



Licensing Sub Committee

Agenda

**Tuesday, 7 November 2023 at 6.30 p.m.
Council Chamber - Town Hall, Whitechapel**

Contact for further enquiries:

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<http://www.towerhamlets.gov.uk/committee>



Public Information

Viewing or Participating in Committee Meetings

The meeting will be broadcast live on the Council's website. A link to the website is detailed below. The press and public are encouraged to watch this meeting on line.

Please note: Whilst the meeting is open to the public, the public seating in the meeting room for observers may be limited due to health and safety measures. You are advised to contact the Democratic Services Officer to reserve a place.

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A Guide to Licensing Sub Committee

The Licensing Sub Committee is made up of 3 Members of the Licensing Committee. In summary, the Sub Committee will determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made.

Public Engagement

Meetings of the committee are open to the public to attend, and a timetable for meeting dates and deadlines can be found on the council's website.

London Borough of Tower Hamlets

Licensing Sub Committee

Tuesday, 7 November 2023

6.30 p.m.

APOLOGIES FOR ABSENCE

To receive any apologies for absence.

1. DECLARATIONS OF INTEREST (PAGES 7 - 8)

Members are reminded to consider the categories of interest, identified in the Code of Conduct for Members to determine: whether they have an interest in any agenda item and any action they should take. For further details, see the attached note from the Monitoring Officer.

Members are also reminded to declare the nature of the interest at the earliest opportunity and the agenda item it relates to. Please note that ultimately it is the Members' responsibility to identify any interests and also update their register of interest form as required by the Code.

If in doubt as to the nature of an interest, you are advised to seek advice prior the meeting by contacting the Monitoring Officer or Democratic Services.

2. RULES OF PROCEDURE (PAGES 9 - 18)

To note the rules of procedure which are attached for information.

3. ITEMS FOR CONSIDERATION

3.1 Licensing Act 2003 Application for a Premises Licence for Airsoft, Basement, 52-58 Commercial Road, London E1 1LP (Pages 19 - 74)

Licensing Objectives:

- The prevention of public nuisance

Representations:

- Local Resident

3.2 Licensing Act 2003 Application for a new Premise Licence for London Metropolitan University, 16 Goulston Street, London, E1 7TP (Pages 75 - 254)

Tower Hamlets Council
Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ

Licensing Objectives:

- The prevention of public nuisance

Representations:

- Licensing Authority
- Environmental Protection
- Local Residents

4. EXTENSION OF DECISION DEADLINE: LICENSING ACT 2003

The Sub Committee may be requested to extend the decision deadline for applications to be considered at forthcoming meetings due to the volume of applications requiring a hearing. Where necessary, details will be provided at the meeting.

Next Meeting of the Licensing Sub Committee

Tuesday, 21 November 2023 at 6.30 p.m. to be held in Council Chamber - Town Hall, Whitechapel



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Agenda Item 1

DECLARATIONS OF INTERESTS AT MEETINGS– NOTE FROM THE MONITORING OFFICER

This note is for guidance only. For further details please consult the Code of Conduct for Members at Part C, Section 31 of the Council's Constitution

(i) Disclosable Pecuniary Interests (DPI)

You have a DPI in any item of business on the agenda where it relates to the categories listed in **Appendix A** to this guidance. Please note that a DPI includes: (i) Your own relevant interests; (ii) Those of your spouse or civil partner; (iii) A person with whom the Member is living as husband/wife/civil partners. Other individuals, e.g. Children, siblings and flatmates do not need to be considered. Failure to disclose or register a DPI (within 28 days) is a criminal offence.

Members with a DPI, (unless granted a dispensation) must not seek to improperly influence the decision, must declare the nature of the interest and leave the meeting room (including the public gallery) during the consideration and decision on the item – unless exercising their right to address the Committee.

DPI Dispensations and Sensitive Interests. In certain circumstances, Members may make a request to the Monitoring Officer for a dispensation or for an interest to be treated as sensitive.

(ii) Non - DPI Interests that the Council has decided should be registered – (Non - DPIs)

You will have 'Non DPI Interest' in any item on the agenda, where it relates to (i) the offer of gifts or hospitality, (with an estimated value of at least £25) (ii) Council Appointments or nominations to bodies (iii) Membership of any body exercising a function of a public nature, a charitable purpose or aimed at influencing public opinion.

Members must declare the nature of the interest, but may stay in the meeting room and participate in the consideration of the matter and vote on it **unless:**

- A reasonable person would think that your interest is so significant that it would be likely to impair your judgement of the public interest. **If so, you must withdraw and take no part in the consideration or discussion of the matter.**

(iii) Declarations of Interests not included in the Register of Members' Interest.

Occasions may arise where a matter under consideration would, or would be likely to, **affect the wellbeing of you, your family, or close associate(s) more than it would anyone else living in the local area** but which is not required to be included in the Register of Members' Interests. In such matters, Members must consider the information set out in paragraph (ii) above regarding Non DPI - interests and apply the test, set out in this paragraph.

Guidance on Predetermination and Bias

Member's attention is drawn to the guidance on predetermination and bias, particularly the need to consider the merits of the case with an open mind, as set out in the Planning and Licensing Codes of Conduct, (Part C, Section 34 and 35 of the Constitution). For further advice on the possibility of bias or predetermination, you are advised to seek advice prior to the meeting.

Section 106 of the Local Government Finance Act, 1992 - Declarations which restrict Members in Council Tax arrears, for at least a two months from voting

In such circumstances the member may not vote on any reports and motions with respect to the matter.

Further Advice contact: Janet Fasan, Monitoring Officer, Tel: 0207 364 4800.

APPENDIX A: Definition of a Disclosable Pecuniary Interest

(Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012, Reg 2 and Schedule)

Subject	Prescribed description
Employment, office, trade, profession or vacation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the Member in carrying out duties as a member, or towards the election expenses of the Member. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to the Member's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to the Member's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

TOWER HAMLETS



LICENSING COMMITTEE

RULES OF PROCEDURE GOVERNING APPLICATIONS FOR PREMISES LICENCES AND OTHER PERMISSIONS UNDER THE LICENSING ACT 2003

Date Last Reviewed:	14th June 2016
Reviewed By:	Senior Corporate and Governance Legal Officer
Approved By:	Licensing Committee
Date Approved:	14th June 2016
Version No.	1
Document Owner:	Paul Greeno
Post Holder:	Senior Corporate and Governance Legal Officer
Date of Next Scheduled Review:	31st March 2018

1. Interpretation

- 1.1 These Procedures describe the way in which hearings will be conducted under the Licensing Act 2003, as set out in the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) ('the Hearings Regulations'). The Procedures take into account the Licensing Act (Premises Licences and Club Premises Certificates) Regulations 2005.
- 1.2 Except where otherwise stated, references in this Code are to the Licensing Committee and its Sub-committees and the expression 'Licensing Committee' should be interpreted accordingly.
- 1.3 The Hearings Regulations provide (Regulation 21) that a Licensing Authority shall, subject to the provisions of those Regulations, determine for itself the procedure to be followed at a hearing.
- 1.4 These Procedures, therefore, set out the way in which Licensing Committee Meetings will be conducted under the Licensing Act 2003, following the requirements of the Hearings Regulations.
- 1.5 Proceedings will not be rendered void only as the result of failure to comply with any provision of the Hearings Regulations (Regulation 31) save that in any case of such an irregularity, the Licensing Committee shall, if it considers that any person may have been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure the irregularity before reaching its determination (Regulation 32).

2. Composition of Sub-Committee

- 2.1 The Sub-Committee will consist of three (3) members and no business shall be transacted unless three (3) members of the Licensing Committee are present and able to form a properly constituted Licensing Sub-Committee. In such cases the Chair shall have a second or casting vote.

3. Procedure

- 3.1 The hearing shall take place in public save that the Licensing Committee may exclude the public from all or part of a hearing where it considers that, on balance, it is in the public interest to do so. The parties and any person representing them may be excluded in the same way as another member of the public. Any person so excluded may, before the end of the hearing, submit to the Licensing Committee in writing, any information which, they would have been entitled to give orally had they not been required to leave. Where there are a number of items on the agenda, the adjournment of that item for a short period, whilst another item is heard, may allow this process to be carried out effectively.

- 3.2 The Chair will begin by asking the parties to identify themselves and confirm whether or not they are represented.
- 3.3 The Licensing Committee should always satisfy itself that sufficient notice of the hearing has been given to all parties and if not satisfied, then the Licensing Committee should take such steps as it thinks fit to deal with that issue before reaching its determination and this could include adjourning that application to a later date.
- 3.4 The Licensing Committee will then consider any requests by a party for any other person to be heard at the hearing in accordance with the Regulations. Permission will not be unreasonably withheld provided proper notice has been given.
- 3.5 The Chair will then explain how the proceedings will be conducted, and indicate any time limits that may apply to the parties to the application. In setting time limits, the Licensing Committee will take into account the importance of ensuring that all parties receive a fair hearing, and the importance of ensuring that all applications are determined expeditiously and without undue delay. Further the Licensing Committee must have regard to the requirement to allow each party an equal amount of time.
- 3.6 If a party considers that any time limit is not sufficient then they should address the Licensing Committee and which will determine accordingly.
- 3.7 If any party has informed the Authority that they will not be attending or be represented at the hearing or any party does not give notice that they will not be attending but fails to attend and is not represented, the Licensing Committee may proceed in their absence or adjourn the hearing if it considers it to be necessary in the public interest. An adjournment will not be considered where due to the operation of the Hearing Regulations it would not be possible to adjourn.
- 3.8 If the Licensing Committee adjourns the hearing to a specified date it must specify the date, time and place to which the hearing has been adjourned and why it is considered necessary in the public interest.
- 3.9 If the Licensing Committee holds the hearing in the absence of a party, it will consider at the hearing the application, representation or notice given by that party.
- 3.10 The Chair will invite an Officer of the Licensing Section to present the report by briefly summarising the application and the number and type of the representations as set out in the papers circulated. The Officer will also advise of any discussions held with the parties; any amendments made to the application; any representations withdrawn; and any agreed conditions that the Licensing Committee is being asked to consider. The Officer shall not give

any opinion on the application or ask the Committee to make an inference based on such an opinion.

- 3.11 Members of the Licensing Committee can then ask questions of clarification of the Licensing Officer or seek legal advice from the Legal Adviser to the Licensing Committee if they require in respect of matters raised during the presentation by the Licensing Officer.
- 3.12 The Legal Adviser to the Licensing Committee will then give any relevant legal advice that the Licensing Committee need to take into consideration.
- 3.13 The Chair will then ask the applicant or their representative, if present, to present a summary of the nature and extent of the application. This should be brief, avoid repetition of material already available to the Licensing Committee in the Officer's report or otherwise, and include any reasons why an exception should be made to the Council's Licensing Policy, where appropriate, and respond to the written representations received. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence on behalf of the applicant or who has made a representation in favour of the application.
- 3.14 The application is to be presented within the time limit that has been set.
- 3.15 Where an applicant is unrepresented and having difficulty in presenting their application then the Legal Adviser to the Licensing Committee may ask questions of the applicant so that the relevant points are addressed and clarified for the Licensing Committee.
- 3.16 Members of the Licensing Committee may ask questions of the person presenting the case after their address as well as any other person who has spoken in support of the application. Members can also ask questions of the applicant as well as any other person present for the applicant who they consider can assist.
- 3.17 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.18 The Chair will then ask the persons who have made representations against the application to address the Licensing Committee within the time limit that has been set. They should not repeat what is already set out in their representations or notice or raise new matters. In their address they should provide clarification on any points previously requested by the Council. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence.
- 3.19 Members of the Licensing Committee may then ask questions of the persons making representations against the application and any other person who has

spoken in support of such representation. Members can also ask questions of any other person present who they consider can assist.

- 3.20 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.21 Petitions will be treated as representations provided they meet the requirements for relevant representations set out in the Licensing Act 2003. Members should proceed with caution when relying upon petitions used as evidence due to the structure and wording used.
- 3.22 The Licensing Committee will disregard any information given by a party, or any other person appearing at the hearing, which is not relevant to:
 - a) their application, representation or notice; and
 - b) the promotion of the licensing objectives or the crime prevention objective where notice has been given by the police.
- 3.23 The Chair will intervene at any stage of the hearing to prevent repetitious or irrelevant points being raised.
- 3.24 Cross examination of any party or any other person allowed to appear will not be allowed unless specifically permitted by the Chair.
- 3.25 There is no right for any party to sum up but they may be permitted to do at the discretion of the Chair and within time limits prescribed by the Chair.
- 3.26 The Licensing Committee will consider its decision in private save that the Legal Adviser and Democratic Services Officer will remain with them.
- 3.27 The Licensing Committee will normally return to open session to announce its decision but in cases where the prescribed time limit allows for a later determination and it is appropriate to determine the matter within that time then the Chair will advise the parties present that the decision will not be announced then but that the determination will take place within the prescribed time limit and that written notification will be dispatched to all parties advising them of the determination.

4. Exclusions

- 4.1 In addition to any exclusion under paragraph 3.1 above, The Licensing Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit the person to return; or allow them to return only on such conditions as Licensing Committee may specify.

- 4.2 Any person so excluded may, before the end of the hearing, submit to the Authority in writing, any information which, they would have been entitled to give orally had they not been required to leave.

Guidance for Licensing Sub-Committee Meetings.

(1) Attendance at Meetings.

All meetings of the Sub-Committee are open to the public and press to attend. On rare occasions, the Sub-Committee may retire to consider private business that will be clearly marked on the agenda as such. The press and public will be excluded for those confidential items only. We try to keep confidential reports to an absolute minimum. We request that you show courtesy to all present and please keep mobile phones on silent. Meetings can reach full capacity and seats are allocated on a first come first come served basis.

(2) Licensing Sub-Committee Role and Membership.

In summary, the Sub-Committee will consider and determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made. The full terms of reference can be found on the Committee webpages (see below). The Licensing Sub-Committee will consist of 3 Members of the main Licensing Committee. Meetings are normally held in the Town Hall Council Chamber.

Licensing Sub-Committee Webpages

To view go to the Committee and Member Services web page: www.towerhamlets.gov.uk/committee - 'agenda, reports, decisions and minutes', then click on 'Licensing Sub-Committee'.

The pages include:

- Terms of Reference for the Licensing Sub-Committee.
- Meeting dates, agendas and minutes.
- Agenda timetable including agenda publication dates. (To view click 'browse meetings and agendas for this committee', then 'show agenda management timetable').

(3) Access to Committee Papers.

The agenda for Sub-Committee meetings is published five clear (working) days before the Sub-Committee meeting on the Committee webpages (except for certain types of applications where special rules apply). All Committee papers (i.e. agendas, reports, minutes and decisions) are published on the website and also available on iPad and Android tablet apps downloadable for free from their respective app stores.

(4) Who can speak at Licensing Sub-Committee meetings?

