 on Saturday night.

My reasons for my representation is as follows:

- 1) This is a residential area and the later opening hours of the establishment will result in a large amount of noise pollution of an evening. For work purposes I am required to leave on a daily basis by 06:30 am, therefore with late night noise pollution this will impact my ability to sleep soundly and get the required rest for my employment, which due to its risk nature, requires concentration.
- 2) The proposed extension of the licence is far in excess of the previous licence granted to Il Bordello. There are families with young children within the building and having experienced the noise from Il Bordello at night, I can attest that this will cause a large amount of disruption to the residents of the property. Furthermore, with plans for starting a young family of my own, this level of noise will prove increasingly challenging.
- 3) Whilst the previous incumbent, Il Bordello was a restaurant, this new establishment with the plan to include a bar element will definitely be more disruptive, not only due to the type of clientele it will attract but also their behaviour once leaving the establishment. This is a quiet residential neighbourhood with lots of young families and elderly residents – by permitting a bar, an increase in intoxicated behaviour in this quiet neighbourhood will make the environment unsafe and frightening of an evening, whereby previously a family restaurant did not have this impact.
- 4) The potential increase of intoxicated clientele in itself creates a risk of causing greater financial strain to Tower Hamlets Council due to potential damage to the local area, such as the local parks.
- 5) A further concern with the increase in late night patrons visiting the establishment will also exacerbate an issue we have previously had with Il Bordello with patrons smoking outside. Despite residing on the 4<sup>th</sup> floor, with Il Bordello, we were impacted as people smoking outside the restaurant, including the staff, meant that the smoke travelled up into our apartment, often making our flat stink of smoke as well as any soft furnishings and washing we had hanging. This will only be exacerbated with the current proposal, particularly in the summer months when we require leaving our windows open.
- 6) Finally, as a direct result of the hours proposed, there will be increased late night traffic in the area due to people travelling from the restaurant late at night, including increased numbers of cabs. This will cause both noise, and greater air pollution in the area as well as result in further limitation of parking spaces for residents in the area who have paid for Tower Hamlets council permits.

For the reasons detailed above, I feel that this late licence will therefore contravene the following objectives of the Licencing Act 2003: **7c) the prevention of public nuisance** and **7d) the protection of children from harm**.

---

Per Section 4, point 36 of the act, the activities will incur an unacceptable impact on the local population.

I consequently feel that it is unacceptable for LOLA hospitality to be granted a premises licence for late night refreshment.

Thank you for your consideration, and I await the outcome of the premises licence application.

Yours Faithfully,

A solid black rectangular box redacting the signature of Montine Walters.

Montine Walters 

# Appendix 24

Dear Sir / Madam,

I am writing as a representation in relation to the application for a late night refreshment licence by Lola Hospitality Ltd. at 81. Wapping High Street.

I am a resident in [REDACTED] & have been for the past 14 years.

Bordellos had been on the corner of 81. Wapping High Street - while we have been there and their licence was only till 11pm.

As there are now more residents in the area, I feel very strongly that a licence on a daily basis up until midnight is unacceptable. Particularly during the week, and on Sunday evenings when the local pubs only have a licence till 10.30pm.

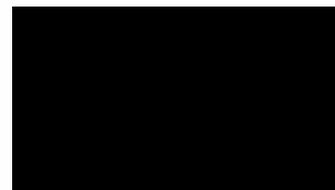
Residents have to work and we know that a midnight licence means there will be more cars & voices - after midnight.

Yours faithfully



# Appendix 25

**LBTH**  
**TRADING STANDARDS**  
09 OCT 2018  
**LICENSING**



Premises and Alcohol Licencing Section  
Tower Hamlets Council,  
John Onslow House  
1 Ewart Place  
London E3 5EQ

Dear Sirs,

LICENSING ACT 2003 - APPLICATION BY LOLA HOSPITALITY LTD, 81 Wapping High Street, E1W 5JN

I wish to register objection to the above referenced Licence Application on the grounds of the lateness of the hours proposed. The application seeks permission to sell alcohol to midnight, seven days per week, in a residential area.

In addition to unavoidable noise issues, I wish to highlight the following problems associated with extended hours licences.

1. **Smokers.** A designated area, at least 5m away from the entrance, with appropriate signage and enforcement, is a legal requirement and should be enforced as part of any grant;
2. **Engine Idling.** Taxis ferrying customers to and from the restaurant should be discouraged from idling engines in the local vicinity via appropriate signage and enforcement;
3. **Illegal Parking.** Appropriate road markings, signage and enforcement is required.

