

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 2.30 P.M. ON MONDAY, 3 JUNE 2019

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

Members Present:

Councillor Peter Golds (Chair)

Councillor Ehtasham Haque (Member)

Councillor Eve McQuillan (Member)

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST

2. RULES OF PROCEDURE

The rules of procedure were noted.

3. ITEMS FOR CONSIDERATION

**3.1 Application for a New Premises Licence for (Munich Cricket Club) Unit
E2, Hertsmere Road, Canary Wharf, London E14 4AE**

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy and in particular to have regard to the promotion of the four licencing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. The Protection of Children from Harm

Consideration

Each application must be considered on its own merits and the Chair stated that the Sub Committee had carefully considered all of the evidence before them and had heard representation from the Applicant and his Legal Representative and from the Objector present at the meeting.

Members welcomed the efforts made by the Applicant in offering some robust conditions and also accepting and agreeing to the following conditions

suggested by the Sub Committee: that there be no vertical drinking outside the premises, limiting the number of smoker to 10 at any one time, no live music after 22:30 hours and no drums to be played at the premises. These conditions, together with those proposed by the Applicant in their operating schedule, gave Members the assurance that public nuisance would be prevented.

Members were also satisfied that a modification of the hours on the licence would alleviate any concerns arising from the local resident objector and avoid any future disturbances.

Members reached a decision and the decision was unanimous. Members granted the application subject to conditions to help promote the licensing objectives.

Accordingly, the Sub Committee unanimously

RESOLVED

That application for a New Premises Licence for Munich Cricket Club, Unit E2 Hertsmere Road, Canary Wharf, London E14 4AE be **GRANTED** with conditions.

Sale of Alcohol (on sales only)

Sunday to Wednesday from 11:00 hrs to 23:30 hrs.

Thursday from 11:00 hrs to 00:00 hrs (midnight)

Friday and Saturday from 11:00 hrs to 00:30 hrs (the following day)

Provision of Regulated Entertainment (Recorded music)

Sunday to Wednesday from 11:00 hrs to 23:30 hrs.

Thursday from 11:00 hrs to 00:00 hrs (midnight)

Friday and Saturday from 11:00 hrs to 00:30 hrs (the following day)

Hours Premises Open to the Public

Sunday to Wednesday from 11:00 hrs to 00:00 hrs (midnight).

Thursday from 11:00 hrs to 00:30 hrs (the following day)

Friday and Saturday from 11:00 hrs to 01:00 hrs (the following day)

Non-standard Timings

From the end of the permitted hours on New Year's Eve until 02:00 on New Year's Day.

Conditions

- 1.1 No licensable activities shall take place at the premises until premises licence 20080 (or such other number subsequently issued for the premises) has been surrendered.
- 1.2 From 20:00 until the premises closes to the public daily there shall be a personal licence holder on duty on the premises.
- 1.3 There shall be no admittance or re-admittance to the premises after 23:30 on Thursday, Friday and Saturday evenings except for patrons permitted to temporarily leave the premises to smoke.
- 1.4 A direct telephone number for the manager at the premises shall be available at all times the premises is open.
- 1.5 Until 22:30 daily substantial food shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 1.6 Non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 1.7 The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
- 1.8 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 1.9 A minimum of 2 SIA licensed door supervisors shall be on duty at the premises from 20:00 until close of business on Thursday, Friday and Saturday evenings. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - all crimes reported to the venue
 - all ejections of patrons
 - any complaints received concerning crime and disorder
 - any incidents of disorder
 - all seizures of drugs or offensive weapons

- any faults in the CCTV system, searching equipment or scanning equipment any refusal of the sale of alcohol any visit by a relevant authority or emergency service.

1.10 In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

- The police (and, where appropriate, the London Ambulance Service) are called without delay;
- All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

1.11 No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

1.12 Loudspeakers shall not be located in the entrance lobby or outside the premises building.

1.13 All windows and external doors shall be kept closed after 22:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.

1.14 All outside tables and chairs shall be rendered unusable by 22:30 each day. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

1.15 Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

1.16 Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

1.17 Patrons permitted to temporarily leave and then re-enter the premises to smoke shall be restricted to a designated smoking area as shown on the plan.

1.18 The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are

supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

- 1.19 No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance.
- 1.20 The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
- 1.21 A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 1.22 There shall be no vertical drinking outside the premises.
- 1.23 There shall be no more than 10 patrons smoking outside the premises at any one time.
- 1.24 There shall be no live music after 22:30 hours.
- 1.25 No drums are to be used on the premises.

3.2 Application for a New Premises Licence for: Royal PFC 178a Whitechapel Road London E1 1BJ

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy and in particular to have regard to the promotion of the four licencing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. The Protection of Children from Harm

Consideration

Each application must be considered on its own merits and the Chair stated that the Sub Committee had carefully considered the representation made by the Applicant and his friend and also heard from the Licensing Officer representing the Licensing Authority.

Members noted the errors made in the lead up to the application, however, Members also noted that the premises had been trading for the past 10 years without any problems or enforcement action. Members were of the view that a reduction in the hours applied for, to the same hours as the previous licence at the premises, was appropriate. The Applicant accepted a return to the previous premises licence hours and agreed to a further condition that management undertake licensing training.

Members were satisfied that the conditions imposed on the licence would help alleviate the concerns raised by the Officer representing the Licensing Authority and promote the licensing objectives.

Therefore Members made a decision and the decision was unanimous. Members granted the application with conditions.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Royal PFC, 178a Whitechapel Road, London E1 1BJ be **GRANTED** with conditions.

The Provision of Late Night Refreshments

Sunday to Thursday from 23:00 hrs to 00:30 hrs (the following day)
Friday and Saturday from 23:00 hrs to 01:30 hrs (the following day)

Hours Premises Open to the Public:

Sunday to Thursday from 11:00 hrs to 00:30 hrs (the following day)
Friday and Saturday from 11:00 hrs to 01:30 hrs (the following day)

Conditions

1. CCTV camera system covering both internal and external to the premises is to be installed.
2. The CCTV recordings are to be maintained for 31 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
3. At all times when the premises is open, a person who can operate the CCTV system must be present on the premises, who can download the images and present on request by a Police Officer or an officer of any other Responsible Authority.

4. That an incident report book be kept and record all incidents of crime and disorder associated with the premises.
5. Signs to be prominently displayed both inside and outside asking customers to respect local residents and to be quiet when leaving the premises.
6. A member of the management team should undergo the Personal Licence Holder training – proof of this is to be produced to Licensing Services within two months of the licence being issued.

4. EXTENSION OF DECISION DEADLINE: LICENSING ACT 2003

The Chair agreed to extend the decision deadlines for the following applications;

Premises	Hearing Date
Printers & Stationers, 21a Ezra St, London E2 7RH (CH)	18/06
Angel and Crown, 170 Roman Road, London E2 0RY (LMJ)	18/06
Hotel, 419 – 437 Hackney Road, London E2 8PP (MA)	09/07
Lean Kitchen, Railway Arch 4, Gales Gardens, London E2 0EJ (CH)	09/07
Genesis Vegan Rest, 146 Commercial St, London E1 6NU (SN)	23/07
The London Shuffleboard Club, 28 Redchurch St, London E2 7DP (SN)	23/07

The meeting ended at 4.50 p.m.