Only interested parties may address the Sub-Committee (those who have made a valid representation) and the applicant and their representatives. Although the Sub-Committee may allow other persons to present the interested parties evidence or to give supporting evidence. If you are planning to attend the hearing to address the committee, you are advised to contact the Committee officer - see the Committee

pages and agenda front page for contact details. Speakers are advised to arrive at the start of the meeting in case the order of business is changed. Speakers will be called to speak by the Chair at the appropriate time. If speakers are not present by the time their application is heard, the Committee may consider the item in their absence.

(5) What can be circulated?

Should you wish to submit any material, please contact the Committee/Licensing Officer as soon as possible. The Sub-Committee may accept information at the hearing, however this is only with the agreement of all parties present.

(6) How will the applications be considered?

The Sub-Committee will normally consider the items in agenda order subject to the Chair’s discretion. The hearing procedure is detailed at the end of this guidance.

(7) How can I find out about a decision?

You can contact Democratic Services the day after the meeting to find out the decisions.

(8) Queries on reports.

For any questions, please contact the Officer named on the front of the report.

Typical Seating Plan for Licensing Sub - Committee Meetings in the Town Hall Council Chamber.

Public Seating		Objectors Benches		Sub-Committee Members
Public Seating				Chair
Public Seating				Legal Officer
Public Seating		Applicants Benches		Committee Officer
Public Seating				Licensing Officer

LICENSING SUB COMMITTEE HEARING PROCEDURE

All interested parties to the hearing must notify Democratic Services within prescribed timescales that they intend to attend and/or be represented at the hearing and whether any witnesses will be attending on their behalf. The meeting will be in the form of a discussion led by the Sub Committee, cross examination of either party will not be permitted.

The Chair will allocate an equal amount of speaking time to each party. Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing.

The hearing will proceed as follows (subject to the discretion of the Chair).

1. Chair will introduce him/herself and ask Members, officers, and all interested parties present at the meeting to introduce themselves.
2. Licensing Officer to present the report.
3. Committee Members to ask questions of officer (if any).
4. The Applicant to present their case in support of their application (including any witnesses they may have).
5. Committee Members to ask questions of applicants and their witnesses or ask for points of clarification.
6. The relevant Responsible Authorities in attendance will present their case and their reasons for representation (including any witnesses they may have).
7. The Objectors/Interested Parties in attendance will present their case and their reasons for objecting (including any witnesses they may have).
8. Committee Members to ask questions of Responsible Authorities, objectors and their witnesses or ask for points of clarification.
9. Applicant (with exception and with permission of the Chair) can ask questions of the other parties to the hearing and their witnesses.
10. Interested Parties to the hearing (with exception and with the permission of the Chair) can ask questions of the applicant/other parties to the hearing and their witnesses.
11. Chair's closing remarks
12. Sub-Committee retire from the meeting with the Committee Officer and Legal Officer and consider their decision.
13. The Sub-Committee will return to the meeting and Chair announces the decision together with the reasons for the decision and any right to appeal.
14. A Decision letter will be sent to all interested parties confirming the decision made.

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Agenda Item 3.1

Committee :	Date	Classification	Report No.	Agenda Item No.
Licensing Sub Committee		Unclassified		

Report of : David Tolley Head of Environmental Health & Trading Standards	Title: Licensing Act 2003 Application for a Premises Licence for Airsoft, Basement, 52-58 Commercial Road, London E1 1LP
Originating Officer: Kathy Driver Principal Licensing Officer	Ward affected: Whitechapel

1.0 Summary

Applicant: **Airsoft (Aldgate) Ltd**
Name and Address of Premises: **Airsoft**
Basement
52-58 Commercial Road
London E1 1LP

Licence sought: **Licensing Act 2003**
The Sale of Alcohol

Objectors: **Local Resident**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File
Section 182 Guidance
LBTH Licensing Policy

Kathy Driver
020 7364 5171

3.0 **Background**

- 3.1 This is an application for a premises licence for Airsoft, Basement, 52-58 Commercial Road, London E1 1LP.
- 3.2 A copy of the application is enclosed as **Appendix 1**.
- 3.3 The applicant has described the venue as indoor sporting and activity centre with catering and small cocktail bar.
- 3.4 The hours that have been applied for are as follows:-

Sale of Alcohol (on and off sales)

Monday to Saturday 11:00 hours to 23:00 hours

Sunday from 11:00 hours to 22:00 hours

Hours premises is open to the public:

Monday to Saturday 11:00 hours to 23:30 hours

Sunday from 11:00 hours to 22:30 hours

4.0 **Location and Nature of the premises**

- 4.1 Photographs of the venue and site plan of the venue is included as **Appendix 2**.
- 4.2 Maps showing the vicinity are included as **Appendix 3**.
- 4.3 Details of other licensed venues in the immediate vicinity are included as **Appendix 4**.

5.0 **Licensing Policy and Government Advice**

- 5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2023 with an update on the CIZ policy in November 2021.
- 5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.
- 5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in August 2023.
- 5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, than in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 Representations

- 6.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing
- 6.2 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.3 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.4 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.5 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.6 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 5**.
- 6.7 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.
- 6.8 This hearing is required by the Licensing Act 2003, because relevant representations have been made by a local resident. See **Appendix 6**
- 6.9 All of the responsible authorities have been consulted about this application. They are as follows:
 - The Licensing Authority
 - The Metropolitan Police
 - The LFEPA (the London Fire and Emergency Planning Authority).
 - Planning
 - Health and Safety
 - Noise (Environmental Health)
 - Trading Standards
 - Child Protection
 - Primary Care Trust (Public Health England)
 - Home office Immigration Enforcement

- 6.10 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- 6.11 The objections cover allegations of
- Anti social behaviour from patrons leaving the premises
 - Drug taking
 - Noise while the premise is in use
 - Disturbance from patrons leaving the premises on foot
 - Disturbance from patrons leaving the premises by car
 - Close proximity to residential properties
- 6.12 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.13 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule

- 7.1 An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
- a) all crimes reported to the venue;
 - b) all ejections of patrons;
 - c) any complaints received concerning crime and disorder
 - d) any incidents of disorder;
 - e) all seizures of drugs or offensive weapons;
 - f) any faults in the CCTV system, searching equipment or scanning equipment;
 - g) any refusal of the sale of alcohol;
 - h) any visit by a relevant authority or emergency service.
- 7.2 A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer at all

times whilst the premises is open.

7.3

7.4 The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets 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.

8.0

8.1

9.0 Conditions Agreed/Requested by *Responsible Authority*

9.1 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

9.2 Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 8 persons at any one time.

9.3 No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.

10.0 Licensing Officer Comments

10.1 The Live Music Act removed licensing requirements for the following:

- amplified live music and recorded music between 8am and 11pm before audiences of no more than 500 people on premises authorised to sell alcohol for consumption on the premises;
- unamplified live music between 8am and 11pm in all venues.

Further exemptions apply see Section 16.5-16.6 of Section 182 Guidance.

10.2 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

10.3 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.25) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted

price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.58)

- ❖ Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

10.4 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.

10.5 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”

10.6 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.

10.7 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)

10.8 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.

10.9 In **Appendices 7-11** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.10 **Music exemptions**

10.11 Section 177A, (1) and (2) of the Act provides that where a premises (or club) is licensed for alcohol consumption on the premises ; is open for the purposes of doing so; if the music is amplified, that the audience is no more than 500; and the music takes place between 8am and 11pm, any conditions do not have effect.

10.12 Section 177A can be disapplied on a licence review if it is proportionate to do so, a review can also add conditions relating to music.

11.0 **Legal Comments**

11.1 The Council's legal officer will give advice at the hearing.

12.0 Finance Comments

12.1 There are no financial implications in this report.

13.0 Appendices

Appendix 1	A copy of the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Other licensed venues in the area
Appendix 5	Section 182 Advice by the DCMS- Relevant, vexatious and frivolous representations
Appendix 6	Representation of local resident
Appendix 7	Licensing officer comments on anti-social behaviour patrons leaving the premises
Appendix 8	Licensing officer comments on Access and egress problems
Appendix 9	Licensing officer comments on Noise when the premises is in use
Appendix 10	Planning
Appendix 11	Licensing Policy relating to hours of trading.

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 This is the unique reference for this application generated by the system.

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

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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 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.

Applying as an individual

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

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

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

Legal status

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.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

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	<input type="text" value="Airsoft"/>
Street	<input type="text" value="Basement 52-58 Commercial Road"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="E1 1LP"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="0"/>

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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 His 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...

private limited company

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](#)

Section 5 of 21

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.

The premises are a retail shop and indoor electronic shooting sports leisure venue.

The premises is currently under construction, looking to be completed late August/early September 2023.

The venue is located in the basement of no's 52-58 Commercial Road, and will be hosting an indoor sporting and leisure

Continued from previous page...

activity centre, with catering and a small cocktail bar for customers. The activities, such as electronic target shooting and Arena packages will be on offer before customers are permitted to enter the bar and food area. After food and beverages they will leave the premises. they cannot re enter the activity area.

The activities on the premises include:

an Airsoft retail shop.

8 lanes with electronic targets, (shooting).

a sports arena

a simulator room.

a small bar retailing cocktails and beer

cafe selling coffee juices and milkshakes

food area selling canapes, sharing platters and gourmet burgers.

This will be the second outlet the company are to open. The applicant has been operating in Camden for the past eight years, at 84 Camden High Street.

The venue on Commercial Road will cater for large corporate groups as well as couples and families. Customers will be able to purchase indoor leisure electronic shooting packages. These consist of of between 20 minutes to 1 hour play session under the guidance of a personal instructor who is allocated to stay with the customer throughout their session.

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

Section 6 of 21

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

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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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Continued from previous page...

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?

- Yes No

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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

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

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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	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

n/a

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.

n/a

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 /

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.

n/a

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.

n/a

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.

n/a

Continued from previous page...

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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.

The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection. The premises will close 30 minutes after the licensing activities have ceased, to allow customers to finish their drinks and food and leave in a quiet and orderly manner.

b) The prevention of crime and disorder

1. 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:

- a) all crimes reported to the venue
- b) all ejections of patrons
- c) any complaints received concerning crime and disorder
- d) any incidents of disorder
- e) all seizures of drugs or offensive weapons
- f) any faults in the CCTV system, searching equipment or scanning equipment
- g) any refusal of the sale of alcohol including date, time and name of staff member
- h) any visit by a relevant authority or emergency service.

2. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

3. All staff members should be checked to ensure they have the right to work in the UK. These checks should be made available upon requests to all responsible authorities. All associated 'entitlement to work' documents:

- a) must be logged and kept on the premises for the duration of the employment; and
- b) must be retained for a minimum of 12 months after employment has ceased.

4. Customers shall only consume alcohol which has been purchased from the premises.

5. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points must be covered enabling frontal identification of every person entering in a light condition. The CCTV system shall continually record whilst the premises are open. 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 of the Council.

6. A staff member from the premises who is conversant with the operation of the CCTV system shall be in 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 and within a maximum of 24 hours of the initial request.

7. Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk/USB Stick for the Police or as practicable. Repair records / invoices shall be kept on site for at least 12 months and be readily available to be viewed by all authorised persons upon request.

Continued from previous page...

8. Any CCTV breakdown or system failure will be notified to the Police and Local Authority immediately & remedied as soon as practicable. Repair records / invoices shall be kept on site for at least 12 months and be readily available to be viewed by all authorised persons upon request.
9. Notices shall be prominently displayed within the premises stating that CCTV is in operation.
10. All alcohol products sold at the premises shall have the relevant UK duty paid label attached.
11. No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage
12. Any person entering the premises who appears to be under the influence of alcohol or drugs shall in the interests of other members of the public using the premises be requested to leave the premises.
13. The premises shall operate a zero tolerance policy to the supply and use of drugs
14. Anyone who appears to be drunk or intoxicated shall not be allowed entry to the premises and those who have gained entry will be escorted from the building immediately.
15. Two security guards will be on duty at the premises every evening from 19:00 hours. `One to man the shop entrance and the other to supervise the entire basement area.

c) Public safety

Staff will be trained to be alert to any potential danger to customers and react accordingly. If they are unable to quickly defuse the situation without risk to customer or staff, then they are instructed to call the police. All relevant fire procedures are in place for a premises of this size.

An on -site accident book will be in operation to record any accident/ injury incurred on the premises. This document will be retained for inspection by the store for a period of three years.

There are two allocated emergency exits at the venue and a third exit will be created which is a new glass frontage at the shop leading out into Gowers Walk

d) The prevention of public nuisance

Patrons attending the premises will be reminded of their responsibilities to leave the premises quietly.

A smoking policy will be available on site for inspection as required.

Cigarette bins will be provided to encourage smokers to dispose of their cigarettes in a safe manner.

Signage relating to Taxi services available, including phone numbers, will be displayed at the entrance to the premises.

e) The protection of children from harm

The premises shall operate a Challenge 25 Policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of an authorised person' (as defined by Section 13 of the Licensing Act 2003) or the police or an authorised Trading Standards Officer of the Council.

Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any bar advertising the scheme operated.

A written register of refusals will be kept including a description of the people who have been unable to provide required

Continued from previous page...

Identification to prove their age. Such records shall be kept for a period of 12 months and will be collected on a daily basis by the Designated Premises Supervisor and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of the Council on demand.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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 in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

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 birth or adoption certificate issued 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 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.

Continued from previous page...

- 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.
- 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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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.

Continued from previous page...

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.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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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

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 visit <https://www.towerhamlets.gov.uk/latenightlevy>

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Continued from previous page...

* Fee amount (£)

315.00

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

Stewart Gibson

* Capacity

Licence Agent

* Date

08 / 08 / 2023
dd mm yyyy

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.