I do not oppose a restaurant in a residential area. I merely seek to limit the late-night operating hours to times that consider local residents. Like other establishments in residential areas, the new licence should insist on the employment and deployment of an independent security presence to enforce quiet conduct, the law and TH licence policies to help mitigate the issues highlighted above.

I leave this matter in your expert and capable hands to rule on in keeping with Tower Hamlets' policies and the law.

Yours faithfully,

Trevor Witton

# Appendix 26

## Samantha Neale

---

**From:** Nicola Cadzow  
**Sent:** 10 October 2018 14:10  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** New Premise License Application for Lola Hospitality Limited 81 Wapping High Street London - ref M/111616

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Licensing,

Having considered the new premise licence application for Lola Hospitality Limited 81 Wapping High Street London - ref M/111616 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, the proposed hours are 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 the hours as follows:

- **Monday to Friday 10:00 hours to 00:30 hours (an extension of an hour)**
- **Saturday 11:00 hours to 00:30 hours (an extension of half an hour)**
- **Sunday 12:00 hours to 00:30 hours ( an extension of an hours)**

We are proposing:-

**Licensable activities: Late Night refreshment, Sale of Alcohol:-**

- **Monday to Friday until 23:00 hours, with premises closing 30 minutes later at 23:30 hours (Late Night Refreshment will not apply)**
- **Saturday 11:00 hours to 23:30 hours , with premises closing 30 minutes later at Midnight**
- **Sunday 12:00 hours to 22:00 hours, with premises closing 30 minutes later at 22:30 hours (late night refreshment will not apply)**

**Noise Sensitive premises:** residential premises in close proximity, 81 Wapping High Street London, including 17 residential premises above in 79-81 Wapping High Street in Sanctuary Court and 6 residential premises in adjacent building Morocco Wharf, 77 Wapping High Street.

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:-

- Noise breakout from the venue affecting neighbouring residents.
- The hours of operation (inclusive of proposals)

### **CONCLUSION**

Environmental Protection **does not** support the application for 81 Wapping High Street London, as there is great likelihood of disturbance to residential premises at the noise sensitive hours sought. However I am willing to withdraw my objection if the applicant agrees to framework hours.

Kind regards

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

# Appendix 27

## 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 28

## **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 29

## 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 30

## **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 31

## **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 32

# Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2018

## Protection of children from harm

- 2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:
- adult entertainment is provided;
  - a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
  - it is known that unaccompanied children have been allowed access;
  - there is a known association with drug taking or dealing; or
  - in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.
- 2.24 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.

- 2.25 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.
- 2.26 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.
- 2.27 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:
- restrictions on the hours when children may be present;
  - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
  - restrictions on the parts of the premises to which children may have access;
  - age restrictions (below 18);
  - restrictions or exclusions when certain activities are taking place;
  - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

- 2.29 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.
- 2.30 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.
- 2.31 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.

## Offences relating to the sale and supply of alcohol to children

2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

| <b>Table of relevant offences under the 2003 Act Section</b> | <b>Offence</b>   | <b>Prosecuting Authority</b>  |
|--|--|---|
| Section 145  | Unaccompanied children prohibited from certain premises  | Police and/or Licensing Authority                                       |
| Section 146  | Sale of alcohol to children  | Police, Licensing Authority and/or Local Weights and Measures Authority |
| Section 147  | Allowing the sale of alcohol to children   | Police, Licensing Authority and/or Local Weights and Measures Authority |
| Section 147A   | Persistently selling alcohol to children   | Police and/or Local Weights and Measures Authority                      |
| Section 148  | Sale of liqueur confectionery to children under 16. (This offence will be repealed by the Deregulation Act 2015 on 26 May 2015). | Police and/or Licensing Authority                                       |
| Section 149  | Purchase of alcohol by or on behalf of children  | Police and/or Licensing Authority                                       |
| Section 150  | Consumption of alcohol by children   | Police and/or Licensing Authority                                       |
| Section 151  | Delivering alcohol to children   | Police and/or Licensing Authority                                       |
| Section 152  | Sending a child to obtain alcohol  | Police and/or Licensing Authority                                       |
| Section 153  | Prohibition of unsupervised sales by children  | Police and/or Licensing Authority                                       |

# Appendix 33

## **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 34

## **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