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

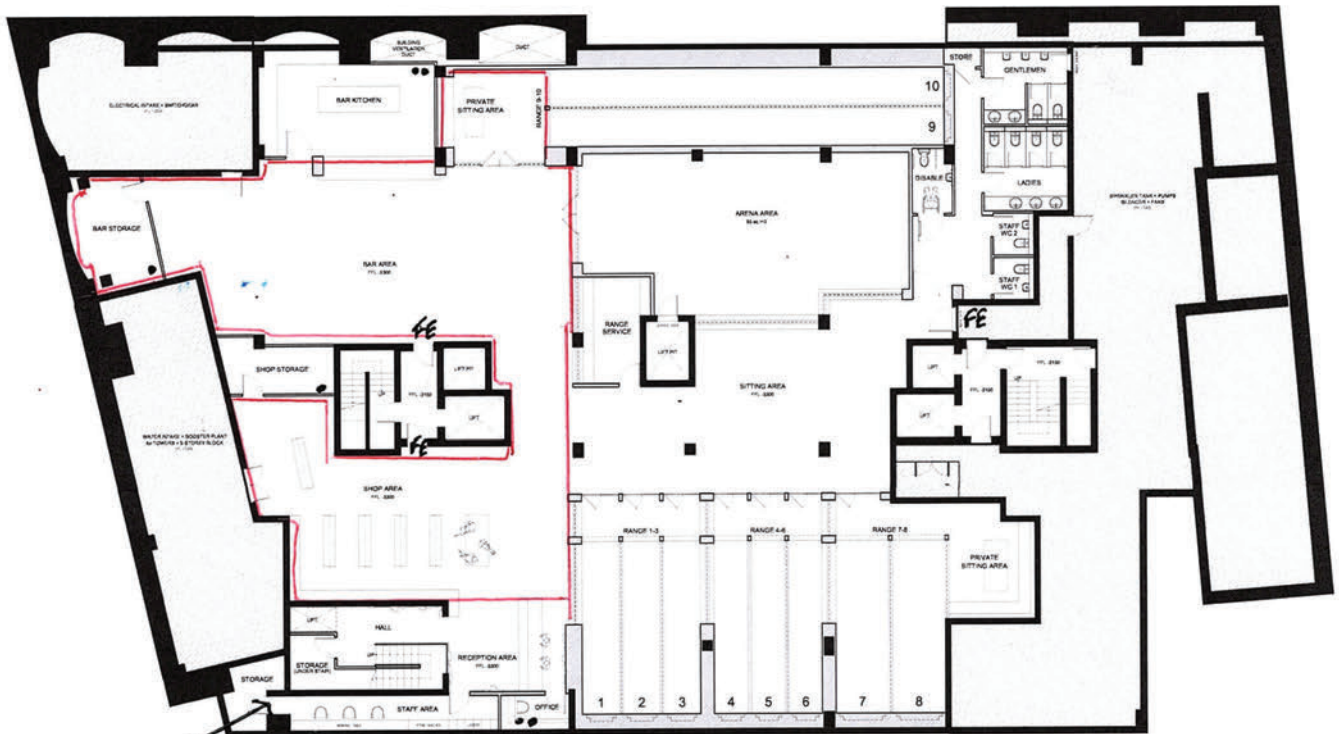
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="sgl:202377"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

Appendix 2



ENTRANCE TO BASEMENT

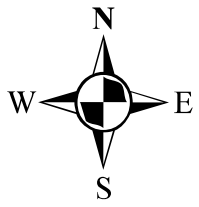
AGL FLOOR PLAN
SCALE 1:200 - A4

- LICENSABLE AREA
- FE FIRE EXIT
- FIRE EXTINGUISHERS

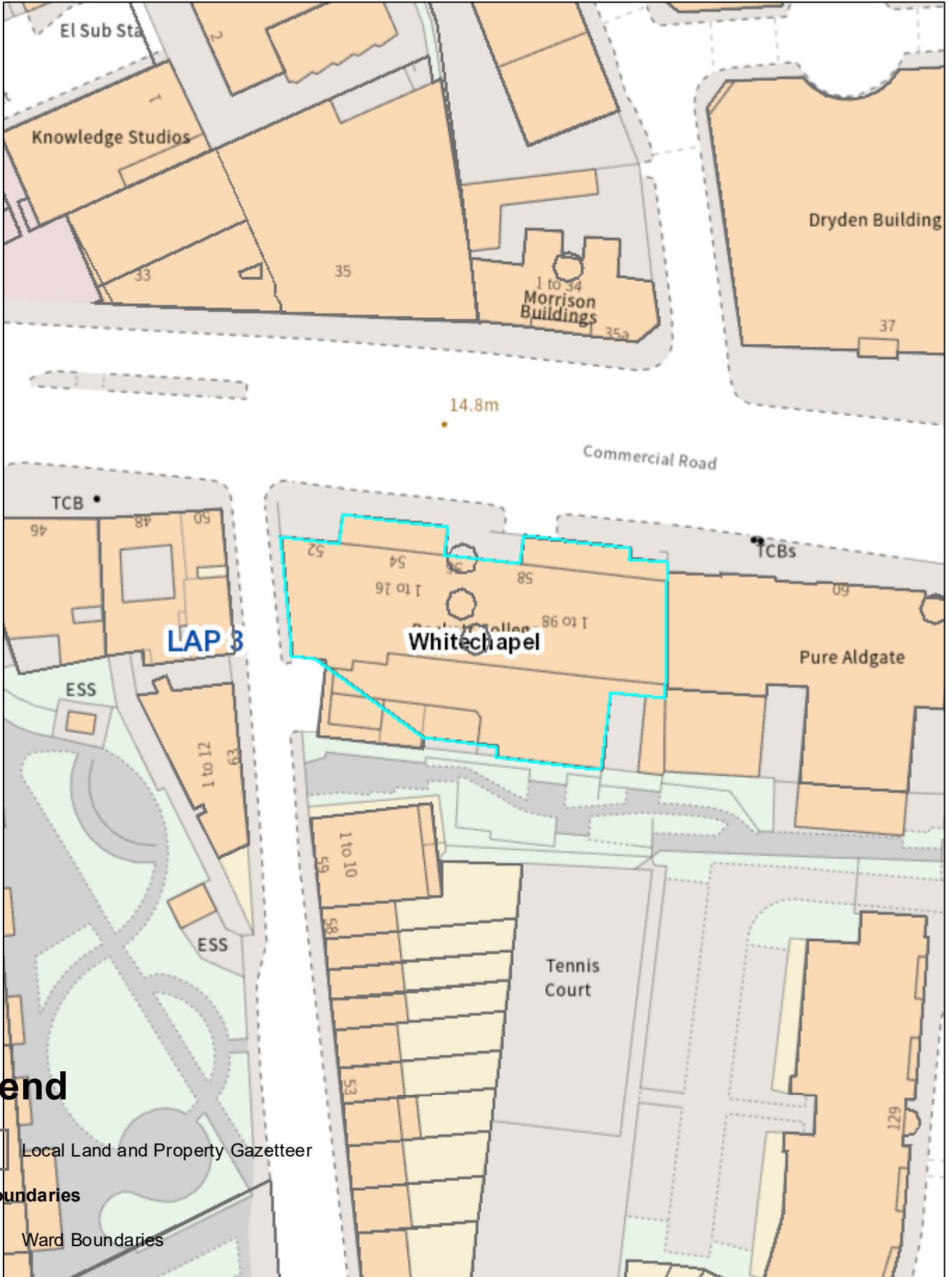




Appendix 3

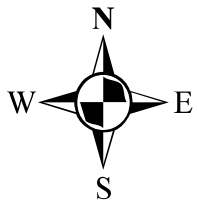


52-58 Commercial Road

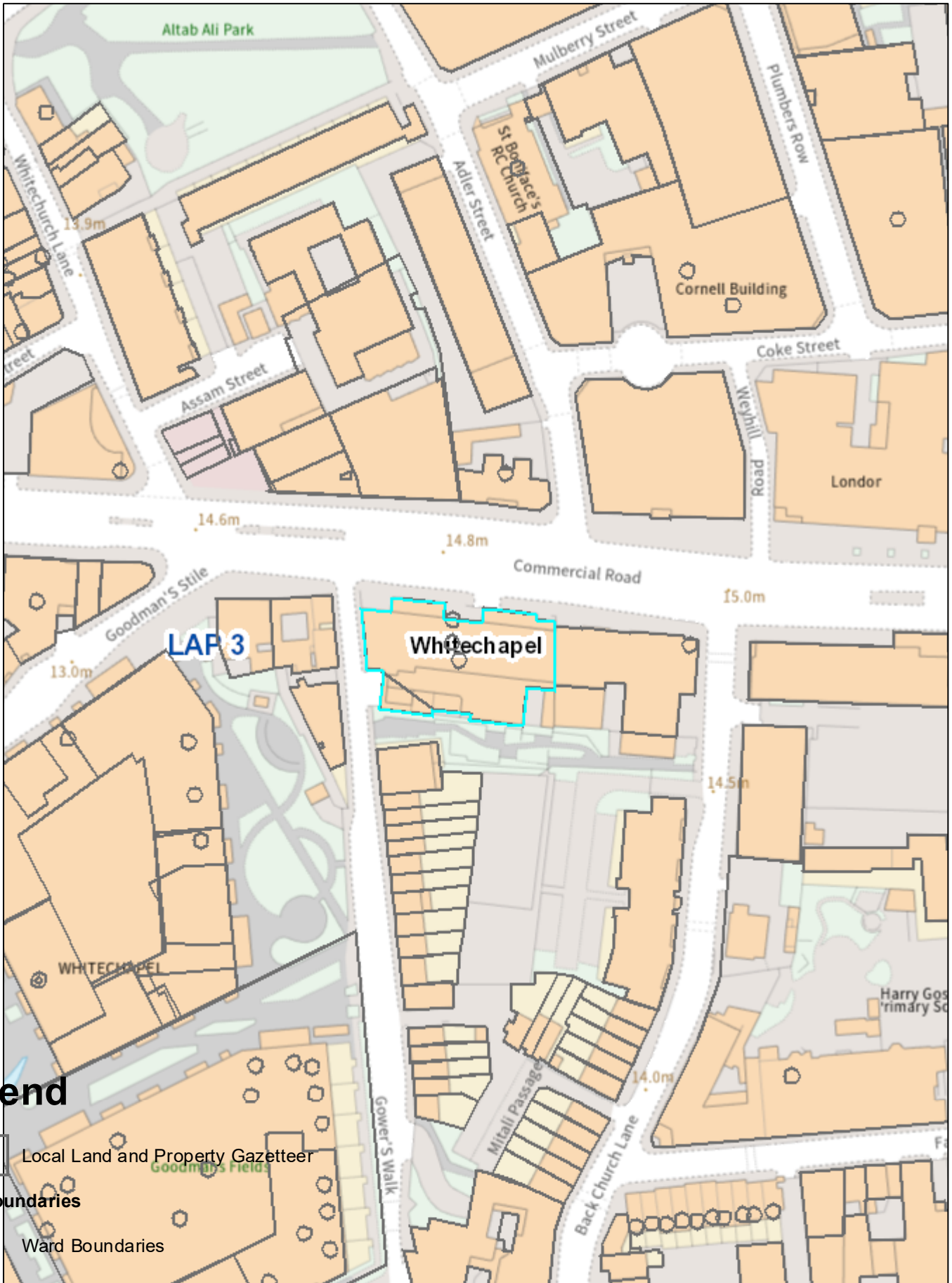


Legend

- Local Land and Property Gazetteer
- Ward Boundaries**
 - Ward Boundaries
- LAP Boundaries**
 - LAP Boundaries



52-58 Commercial Road



Legend

- Local Land and Property Gazetteer
- Ward Boundaries
- Ward Boundaries
- LAP Boundaries
- LAP Boundaries

Appendix 4

Nearest licences: 52-58 Commercial Road

Name and address	Licensable activities and hours	Opening hours
(Benugo Cafe) 33 Commercial Road	<u>Supply of Alcohol (on and off sales):</u> Monday to Saturday 12:00 (Midday) to 23:00 hours Sunday 12:00 (Midday) to 23:00 hours	Monday to Sunday 07:30 hours to 23:00 hours
30 Commercial Road	The sale by retail of alcohol (Off Sales only) Monday to Sunday 07:00 hours to 01:00 hours.	Monday to Sunday 07:00 hours to 01:00 hours.
(Clean Hearts Coffee Limited) 52 Commercial Road	The sale by retail of alcohol (On sales only) Monday to Sunday from 08:00 hours to 20:30 hours	Monday to Sunday from 08:00 hours to 21:00 hours
(Nisa) 58 Commercial Road	The sale by retail of alcohol (off sales only) Monday to Sunday from 08:00hrs to 00:00hrs (midnight)	Sunday to Thursday from 08:00hrs to 00:00hrs (midnight) Friday and Saturday from 08:00hrs to 02:00hrs (the following day)

Appendix 5

Section 182 Advice by the Home Office Updated on August 2023

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

Kathy Driver

From: silvia fontana [REDACTED]
Sent: 02 September 2023 20:19
To: Licensing
Subject: Rejection to a premise application: Airsoft Basement 52-58 Commercial Road E1 1LP

Follow Up Flag: Follow up
Flag Status: Completed

For the attention of the licensing department.

My name is Silvia Fontana and I am a resident at the address below:

[REDACTED]

This email is in regards to the application for grant of a premises license - details below:

Airsoft
Basement
52-58 Commercial Road
E1 1LP

I would like to appeal this application for the following reasons.

1. The sale and consumption of alcohol on this premise will deeply affect the life of the residents of this building.
2. It will increase rubbish on the already stretched rubbish collection system we have in place.
3. It will increase the presence of rats in the bin stores, which is already a problem
4. It will cause safety concerns for the people living here (many families with children), due to the crowd of people buying and consuming alcohol, gathering in the premises and pose a risk to the health and safety of children especially
5. It will increase the noise disturbance calls to the council.
6. It will increase traffic and parking problems in the area
7. It will increase people using drugs in the area, which is already a problem.
8. It will increase littering on the street

Therefore I am strongly appealing for this licence to be given as it will not add any value to the area, it will only make the existing problems worse.

Best regards

Silvia

Sent from my iPhone

Appendix 7

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 5.14 and 5.15 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 9.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and may draw from the Model Conditions in **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 20 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).

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 8

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 11 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 11.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 16.1**).

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 16.6**)

The Council has adopted a set of framework hours (**See 16.8 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 (**See Appendix 3 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 9

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 11.1 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 11.4)**.

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 11.2 of the Licensing Policy)**.

The Licensing Authority will consider attaching conditions to prevent nuisance. 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 to 9pm or limiting numbers)
- 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)
- Measures to prevent noise/fumes from engines, drivers (including smoking),
- Measures to prevent obstruct access to properties, pavements. Measure to reduce the impact of people noise on residents

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 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 10

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 11

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 16.8 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 16.9 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

Agenda Item 3.2

Committee: Licensing Sub Committee	Date	Classification Unrestricted	Report No.	Agenda Item No.
--	------	---------------------------------------	------------	-----------------

Report of: David Tolley Head of Environmental Health & Trading Standards	Title: Licensing Act 2003 Application for a new Premise Licence for London Metropolitan University, 16 Goulston Street, London, E1 7TP
Originating Officer: Corinne Holland Licensing Officer	Ward affected: Spitalfields and Banglatown

1.0 Summary

Applicant: **London Metropolitan University**

Name and Address of Premises: **London Metropolitan University
16 Goulston Street
London
E1 7TP**

Licence sought: **Licensing Act 2003
Sale by retail of Alcohol (on & off sales)
Regulated Entertainment**

Objectors: **Licensing Authority
Environmental Protection
Residents**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97)
LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File
Section 182 Guidance
LBTH Licensing Policy

Corinne Holland
020 7364 3986

3.0 **Background**

- 3.1 This is an application for a new Premise Licence for the London Metropolitan University, 16 Goulston Street, London, E1 7TP. This premises falls within the Brick Lane Cumulative Impact Area.
- 3.2 The applicant has described the premises as: *Aldgate campus of London Metropolitan University is the home of the School of Art, Architecture and Design. There will be a mix of events taking place on this campus which encompass but not limited to student events, art shows, exhibitions and commercial events.*
- 3.3 A copy of the application is shown in **Appendix 1** (*the application was resubmitted due to errors in the advertising. When resubmitted lesser hours than the initial application were applied for. Any representations already received were carried over*)
- 3.4 The hours applied for are as follows:

Sale of Alcohol (on sales)

Monday – Thursday 10:00 – 23:00 hours

Friday – Saturday 10:00 – 00:00 hours (midnight)

Sunday 10:00 – 22:00 hours

Regulated Entertainment – (Plays, films, live music) - indoors and outdoors , (performance of dance) - indoors only

Monday – Thursday 08:00 – 23:00 hours

Friday – Saturday 08:00 – 00:00 hours (midnight)

Sunday 08:00 – 22:00 hours

Seasonal variation - Live Music

In Summer outside events in the courtyard – 09:00 – 22:00 hours

Non-standard hours – sale of alcohol / live & recorded music

Friday, Saturday and Sunday preceding a bank holiday, New Years Eve and New Years Day – 24 hours for all licensing activities

Recorded music - Outside courtyard 09:00 – 00:00 hours (midnight) on these days

4.0 **Location and Nature of the premises**

- 4.1 The site plan of the venue is included as **Appendix 2**.
- 4.2 Maps showing the vicinity are included as **Appendix 3**.
- 4.3 Photographs of the premises are included in **Appendix 4**.
- 4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 5**.

5.0 Licensing Policy and Government Advice

- 5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2023.
- 5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.
- 5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in August 2023.
- 5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 Representations

- 6.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing.
- 6.2 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.3 All representations must be "about the likely effect of the grant of the premises licence on the promotion of the licensing objectives." Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.4 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.5 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.6 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 52**
- 6.7 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.

6.8 This hearing is required by the Licensing Act 2003, because relevant representations have been made by the following.

Licensing Authority	Appendix 6
Environmental Protection	Appendix 7
Amtor Ali	Appendix 8
Afruja Begum	Appendix 9
Akmal Hussain	Appendix 10
Ashiqul Islam	Appendix 11
Abdul Karim	Appendix 12
Atikur Khan	Appendix 13
Ashfaque Miah	Appendix 14
Ataur Rahman	Appendix 15
Alex Gordon Shute	Appendix 16
Alan Williams	Appendix 17
Abutorab Islam	Appendix 18
Amina Begum	Appendix 19
Aysha Hussain	Appendix 20
Farjana Chowdhury	Appendix 21
Ferdousi Chowdhury	Appendix 22
Gulam Raju & Jusna Begum	Appendix 23
Husna Bibi	Appendix 24
Kabir Ahmed	Appendix 25
Khanom Begum	Appendix 26
Kumkum Islam	Appendix 27
Musa Chowdhury	Appendix 28
Mijanur Rahman	Appendix 29
Moin Uddin	Appendix 30
Md. Asaduzzaman	Appendix 31
Muhammad Uddin	Appendix 32
Nahian Osmani	Appendix 33
Phoenix Johnson	Appendix 34
Razzak Ahmed	Appendix 35
Roksana Begum	Appendix 36
Rufia Khatun	Appendix 37
Ruhel Miah	Appendix 38
Rayyan Osmani	Appendix 39
Randall Thiel (SPIRE)	Appendix 40
Richard Timpson	Appendix 41
Shafique Ahmed	Appendix 42
Sandy Critchley	Appendix 43
Saidul Hoque	Appendix 44
Shafiqul Islam	Appendix 45
Susan Kay	Appendix 46
Sumi Khanam	Appendix 47
Shaheda Osmani	Appendix 48
Yasmin Begum	Appendix 49
Yameen Karim	Appendix 50

- 6.9 All of the responsible authorities have been consulted about this application. They are as follows:
- The Licensing Authority
 - The Metropolitan Police
 - The LFEPA (the London Fire and Emergency Planning Authority).
 - Planning
 - Health and Safety
 - Noise (Environmental Health)
 - Trading Standards
 - Child Protection
 - Public Health
 - Home office (Immigration Enforcement)
- 6.10 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- 6.11 The objections relate to:
- Crime & Disorder
 - Public nuisance
 - CIA
- 6.12 Essentially, the relevant parties oppose the application because the applicant has not explained how within the context of the application they will meet licensing objective of the prevention of public nuisance and the prevention of crime and disorder.
- 6.13 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.14 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule

1. Unaccompanied under-18s will only be permitted to enter events where the primary activity is NOT the sale of alcohol.
2. Under-16s must be accompanied at all times by an adult or be attending a pre-booked event where adequate responsible supervision is undertaken by the event organizer.
3. Challenge 25 (see police conditions)

8.0 Conditions Agreed/Requested by Responsible Authority

Police – Appendix 51

1. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets 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.*
2. *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 are 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.*
3. *When the designated premise supervisor is not on the premises any or all persons authorised to sell alcohol will be authorised by the designated premises supervisor in writing. This shall be available on request by the Police or any authorised officer.*
4. *An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:*
 - a) *all crimes reported to the venue;*
 - b) *all ejections of patrons;*
 - c) *any complaints received concerning crime and disorder*
 - d) *any incidents of disorder;*
 - e) *all seizures of drugs or offensive weapons;*

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

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

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

6. 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.

7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record must show the outcome of the person who was intoxicated. The record shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

9.0 Licensing Officer Comments

9.1 The Live Music Act removed licensing requirements for the following:

- amplified live music and recorded music between 8am and 11pm before audiences of no more than 500 people on premises authorised to sell alcohol for consumption on the premises;
- unamplified live music between 8am and 11pm in all venues.
- Further exemptions apply see Section 16.5-16.6 of Section 182 Guidance.

9.2 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.3 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.25) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.58)

- ❖ Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.4 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.5 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.6 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.7 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.8 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.9 In **Appendices 52 - 59** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 **Legal Comments**

- 10.1 The Council’s legal officer will give advice at the hearing.

11.0 **Finance Comments**

- 11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	A copy of the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Photographs of the premises
Appendix 5	Other licensed venues in the area
Appendix 6	Representation from Licensing Authority
Appendix 7	Representation from Environmental Protection
Appendix 8 – 50	Resident representations
Appendix 51	Police agreed conditions
Appendix 52	Section 182 Advice by the DCMS- Relevant, vexatious and frivolous representations
Appendix 53	Licensing Officer comments on public nuisance
Appendix 54	S182 advice on public nuisance
Appendix 55	Licensing Officer comments on crime & disorder
Appendix 56	S182 advice on crime & disorder
Appendix 57	CIA Policy
Appendix 58	Licensing Policy relating to hours of trading
Appendix 59	Planning

Appendix 1

Application for a premises licence to be granted under the Licensing Act 2003

Please read the following instructions first

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


You may wish to keep a copy of the completed form for your records.

I/We London Metropolitan University
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description London Metropolitan University 16 Goulston Street			
Post town	London	Postcode	E1 7TP

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

Part 2 - Applicant details

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

a)	an individual or individuals *		please complete section (A)
b)	a person other than an individual *		
	i	as a limited company/limited liability partnership	please complete section (B)
	ii	as a partnership (other than limited liability)	please complete section (B)
	iii	as an unincorporated association or	please complete section (B)
	iv	other (for example a statutory corporation)	please complete section (B)

c)	a recognised club		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment	✓	please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

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

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

(A) individual applicants (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

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Second individual applicant (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth or over		I am 18 years old		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

(B) Other applicants

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

London Metropolitan University
166 – 220 Holloway Road London N7 8DB

Registered number (where applicable) Company Number – 974438
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Company Limited University – Educational Organisation
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	09	2023

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

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>The Aldgate campus of London Metropolitan University is the home of the School of Art, Architecture and Design, the campus comprises of two buildings the main building Goulston Street which includes the Wash Houses and an annex with an internal link between the two, Calcutta House on Old Castle Street.</p> <p>Both buildings are occupied by staff and students.</p> <p>There will be a mix of events taking place on this campus which encompass but not limited to student events, art shows, exhibitions and commercial events.</p>

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

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

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

Provision of regulated entertainment (please read guidance note 2)		Please tick all that apply
a)	plays (if ticking yes, fill in box A)	✓
b)	films (if ticking yes, fill in box B)	✓

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

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	
<u>Supply of alcohol</u> (if ticking yes, fill in box J)	✓

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>
Day	Start	Finish		
Mon	08:00	23:00	<u>Please give further details here</u> (please read guidance note 4) Amplified sound for performances. All performances will be under 500	
Tue	08:00	23:00		
Wed	08:00	23:00	Plays are performed mainly by the University Performing Arts students as well as part of our cultural event programme and as such will have tickets available to the public and invited external guests <u>State any seasonal variations for performing plays</u> (please read guidance note 5) Outside performances in the summer, weather permitting.	
Thur	08:00	23:00		
Fri	08:00	00:00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6) None	
Sat	08:00	00:00		
Sun	08:00	22:00		

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors <input type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Amplified sound for films, both independent and mainstream. Films would be shown as part of a scheduled film event (to support the University Media courses or the Student Film society) or as background entertainment during themed and cultural events. Some events will be open to the public or invited external guests. The spaces will be hired out commercially for corporate film screenings.			
Mon	08:00	23:00				
Tue	08:00	23:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5) Outside Courtyard space (09:00 – 23:00)			
Wed	08:00	23:00				
Thur	08:00	23:00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Fri	08:00	00:00				
Sat	08:00	00:00				
Sun	08:00	22:00				

C

Indoor sporting events Standard days and timings (please read guidance note 7)	<u>Please give further details</u> (please read guidance note 4)
--	---

Day	Start	Finish
Mon		
Tue		
Wed		
Thur		
Fri		
Sat		
Sun		

State any seasonal variations for indoor sporting events (please read guidance note 5)

Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5) No		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	✓
Day	Start	Finish			
Mon	08:00	23:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	08:00	23:00	Live music performances which will be amplified both inside and outside all performances will be less than 500.		
Wed	08:00	23:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	08:00	23:00	Summer only for outdoor events in the Courtyard earlier closing time due to local residents (09:00 – 22:00) New Years Eve - 24 hours New Years Day - 24 Hours Friday, Saturday and Sunday preceding a Bank Holiday - 24 Hours		
Fri	08:00	00:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	08:00	00:00			
Sun	08:00	22:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	08:00	23:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	08:00	23:00			
Wed	08:00	23:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	08:00	23:00			
Fri	08:00	00:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	08:00	00:00	<ul style="list-style-type: none"> o New Years Eve - 24 hours o New Years Day - 24 Hours o Friday, Saturday and Sunday preceding a Bank Holiday - 24 Hours o (Outside Courtyard 09:00 - 00:00) 		
Sun	08:00	22:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish			
Mon	08:00	23:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	08:00	23:00	To support the University Performing Arts students performances as well as those that form part of our cultural event programme		
Wed	08:00	23:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur	08:00	23:00			
Fri	08:00	00:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	08:00	00:00			
Sun	08:00	22:00			

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10:00	23:00			
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00			
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	22:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
			Except on: Friday, Saturday and Sunday preceding a Bank Holiday, New Year's Eve and New Years Dar for 24 hours for all licensing activities.		

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

Name	Daniel Caleb
Date of birth	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	[REDACTED]

Issuing licensing authority (if known)

[REDACTED]

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M

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

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

The licence will be displayed in our catering areas and also at both receptions to the premises.

b) The prevention of crime and disorder

The primary reason for applying for this licence is for the University to hold private, corporate events, to promote the work of the University and the Students. We will also hold events for current students which will be managed through the University events team, taking into account the Universities safe guarding policy.

As a management policy, during the week attendance at events are primarily students and staff of the University and their bona fide guests. University supplied identification can be requested at any time and all ID cards can be traced through a central database system.

The University has strict disciplinary measures to deal with inappropriate behaviour in the venue. At any event that is open to the wider general public, we will promote the event or deal with reputable promoters and community groups to reduce the likelihood of crime.

At each event where security staff are required, we will use SIA licensed door security staff who will monitor all areas within the venue.

London Metropolitan University operates a zero tolerance policy towards the use of drugs, all staff are trained in the implementation of the policy and notices are displayed around the venue.

c) Public safety

London Metropolitan University, is committed to ensuring that its students, staff and visitors can enjoy our events in a safe environment. We have and will continue to work with all relevant authorities to ensure continued focus is given to the safety of our clientele.

Events taking place are all risk assessed and staff are fire trained in fire safety procedures.

The University has a Health & Safety department who undertake risk assessments of the spaces and events. Advise on the implementation of Health and Safety management systems and procedures. Principal accountabilities include:

1. Producing the full range of health, safety and environmental policies and procedures in compliance with current legislation and guidance
2. Prepare and present health, safety and environmental training courses for all levels of university staff.
3. Audit all University sites in a proactive manner to ensure implementation of all health and safety policies.
4. To give advice and specific requirements related to health and safety
5. Managing a disabled access audit of the University and subsequent action plan of remedial works.

d) The prevention of public nuisance

London Metropolitan University is sensitive to the needs and expectations of residents and businesses in the vicinity. We are committed to minimising any disturbance associated with our premises and will work with the local authority to prevent public nuisance by promoting effective management and operation of our venue.

e) The protection of children from harm

Events taking place will ordinarily have controlled access to over 18s only. However community, cultural and family based events take place, where those under 18 would be encouraged to participate. In order to ensure that children are not exposed to inappropriate influences, the management will ensure the following:

1. Unaccompanied under-18s will only be permitted to enter events where the primary activity is **NOT** the sale of alcohol.
2. Under-16s must be accompanied at all times by an adult or be attending a pre-booked event where adequate responsible supervision is undertaken by the event organizer.

Where an event is to be held and under-18s are to be admitted, we will ensure adequate numbers of adult staff are available to ensure the safety and well being of the admitted children during an emergency. This ratio will be agreed upon after consulting with the Council's Children and Families Service.

If an event takes place where alcohol sales take place then we will operate under the challenge 25 process.

Staff Security Checks

In order that children are not put at risk from dealing with our staff, the following measures will be made:

1. All operational management will be put forward for the qualification and application process to enable them to hold a Personal Licence and will complete the necessary Criminal Records Bureau / Police checks.
2. All door security staff will hold an SIA Licence and will complete the necessary Criminal Records Bureau / Police checks.

Checklist:

Please tick to indicate agreement


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

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under Section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum and Nationality Act 2006 and pursuant to Section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	 Eugene McCrossan (May 12, 2023 13:34 GMT+1)
Date	May 12, 2023
Capacity	Chief Operating Officer

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

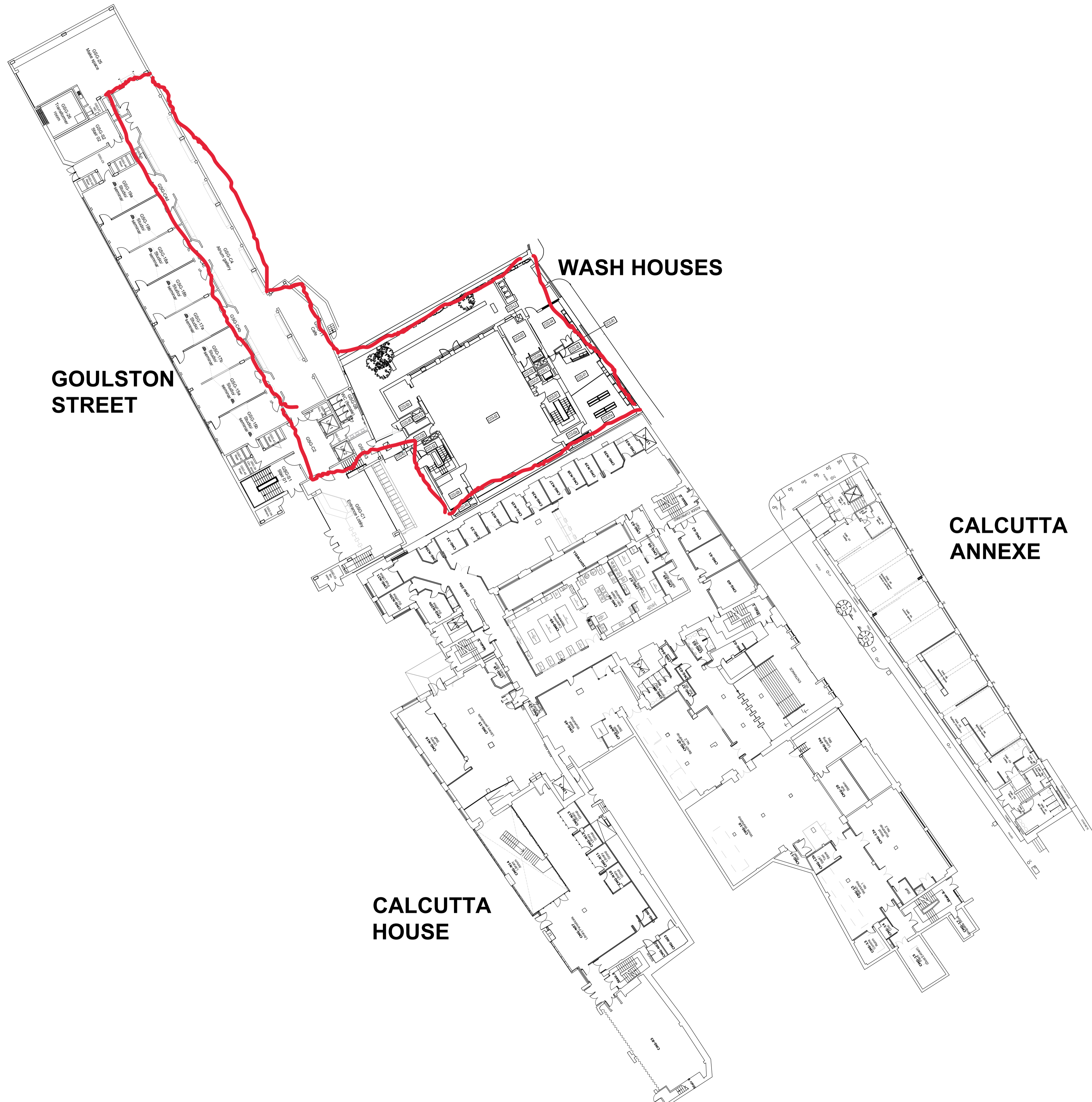
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Appendix 2

GROUND FLOOR

Notes
 This drawing and the information contained therein are subject to the London Metropolitan University copyright. It is forbidden to reproduce this drawing in part or in whole without the written permission of a nominated representative of the University. All dimensions to be verified on site prior to commencement of any works. Any discrepancies to be notified in writing to London Metropolitan University. DO NOT scale from this drawing.



Revision	Description	Date
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Estates Department
 Tower Complex
 160-220 Holloway Road
 London
 N7 8DB

Tel: [Redacted]
 Fax: [Redacted]
 www.londonmet.ac.uk

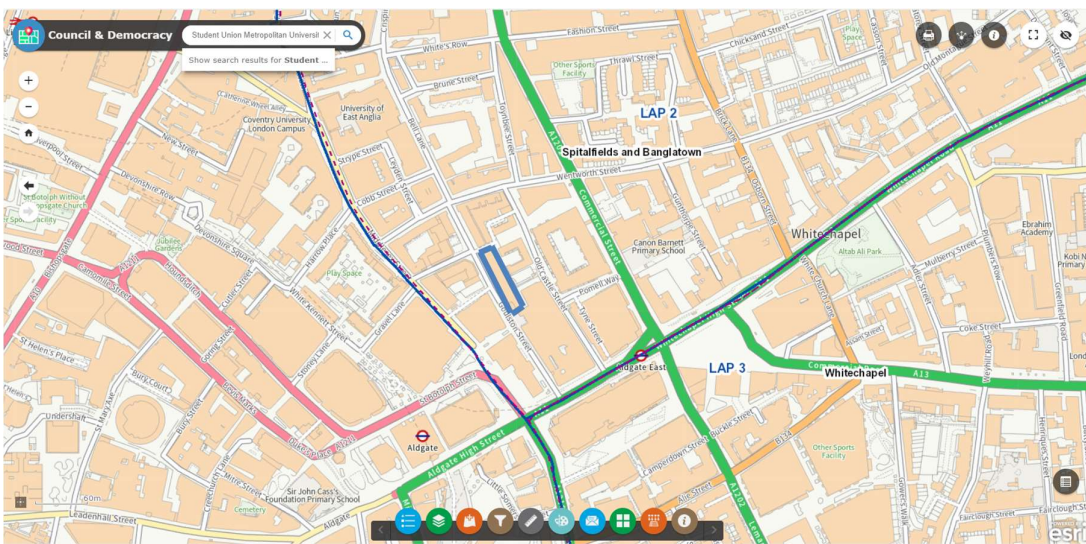
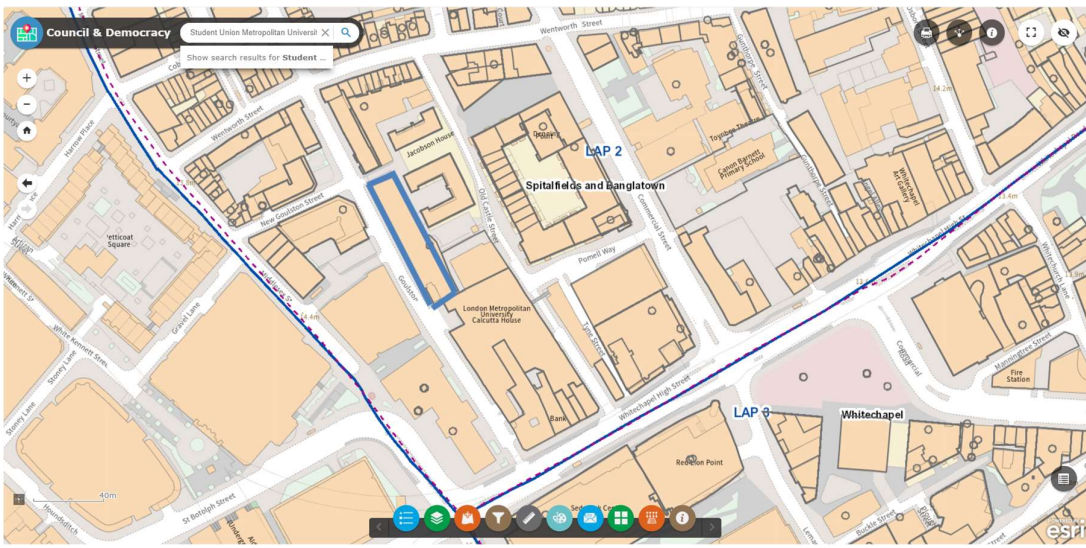
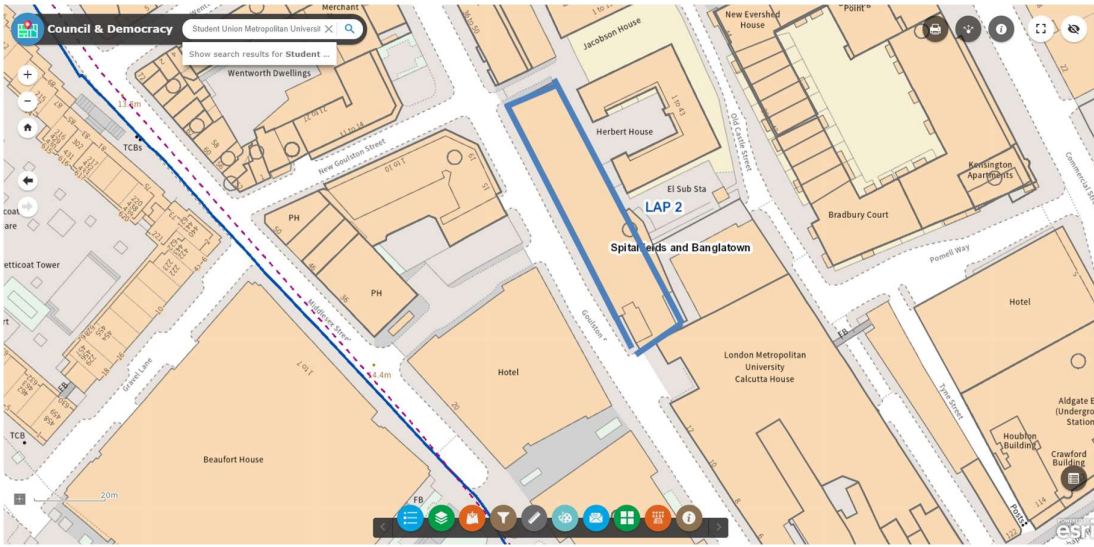
Project

Title
 CITY CAMPUS - CALCUTTA HOUSE
 LOCATION PLAN
 EXISTING SITE PLAN

Drawn by MA	Checked	File CCAM
Drawing Number CCAM/G/A/0001	Revision	Scale NTS @ A1
		Date 18/10/2019

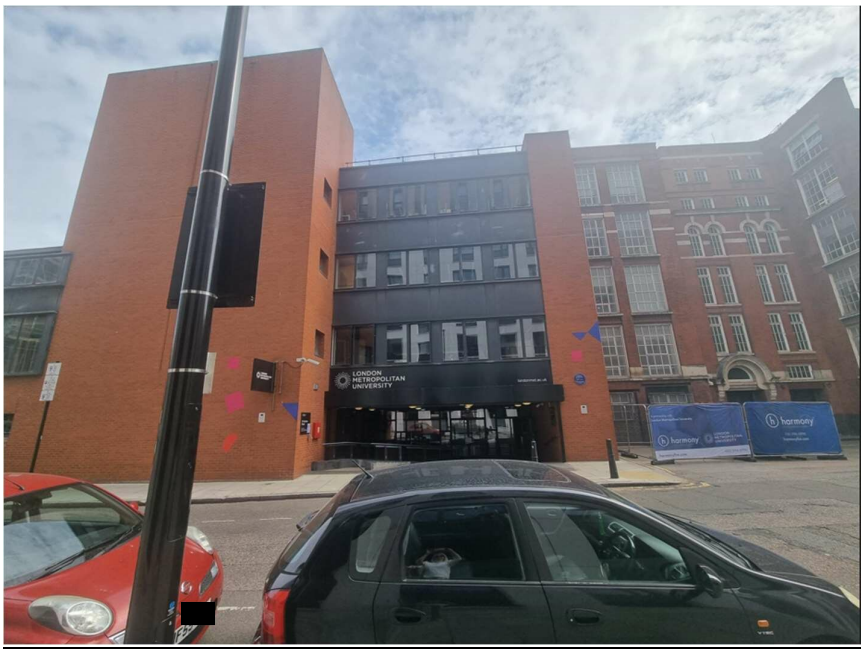
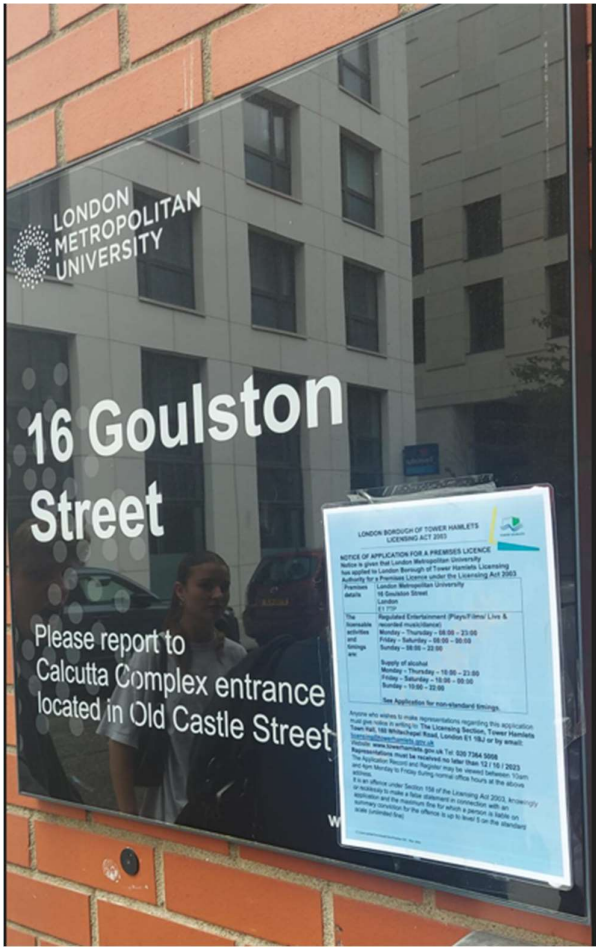
Appendix 3

Maps – 16 Goulston Street



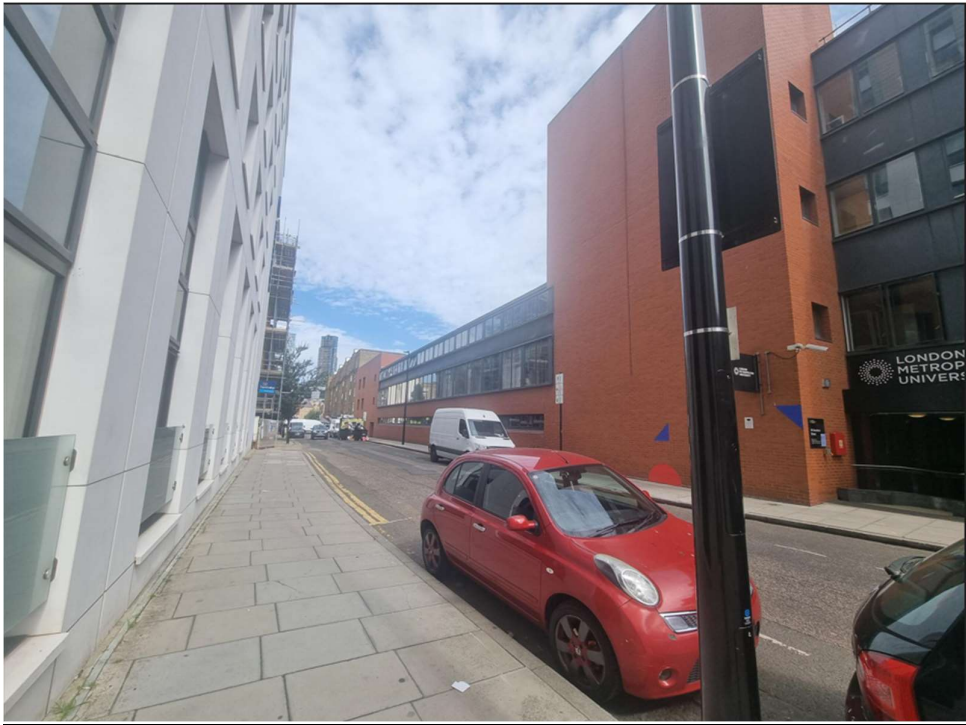
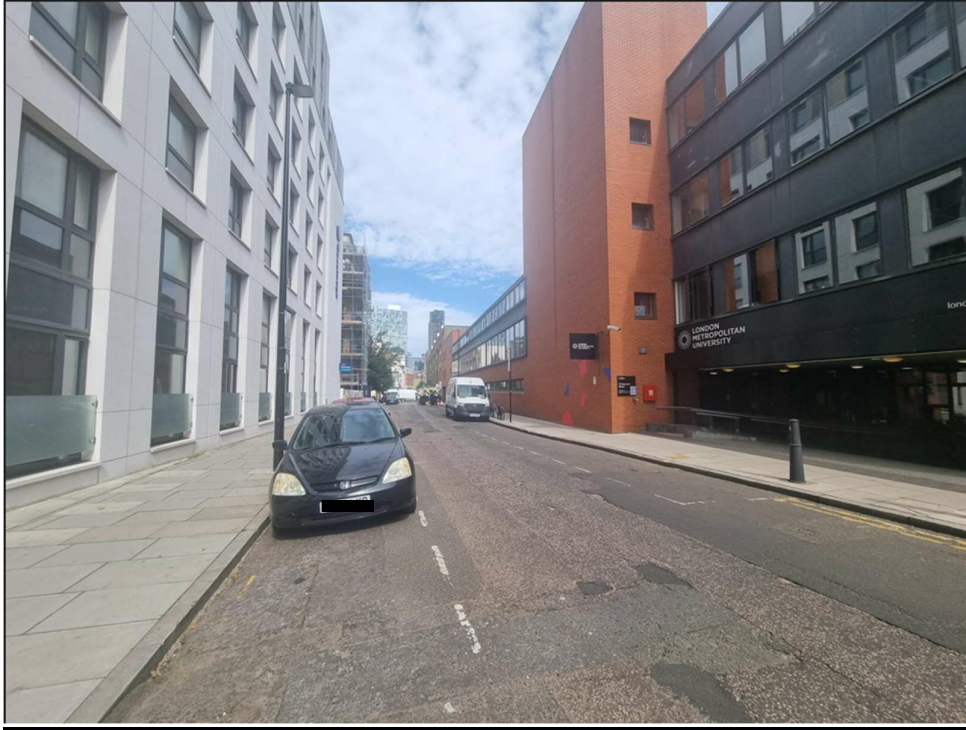
Appendix 4

Photos – 16 Goulston Street











Appendix 5

ADDRESS	LICENSABLE ACTIVITIES	OPENING HOURS
Satay Street 15 Goulston Street	<u>Sale of Alcohol (on sales)</u> Monday to Sunday from 11:00 hours to 22:30 hours	Monday to Sunday from 11:00 hours to 23:00 hours
HappyDays) 44 Goulston Street	<u>The sale by retail of alcohol (on sales) and Regulated Entertainment</u> Monday to Sunday 11 00 hrs to 23 00 hrs	Monday to Sunday 11 00 hrs to 23 00 hrs
(Aldgate Food & Wine) 122 Whitechapel High Street	<u>Sale of alcohol (off sales)</u> Monday to Sunday from 07:30 hrs to 23:00 hrs	Monday to Sunday from 07:30 hrs to 23:00 hrs
(Travelodge Hotels Ltd) 6 – 13 Chamber Street	<u>Alcohol (on & off sales), Films</u> <ul style="list-style-type: none"> • Monday to Sunday, 00:00 hrs to 24:00 hrs (24 hours) <u>Late Night Refreshment</u> <ul style="list-style-type: none"> • Monday to Sunday, 23:00 hrs to 05:00hrs <u>Regulated Entertainment (Live Music)</u> Live music within the Reception Area, Chamber Bar and Chamber Restaurant. <ul style="list-style-type: none"> • Monday to Sunday, 18:00 hrs to 23:00 hrs <u>Recorded Music</u> Recorded music will be played throughout the hotel licensed areas and available in the hotel bedrooms for residents at any time. <ul style="list-style-type: none"> • Monday to Sunday, 00:00 hrs to 24:00 hrs 	<ul style="list-style-type: none"> • Monday to Sunday, 00:00 hrs to 24:00 hrs (24 hours)

	<ul style="list-style-type: none"> • Non-residential guests will be permitted access from 07:30hrs to 00:30 hrs <p>Note: However, 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 11am on New Years Day.</p>	
<p>(Travelodge London City) 20 Middlesex Street</p>	<p><u>The sale by retail of alcohol (on & off sales – room only)</u> Monday to Sunday 00:00 hours to 24:00 hours (24 hours per day)</p> <p>Alcohol sales restricted to hotel residents and bona fide guests of hotel residents between 23:00 hours to 10:00 hours (the following day)</p> <p><u>The provision of late night refreshment</u> Monday to Sunday 23:00 hours – 05:00 hours</p>	<p>24 hours per day</p>

Appendix 6

Sent to:

Communities Directorate
Public Realm

Licensing Authority: [REDACTED]
Applicant: [REDACTED]

Licensing & Safety Team
Licensing and Safety Team
Environmental Health and Trading
Standards
4th Floor Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ

11th October 2023

Email: licensing@towerhamlets.gov.uk

My reference: P/EHTS/LIC/162720/LMI

www.towerhamlets.gov.uk

Dear Licensing Authority,

Licensing Act 2003
New premise licence London Metropolitan University
16 Goulston Street E1 7TP

The Licensing Authority (acting a Responsible Authority) is making a representation against the above application.

Special Cumulative Impact Policy for the Brick Lane

This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impacts with one or more of the licensing objectives.

The Council reviewed the Special Cumulative Impact Policy in 2021 and, following consultation, decided it was still of the opinion that the concentration of licensed premises within Brick Lane area was having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance.

The Licensing Authority is of the view that the number, type and density of premises selling/supplying alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane is having a cumulative impact on the licensing objectives. Therefore, it is likely that granting further licences would be inconsistent with the authority's duty to promote the licensing objectives. Thus, it has declared a cumulative impact assessment within these areas.

This Policy will be strictly applied and where relevant representations are received and it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane CIA if they wish to rebut this presumption.

against applications (Councillors, Members of the Public) within the CIA zones the application will be refused.

Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.

This special policy is not absolute and the Licensing Authority recognises that it has to balance the needs of businesses with local residents. The circumstances of each application will be considered on its merits and the Licensing Authority shall grant applications, when representations are not received. The applicant should demonstrate that the operation of the premises will not add to the cumulative impact on one or more of the following licensing objectives:

- Prevention of Crime and Disorder;
- Prevention of Public Nuisance.

Therefore, applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule.

Possible exceptions to the Brick Lane and Bethnal Green Cumulative Impact Assessments

- Applications for licences for small premises with a capacity of fifty persons or less who only intend to operate within framework hours, and that;
 - Only have consumption of food (late night refreshment) and drink (alcohol) on the premises only,
 - Only provide Off sales of food (late night refreshment) and drink (alcohol) for delivery (i.e. not for take away), and,
 - Have arrangements to prevent vertical drinking, for example fully seated venues;
- Applications for licences that are not alcohol led (e.g. Hairdressers wanting to provide alcohol to clients during their hair cut/treatments),
- Applications for licences where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same CIA Area.

Licensing Authority will **not** consider the following as possible exceptions:

- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

Licensable activities and times

The Licensing Authority has had regard to the Guidance to the Act when determining this policy. The end times set out in the policy are not (and should not be regarded as) the 'usual' or 'normal' terminal hour for licensable activities in the Borough. Instead, the 'framework hours' serve to identify cases where the Licensing Authority will pay particular regard to the likely effect on the local neighbourhood of carrying out the proposed licensable activity during the hours applied for. Applications for hours up to the end of the Framework Hours will not automatically be granted. This policy will be applied

only where relevant representations are made. Each case will be considered on its merits.

- Sunday – 06:00 hours to 22:30 hours
- Monday to Thursday – 06:00 hours to 23:30 hours
- Friday and Saturday – 06:00 hours to 00:00 hours (midnight)

Applications in respect of premises licences and club premises certificates to authorise licensable activities outside the framework hours, and in respect of which relevant representations are made, will be decided on their own merits and with particular regard to the following.

- a) The location of the premises and the general character of the area in which the premises are situated. (i.e. does the area include residential or business premises likely to be adversely affected).
- b) The proposed hours during which licensable activities will be take place and the proposed hours during which customers will be permitted to remain on the premises.
- c) The adequacy of the applicant’s proposals to address the issues of the prevention of crime and disorder and the prevention of public nuisance.
- d) Where the premises have been previously licensed, the past operation of the premises.
- e) Whether customers have access to public transport when arriving at or leaving the premises at night time and in the early hours of the morning.
- f) The proximity of the premises to other licensed premises in the vicinity and the hours of those other premises.

The Home Office guidance

under Section 182 of the Licensing Act2003 (8.42) says:

“Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:

- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
- any risk posed to the local area by the applicants’ proposed licensable activities; and
- any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.”

Application:

The applicant has described the application as being for a mix of events taking place on the campus which encompass but not limited to student events, art shows, exhibitions and commercial events.

The applicant has applied for:

Regulated entertainment:

- **Plays** (inside and outdoors)
Monday to Thursday from 08:00 hours to 23:00 hours
Friday to Saturday from 08:00 hours to 00:00 hours
Sunday from 08:00 hours to 22:00 hours

(Amplified sounds outside during the summer)

- **Films** (inside and outdoors)
Monday to Thursday from 08:00 hours to 23:00 hours
Friday to Saturday from 08:00 hours to 00:00 hours
Sunday from 08:00 hours to 22:00 hours

(Amplified sounds used outside in the courtyard area (Summer) 09:00- 23:00 hours)

- **Live and recorded music** (inside and outdoors)
Monday to Thursday from 08:00 hours to 23:00 hours
Friday to Saturday from 08:00 hours to 00:00 hours
Sunday from 08:00 hours to 22:00 hours

(Amplified sounds used outside in the courtyard area 09:00- 00:00 hours)

- **Nonstandard timing**
New Year's Eve, New Year's Day for 24hrs for all licensing activities
- **Performances of dance** (inside)
Monday to Thursday from 08:00 hours to 23:00 hours
Friday to Saturday from 08:00 hours to 00:00 hours
Sunday from 08:00 hours to 22:00 hours
- **Sales of Alcohol** (on sales only)
Monday to Thursday from 10:00 hours to 23:00 hours
Friday to Saturday from 10:00 hours to 00:00 hours
Sunday from 10:00 hours to 22:00 hours

- **Nonstandard timing**

Except on:

Friday – Sunday preceding a Bank Holiday

New Year's Eve, New Year's Day for 24hrs for all licensing activities

The applicant has not acknowledged that the premises falls within a CIA. There is insufficient information on how they intend to uphold the licensing objectives in regards to public nuisance within the CIA. The applicant has not demonstrated how the premises will not have a negative effect on the already saturated area.

The outdoor area during summer months, being used for amplified activities until as late as 00:00 hours, is likely to impact on the local residents and other businesses within close proximity by causing a noise nuisance and therefore this Responsible Authority has great concerns as to how this will be managed effectively.

On a balance of probability, this Authority is concerned by the addition of this premises selling alcohol within the CIA, potentially adding to the existing anti-social issues in the area. The addition of alcohol could cause customers to be in high spirits when leaving the premises and therefore potentially undermining the licensing objectives.

If the applicant is unable to prove to the Licensing Sub-Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not undermine the licensing objectives; then the application should be rejected. However, if the Sub-Committee is minded to grant a licence, then I would ask that the following conditions be attached:

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets 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.
2. 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 are 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.
3. An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
 - a) all crimes reported to the venue;
 - b) all ejections of patrons;
 - c) any complaints received concerning crime and disorder;
 - d) any incidents of disorder;
 - e) all seizures of drugs or offensive weapons;
 - f) any faults in the CCTV system;
 - g) any refusal of the sale of alcohol;
 - h) any visit by a relevant authority or emergency service.

4. A Challenge 21 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.
5. Appropriate communication will be maintained with students and guests, reminding them to leave the premises quietly and notices to that effect will be displayed in the exit areas.
6. Where the premises are open for licensable activities on any day after 20:00 hours, from 21:00 hours, SIA Door Supervisors shall be employed, on the basis of a risk assessment, at the premises until 30 mins after close. Further when engaged, all SIA licensed door supervisors will:
 - a) wear their SIA badges;
 - b) be equipped with closed circuit radios;
and
 - c) when stationed outside the premises, wear high visibility jackets or vests.
 - d) ask customers not to stand around talking in the street outside the premises and ask customers to leave quickly and quietly.
 - e) will check the toilets every 30 mins and these checks are to be documented, this condition is of nil effect if the toilets are staffed by a toilet attendant.
 - f) Sign in in a register at the start of their shift and sign out at the end of their shift. In this log they will, confirm their full name, date of Birth, SIA registration number, and Contact details (phone number and email address).
 - g) remain on duty for half an hour after the close the venue to ensure all patrons are dispersed from the area.
 - h) monitor any patrons who are in a designated smoking area.
 - i) will have control of clickers ensuring that the venue is not over capacity at any time. Smokers must be included in the clicker count.
7. When SIA are employed at the premises the licence holder will:
 - a) keep a photographic copy of each SIA door supervisor's badge, this will be produced upon request to the Metropolitan Police.
 - b) Employ a minimum of one (1) female SIA door supervisor, where possible; where this is not possible the licence holder will confirm the reasons in an incident report.
8. There shall be always at least one personal licence holder on duty on the premises from 20:00 hours until close when the premises are authorised to sell alcohol.
9. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

10. Notices shall be prominently displayed:

- a) at the main exit and the events exit requesting patrons to respect the needs of residents and leave the area quietly.
- b) in the bar area stating that the premises has a zero tolerance towards drugs and weapons.
- c) in the bar area warning of potential criminal activity such as theft that may target customers.
- d) in the bar area advising customers that the premises operates a Challenge 21 proof of age scheme.

11. The premises licence holder will ensure that all bar staff are trained commensurate with their roles at the premises including:

- a) The Licensing Act 2003, responsibilities in supporting the four key objectives.
- b) Crime Scene Preservations
- c) Welfare and Vulnerability Engagement (WAVE) training

12. The premises licence holder will ensure that records of staff training are kept and, subject to the Data Protection act 2018, made available to Responsible Authority Officers on request.

13. The premises licence holder will ensure that refresher training is provided every 6 months.

14. Deliveries of materials necessary for the operation of the bar business shall be carried out at such time or in such a manner as to prevent nuisance and disturbance to nearby residents.

15. The premises licence holder will devise and maintain the following policies:

a) Dispersal

This policy will include but not limited to:

- i. How patrons leaving the premises will be directed away from the premises;
- ii. How patrons will be informed of the services of taxi and private hire operators;
- iii. What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;
- iv. Any 'wind' down periods;
- v. Methods to prevent re-entry to the premises;
- vi. How bottles and glasses will be prevented from being removed from the premises.

b) Security

This policy will include but not limited to:

Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);

Staff training regarding identification of suspicious activity and what action to take;

c) Drugs, this will be a zero-tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances Including but not limited to:

- i. Dealing with patrons suspected of using drugs on the premises;
 - ii. Scrutiny of spaces including toilets or outside areas;
 - iii. The handling of items suspected to be illegal drugs or psychoactive substances.
 - iv. Steps taken to discourage and disrupt drug use on the premises
 - v. Steps to be taken to inform patrons of the premises drug policy/practice.
16. When the premises is open past 22:00 they shall operate a last admittance policy for patrons whereby the last patron shall be admitted to the premises 60 minutes before closing time.
17. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
18. In any area where regulated entertainment is provided, all windows and external doors shall be kept closed at any time when regulated entertainment takes place, except for the immediate access & egress of persons.
19. The external areas including the courtyard shall not be used after 21:30 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g., to smoke, and shall be limited to 20 persons at any one time from 21:30 until close.”
20. 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.

Yours faithfully

[Redacted signature]

Lavine Miller-Johnson
Licensing Officer

[Redacted contact information]

Appendix 7

Corinne Holland

From: Tim Hung
Sent: 11 October 2023 16:32
To: Licensing
Subject: New Premises Licence Application London Metropolitan University - 16 Goulston Street London E1 7TP - MA 162720

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing,

Hope you are well

2. I have considered the premises license application for – London Metropolitan University 16 Goulston Street, London, E2 9BU or and the potential impact of public nuisance and measures to prevent noise generated from within the premises which could cause disturbance to people in the vicinity. Consideration also has to be given to the fact that the premises is within Brick Lane Cumulative Impact Zone.

3. There is insufficient information in the operating schedule of the licence application to show how the applicant will promote the licensing objective for the prevention of public nuisance. The section d in page 19 under public nuisance stated “ *London Metropolitan University is sensitive to the needs and expectations of residents and businesses in the vicinity. We are committed to minimising any disturbance associated with our premises and will work with the local authority to prevent public nuisance by promoting effective management and operation of our venue.* ” These statements are general and not sufficient for considering the impact on public nuisance from the premises, which is so close to residential properties opposite to the premises.

Noise Sensitive premises: in close proximity to residential flats.

4. In conclusion, Environmental Protection does not support the application for the following reasons:

- The applicant has not provided sufficient information to show how they will promote the licensing objective for the prevention of public nuisance.
- The premises is located in Brick Lane Cumulative Impact Zone.
- There is great likelihood of disturbance to residential premises.

5. If the committee are minded granting this application, I would ask the follow conditions: -

- No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
- Notices shall be prominently displayed at all exits requesting users to respect the needs of local residents and businesses and leave the area quietly. And no loitering of users outside the premises .

Thanks and best regards,

Name: Tim Hung

Position: Environmental Protection Officer
Noise Team
Communities Directorate
Environmental Health and Trading Standards
4 th Floor Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ

Tel: [REDACTED]

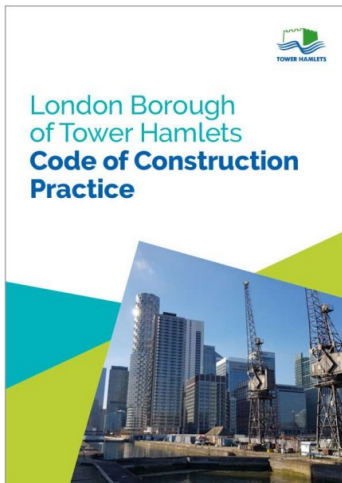
www.towerhamlets.gov.uk

For administrative reasons and to help us manage our cases more effectively, please direct future emails to our enquiries email address environmental.protecton@towerhamlets.gov.uk

That way, they are logged automatically and we can pick up from within the system. When they come into our Inboxes, our responses are delayed due to other internal email traffic.

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Construction Code of Practice 2023

- Development with Planning Permission granted and subject to Planning Conditions issued prior to the adoption of the new Code will continue to operate under the conditions for working hours of **Code of Construction Practice 2006**.

Permitted to work Saturdays without s61 Agreement (8am to 1pm only)

- Development granted Planning Approval **after the 26th April 2023** and subject to Planning Approval required to adhere to working hours as set out above and in the **Code of Construction Practice 2023**. s61 Agreement required for works on Saturdays, Sundays, Bank Holidays, or Public Holidays
- Developments seeking amendments to Planning Approvals issued prior to 26th April 2023 Working Hours imposed if relevant to the details being amended.
- For more information, please click on the cover page of the Code of Construction Practice 2023

To apply for all Control of Pollution Act 1974 Section 61 consents, dispensations and variations please apply [here](#).

Appendix 8

Corinne Holland

From: Maruf Ahmad <[REDACTED]>
Sent: 22 August 2023 22:28
To: Licensing
Subject: Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

Categories: Purple Category

Dear Licensing team,

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Amtor Ali

Address: [REDACTED]

Appendix 9

Corinne Holland

From: Akmal Hussain <[REDACTED]>
Sent: 22 August 2023 23:28
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: afruja begum

Address: [REDACTED]

Appendix 10

Corinne Holland

From: Akmal Hussain [REDACTED] >
Sent: 22 August 2023 23:18
To: Licensin
Cc: [REDACTED]
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: akmal hussain

Address: [REDACTED]

Appendix 11

Corinne Holland

From: MD Ashiqul Islam <[REDACTED]>
Sent: 25 August 2023 14:45
To: Licensing
Subject: Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Many thanks

MD Ashiqul islam
[REDACTED]

Appendix 12

Kathy Driver

From: akarim [REDACTED]
Sent: 19 August 2023 21:36
To: Licensing
Subject: Complain of premises license

This is a complaint regarding your premises licence of 16 Goulston Street. The success of this premises licence would enable a higher rate of nuisance for the local residents of this area as it would allow people to harass, create unwanted noise and create anti-social behaviour.

This same premises licence was granted some time ago on the corner of Old Castle Street which had a profound disturbance to the residents of the local area. Loud music, late night raves and anti-social behaviour took place and it affected the local residents mentally through after hours excessive noise such as shouting and screaming.

On behalf of the residents of Herbert and Jacobson House, we would like you to reconsider the proposal of a premises licence and reject this application on the fact that it would cause more harm than good for the residents of the local area. There are a lot of elderly people living here as well as a number of children here alongside night-shift workers who all will be negatively impacted if this proposal goes through.

Yours sincerely, the Family of Abdul Karim residing on [REDACTED]

Appendix 13

Corinne Holland

From: Atikur Khan <[REDACTED]>
Sent: 24 August 2023 19:41
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL

Categories: Purple Category

Dear Licensing team

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Atikur Rahman Khan

Address: [REDACTED]

Appendix 14

Corinne Holland

From: ashfaque miah [REDACTED]
Sent: 23 August 2023 00:16
To: Licensing
Subject: Ref no. CLC/EHTS/LIC/161597

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing in regards to the premises application above. I am writing to object this proposal. Our local area is already overloaded with establishments the provide and sell alcohol. We have seen in the past that by having these businesses so close to the local community leads to vandalism in the area such as vomiting and urinating at the gates near the flats.

There is already a pub at the end of the road and the local residents are already disturbed from loud noise and anti-social behaviours at all hours of the day and late night.

We would like a community where the residents and especially children are able to feel comfortable and safe. Granting this application will only increase noise disturbance and issues of drunken and antisocial behaviour, littering and potential crime.

I would urge that the committee refuse this application.

Kind Regards

Ashfaque Miah

[REDACTED]

Appendix 15

Corinne Holland

From: ataur rahman <[REDACTED]>
Sent: 24 August 2023 19:56
To: Licensing
Subject: Fwd:

Categories: Purple Category

Sent from my iPhone

>
> Dear Licencing team
>
> Re: London Metropolitan University, 16 Goulston Street, London E1 7TL
> Reference: CLC/EHTS/LIC/161597
> I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.
>
> Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.
>
> Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.
>
>
>
> I would urge that the committee refuse this application.
>
>
>
> Thank you
>
>
>
> Name: ATAUR RAHMAN
>
> Address: [REDACTED]
>
>
> Sent from my iPhone

Appendix 16

Corinne Holland

From: Alex Gordon Shute <[REDACTED]>
Sent: 08 September 2023 10:30
To: Licensing
Subject: Licensing application: London Metropolitan University, 16 Goulston Street and Old Castle St

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing Team

I write to object to the licensing application submitted by London Metropolitan University for 16 Goulston St and Old Castle St.

My reasons for objection are:

1. The site is located within the CIZ of the Spitalfields & Banglatown Ward. The principle of the CIZ is to acknowledge the saturation of licensed premises for the ward and operate a 'one in, one out' basis. The scale of the licence which London Metropolitan University have applied for (a venue for 500 people) should mean quite a number of licensed premises elsewhere in the ward ceasing to operate. As this isn't what's planned, this new licence should not be granted. The saturation from this scale would overwhelm the area.
2. The application is for 'indoor and outdoor' live music and plays. This style of event causes the maximum disruption and noise disturbance to local residents (including students not attending the event and trying to sleep). The outdoor element is particularly harmful to locals.
3. The timing of the licence makes it horribly disruptive to residents and others. Alcohol from 11am until 2am and music until 10pm or 11pm creates huge noise disturbance and likely ASB issues. The demographic of those attending the events is a demographic particularly inclined towards excessive drinking and drug taking, and then ASB which results from being so out of control. It could not be worse for local residents.
4. The area around Goulston St and Old Castle St is one of the areas within Tower Hamlets where there is ongoing development of high value commercial real estate in the borough – a real financial and development 'win' for Tower Hamlets. To have (likely) drunk and drug-high students and members of the public causing ASB through the early hours of morning, and then leaving a trail of ASB issues after them for office workers to encounter on their way into work, will do the Borough no good, and may depress land values and the attractiveness for office tenants such as BT, whose headquarters are 100 yards from this site.
5. This area is already an ASB hotspot for the Ward. It is on the Neighbourhood Policing's 'top 3 list' of priority areas because of its historic problems and the ongoing issues and difficulties for residents from ASB and drug dealing. This licence for alcohol and live events would make that problem significantly worse.

I entreat the Licensing Committee to reject the application.

Best wishes

Alex Gordon Shute
[REDACTED]

Appendix 17

Corinne Holland

From: Alan Williams <[REDACTED]>
Sent: 08 September 2023 11:24
To: Licensing
Subject: Licensing application: London Metropolitan University, 16 Goulston Street and Old Castle St

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing Team

The London Metropolitan University has submitted a licensing application for 16 Goulston Street and Old Castle Street.

I would like to object to the application; my reasons are:

The site is in an area that is already an ASB hotspot; and is on the Neighbourhood Policing's 'top 3 list' of priority areas because of its historic problems. The grant of this application would in my view exacerbate the ongoing issues and difficulties for residents from ASB and drug dealing.

The site is located within Spitalfields & Banglatown's CIZ. The principle of the CIZ is to take account of the saturation of licensed premises for the ward and operate a 'one in, one out' basis. The scale of the licence applied for (a venue for 500 people) should mean quite a number of licensed premises elsewhere in the ward ceasing to operate. This is not what is proposed; so as saturation of this scale is likely to overwhelm the area, I suggest that the application should be rejected.

I notice that the application is for both indoor and outdoor live music and plays. The outdoor element would be particularly harmful to residents. It causes the maximum disruption and noise disturbance to locals (including students not attending the event and trying to sleep).

The total of hours requested in the application is likely to be very disruptive to locals. Alcohol from 11am until 2am and music until 10pm or 11pm creates noise disturbance on a large scale; and ASB issues are likely to follow. People attending this kind of event come from a demographic attracted towards excessive drinking and drug taking, and ASB is the result.

The area around Goulston and Old Castle Streets is one of the areas within Tower Hamlets where there is ongoing development of high value commercial real estate in the borough - a real financial and development 'win' for Tower Hamlets. It will do the Borough no good to have a nearby source of ASB into the early hours of morning, the results of which office workers will encounter on their way into work.

My conclusion is that this application should be rejected on its current proposed terms and I urge the Licensing Committee to reject it.

Please would you redact my address from any electronic publication of this letter. Many thanks.

Alan Williams
[REDACTED]

Appendix 18

Corinne Holland

From: Abutorab <[REDACTED]>
Sent: 25 August 2023 14:52
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Abutorab Islam
[REDACTED]

Appendix 19

Corinne Holland

From: amina begum <[REDACTED]>
Sent: 23 August 2023 00:34
To: Licensing
Subject: Ref: CLC/EHTS/LIC/161597

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing in regards to the premises application above. I am writing to object this proposal. Our local area is already overloaded with establishments that provide and sell alcohol. We have seen in the past that by having these businesses so close to the local community leads to vandalism in the area such as vomiting and urinating at the gates near the flats.

There is already a pub at the end of the road and the local residents are already disturbed from loud noise and anti-social behaviours at all hours of the day and late at night.

We would like a community where the residents and especially children are able to feel comfortable and safe. Granting this application will only increase noise disturbance and issues of drunken and antisocial behaviour, littering and potential crime.

I would urge that the committee refuse this application.

Kind Regards

Amina Begum



Sent from [Outlook for Android](#)

Appendix 20

Corinne Holland

From: Aysha Hussain <[REDACTED]>
Sent: 23 August 2023 12:28
To: Licensing
Subject: Objecting premises

Categories: Purple Category

Ref no. CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Aysha Hussain

[REDACTED]
[REDACTED] et
[REDACTED]

Appendix 21

Corinne Holland

From: Farjana Chowdhury <[REDACTED]>
Sent: 22 August 2023 23:20
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: farjana chowdhury

Address: [REDACTED]

Appendix 22

Corinne Holland

From: Ferdousi Chowdhury [REDACTED] >
Sent: 24 August 2023 14:54
To: Licensing
Subject: Licensing team: 16 Goulston Street
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name:

Ferdousi Chowdhury

Address:

[REDACTED]

Appendix 23

Corinne Holland

From: Gulam Raju <[REDACTED]>
Sent: 24 August 2023 19:58
To: Licensing
Subject: Re: London Metropolitan University - 16 Goulston Street , London E1 7TL
Categories: Purple Category

Dear Licensing Team,

I am writing to object to the premises application for the above

the area is already oversaturated with establishments that provide sell alcohol.

Local residents already suffer from noise nuisance and anti social behaviours at all hours of day and nights.

Granting this application will only add to the ever-increasing issues of drunken behaviour and Alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Mr Gulam Raju & Mrs Jusna Begum

[REDACTED]

Appendix 24

Corinne Holland

From: Abdur Rob <[REDACTED]>
Sent: 25 August 2023 00:46
To: Licensing
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Husna Bibi

Address: [REDACTED]

Sent from [Outlook for Android](#)

Appendix 25

Kathy Driver

From: Licensing
Sent: 22 August 2023 17:57
To: Kathy Driver
Subject: FW: London Metropolitan University, 16 Goulston Street, London E1 7TL

From: Kabir Ahmed <[REDACTED]>
Sent: Tuesday, August 22, 2023 5:56 PM
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this ap[plication will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Kabir Ahmed
[REDACTED]

Sent from [Outlook](#)

Appendix 26

Corinne Holland

From: Atikur Khan <[REDACTED]>
Sent: 24 August 2023 19:49
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL
Categories: Purple Category

Dear Licensing team

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Khanom Begum

Address: [REDACTED]

Appendix 27

Corinne Holland

From: Kumkum Islam <[REDACTED]>
Sent: 25 August 2023 14:55
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would request that the committee refuse this application.

Thanks for your cooperation

Kumkum Islam
[REDACTED]

Appendix 28

Corinne Holland

From: [REDACTED]
Sent: 29 August 2023 17:45
To: Licensing
Subject: 16 Goulston Street license

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name:

Musa Ahmed Chowdhury

Address:

[REDACTED]

Sent from my iPhone

Appendix 29

Corinne Holland

From: Mijanur Rahman <[REDACTED]>
Sent: 23 August 2023 00:17
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: MD Mijanur Rahman

Address: [REDACTED]

Appendix 30

Corinne Holland

From: Ak Hussain <[REDACTED]>
Sent: 22 August 2023 23:25
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: moin uddin

Address: [REDACTED]

Appendix 31

Corinne Holland

From: Md Asaduzzaman <[REDACTED]>
Sent: 23 August 2023 00:05
To: Licensing
Categories: Purple Category

Ref no. CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: md Asaduzzaman

Address: [REDACTED]

[Sent from Yahoo Mail for iPhone](#)

Appendix 32

Corinne Holland

From: Muhammad Uddin <[REDACTED]>
Sent: 24 August 2023 19:37
To: Licensing
Subject: CLC/EHTS/LIC/161597

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL.

I am writing to object to the premises application for the above.

My address is [REDACTED] and our area already has a lot of issues with alcohol driven anti social behaviour which this application will contribute to.

Students are not known to be responsible drinkers and there is no assurance from the university that they will put in adequate safeguards in place to protect against anti social behaviour and the harms of alcohol in young people.

I would urge that the committee refuse this application.

Thank you

[REDACTED]

Appendix 33

Corinne Holland

From: Nahian Osmani <[REDACTED]>
Sent: 29 August 2023 19:19
To: Licensing
Subject: 16 Goulston Street license

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name:

Nahian Osmani

Address:

[REDACTED]

Appendix 34

Corinne Holland

From: Phoenix Johnson <[REDACTED]>
Sent: 23 August 2023 04:32
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Phoenix Johnson

Address: [REDACTED]

Appendix 35

Corinne Holland

From: Razzak Ahmed <[REDACTED]>
Sent: 23 August 2023 00:19
To: Licensing; Licensing
Subject: London metropolitan university 16 Goulston Street E1 7TL
Categories: Purple Category

Ref no. CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Razzak Ahmed

Address: [REDACTED]

Sent from [Outlook for Android](#)

Appendix 36

Corinne Holland

From: roksana begum <[REDACTED]>
Sent: 23 August 2023 11:28
To: Licensing
Subject: Ref no. CLC/EHTS/LIC/161597
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever-increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Roksana Begum

Address: [REDACTED]

Sent from [Outlook for iOS](#)

Appendix 37

Corinne Holland

From: Yakub Meah <[REDACTED]>
Sent: 21 August 2023 15:06
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licencing team,

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Rufia Khatun

Address: [REDACTED]
[REDACTED]
[REDACTED]

Appendix 38

Corinne Holland

From: Ruhel miah <[REDACTED]>
Sent: 24 August 2023 18:54
To: Licensing
Subject: Licence
Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Ruhel Miah

Address: [REDACTED]
[REDACTED]
[REDACTED]

Sent from [Outlook for Android](#)

Appendix 39

Corinne Holland

From: Rayyan Osmani <[REDACTED]>
Sent: 29 August 2023 19:24
To: Licensing
Subject: Fwd: 16 Goulston Street licence

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name:
Rayyan Osmani

Address: [REDACTED]

Sent from [Outlook for Android](#)

Appendix 40

12th September 2023

London Borough of Tower Hamlets
Licensing Team
Environmental Health & Trading Standards
licensing@towerhamlets.gov.uk

Sent via E-Mail

Re: Formal Objection to Proposed Premise Application and Licence for London Metropolitan University, 16 Goulston Street, London, E1 7TP

Dear Licensing Team

I am writing on behalf of Spitalfields Residents Against Anti-Social Behaviour (“SPIRE”), a community group established in 2012, which represents individuals and, at least, six of the largest resident associations including, Exchange Building Residents Association, St George’s Residents Association, Spitalfields Community Group (SCG), Spitalfields Market Residents Association (SMRA), Norton Folgate Community Group (NFCG), and Spitalfields Society, in Spitalfields and Banglatown (“the Ward”).

SPIRE reviews all new and/or amended applications for alcohol licenses in the Ward to ensure the interests of individuals and groups it represents are not negatively impacted by any such application(s).

Specifically, SPIRE reviews all new and/or amended applications for alcohol licenses to ensure they do not contravene applicable law, guidelines, and/or other acceptable practices for alcohol licenses in the Ward. This includes, but not limited to, the appropriate enforcement of the Brick Lane Cumulative Impact Assessment (CIA), which applies to a majority of the Ward.

Where reasonable and possible, SPIRE attempts to first address any concerns and/or objections directly with the individual or party making an application for a new and/or amended alcohol license. Formal objections are only typically made to the London Borough of Tower Hamlets (LBTH) in situations where concerns and/or objections remain unresolved after direct contact with an applicant or if an applicant chooses not to engage with SPIRE.

SPIRE is a ‘pro-commerce’ community group and supports the careful balance of a vibrant, diverse, and commercial ward with the needs of residents and visitors to appreciate a safe, clean, and liveable neighbourhood free from anti-social behaviour and related issues.

Consequently, when a formal objection is raised by SPIRE, such as the case detailed below, it has been carefully considered and represents a substantial number of constituents in the Ward.

I am also writing on behalf of the Spitalfields and Banglatown Ward Panel of which I am also current Chairman. As part of my responsibilities working closely with the Metropolitan Police (MET), local businesses, residents, council, and social services, I am tasked with helping to monitor activities in the ward which may contribute to both crime and anti-social behaviour (ASB). Furthermore, I am tasked with helping to identify priorities and potential solutions to deal with such issues.

In my capacity as Ward Panel Chair for Spitalfields and Banglatown, I have access to current statistics about crime and ASB which is most impacting the ward at any given time. As such, I have detailed knowledge of hotspots and problem areas in the ward which are at the heart of focus with work across our partners in the MET, council, social services, and broader community.

Formal Objection

A formal objection is raised to the proposed application for licence of London Metropolitan University, 16 Goulston Street, London, E1 7TP (“the Premise”).

The Premise is proximally near one of the Ward’s most prolific hotspots for antisocial behaviour, The Brune Estate, and is an area of great concern. The Brune Estate has been in the top three priorities, due to ASB and crime, for the Safter Neighbourhood Team (SNT) of the MET for the ward over the past two years.

The Premise is also located within the CIA for Brick Lane where new and varied premise licenses are meant to be limited, if not prohibited, based on the over saturation of businesses involved with the sale of alcohol and entertainment, attributable to the Ward’s current issues with antisocial behaviour.

While no priority is suggested by the order below, our objections are based on the following issues and observations from reviewing the proposed application for the Premise.

Patron Quantity: The application repeatedly highlights that the provisions requested are for up to 500 people. There are few, if any, venues in the Ward which accommodate this number of people. Equally, while in some instances the application refers to events for university students, staff, and their guests, there is also mention of commercially letting the premise for other events (e.g. film previews) which opens up the venue to an unlimited and unknown population of participants.

The sheer volume of participants at the venue gives rise to many concerns including but not limited to: (i) noise nuisance of the coming and going of such large numbers of people, (ii) noise nuisance related to such high concentration of such a large group of people, (iii) loitering that may ensue around the Premise by those associated with the venue, and (iv) drunken and antisocial behaviour of arriving and departing guests of the Premise. No mention of permanent security is made to ensure that venue participants are handled in ways to control risk factors for local businesses and residents.

Relentless Amplification of Entertainment: The application seeks amplified sound for plays, films, and dance performance seven days a week until midnight. Equally, amplified live and recorded music is requested until 23:00 Monday through Thursday, Midnight on Friday and Saturday, and 22:00 on Sunday. Worse, the application looks for exception on Bank Holidays and the Friday, Saturday, and Sunday preceding Bank Holidays whereby such amplification is permitted 24 hours a day! To further concerns, the amplification is recorded for both internal and external (outdoor) use.

If the license is granted there would be little to no reprise for local residents and businesses from amplified entertainment. Worse, on bank holidays and the days preceding, when local residents are likely home from work they would be subjected to 24 hour noise nuisance without restriction (based on the license application).

Alcohol Sales and Late Night Refreshment: The application seeks late night refreshment and alcohol sales seven days a week until 2:00 a.m. Further, it is presumed that as the facility can accommodate up to 500 people that sales would be available to a very sizable population. Worse, the hours listed for the sale of alcohol start at 10:00 a.m. seven days a week.

In short, the application is for what would be the Ward's largest bar! This is inconceivable given the fact the premise is in the CIA for Brick Lane. The fact the applicant is seeking to sell alcohol from 10:00 a.m. is concerning and wishes to continue to sell until 2:00 a.m. (well after any other licensed bar in the area) is more than concerning. What purpose does sales of alcohol have at 10:00 a.m.?

Local businesses and residents must already deal with ASB caused by disrespectful bar patrons who are leaving local establishments between 23:00 and Midnight. Under the current license application, they would now be subject to a further wave of disruption at an even more unsociable hour at 2:00 a.m. (and in large numbers!). Many of London's tubes are closed at this time, leaving individuals departing the venue to rely upon either waiting for private taxis or night buses, therefore, pushing patrons who may have had too much to drink on the streets. This is bad for local businesses, residents, the council, and local law enforcement.

Nature of (some) of the Proposed Entertainment: It is proposed that some of the likely entertainment will include performances with semi-nudity, nudity, and drag queens. While most certainly some forms of performance art include these aspects, there is great concern how far these performances may go and the type of demographic attracted to such performances. No recognition of this is acknowledged in the application.

Limited Detail About Prevention of Public Nuisance: The application completely glazes over how the Premise intends to engage with local businesses and residents to address concerns, control risks, and remedy issues that are caused as a result of the requests made in the application. Furthermore, the application breezes over security requirements for events saying only that security will be supplied where 'it is required'. It is extremely unclear what warrants any singular event 'requiring security' whereas another may not.

While both SPIRE and The Spitalfields and Banglatown Ward Panel recognise and support the educational and cultural mission of The London Metropolitan University, it is unclear what, if any, community engagement the university has undertaken in preparation of their license application. It would appear that the application has not been well thought through in respect to the potential impact to local businesses and residents, the Brick Lane CIA, and/or the licensing objectives of the council. It is clearly an application for the sole benefit of The London Metropolitan University with little, or no, regard to the surrounding community. This is not only unfortunate but inconceivable how licensing objectives in the borough can support such an application in its current form.

A license for a local hospitality business just around the corner from the Premise with a cover of 100 patrons was rejected by the licensing committee just this past year. The proposed application for this premise is 5x an application which has already been found to be in violation of council licensing objectives.

A message has been left for Mr Eugene McCrossan, Chief Operating Officer, of The London Metropolitan University, to discuss community concerns outlined in this letter. However, at the date of submitting this formal objection we have not heard from Mr McCrossan.

It is difficult to imagine how a facility accommodating up to 500 people, serving alcohol will not contribute to all current issues in the area including but not limited to additional risk and burden by way of increased public nuisance and potential crime, disorder, health and safety of local residents and visitors, noise, and antisocial behaviour. These are all the things which are meant to be safeguarded by the implementation and effective monitoring and maintenance of the CIA for Brick Lane

Please acknowledge that our initial objection has been received and that the contents of this letter will be considered as part of the overall review process.

Yours sincerely

Randall Thiel
Chairman, SPIRE and Chairman, Spitalfields and Banglatown Ward Panel

Appendix 41

Corinne Holland

From: Richard Timpson <[REDACTED]>
Sent: 26 September 2023 17:55
To: Licensing
Subject: Licensing Representation - ref CLC/EHTS/LIC/162720

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Madam

I wish to object to aspects of the application from London Metropolitan University for a Premises Licence for Regulated Entertainment, reference CLC/EHTS/LIC/162720.

My objection is based on my concern that this new licence may increase the possibility of public nuisance for the many residential dwellings nearby, including my own.

I am particularly concerned about noise nuisance in what is a partially residential area. In particular I note the application includes:

- Amplified sound/music, both live and recorded, in an outdoor space every day of the week until 23:00 or 00:00
- 24 hour amplified sound and alcohol licensing for three continuous days each and every Bank Holiday weekend

I believe it wholly inappropriate and a significant potential noise nuisance to local residents to allow amplified live and recorded in an outdoor space late into the night on such a regular basis. Likewise 24 hour licensing for alcohol and amplified music for such long durations and so frequently is likely to cause both noise nuisance and an increase to crime and disorder in the immediate area. While the area has a number of licensed premises it is my understanding that none of these include regular outdoor music or 24 hour licenses other than at New Year. I would suggest it is reasonable that the premises is required to apply for temporary licenses for these activities if required and justified on an infrequent basis.

I would be grateful if the Licensing team would consider my objection and

1. not permit outdoor amplified live or recorded music at any time; and
2. limit 24 hour licensing to New Years only in line with other licenced premises in the area.

Kind regards

Richard Timpson
[REDACTED]

Appendix 42

Corinne Holland

From: Sumaiyah Ahmed <[REDACTED]>
Sent: 29 August 2023 21:02
To: Licensing
Subject: Licensing authority

Categories: Purple Category

Dear whom it may concern,

We are the occupants, myself and my family at [REDACTED]. We understand that this specific area has received a licensing authority to sell alcohol however we do not agree with this as there are many occupants at Herbert house that are elderly/sick/disabled children who would be triggered by this loud noise and entertainment coming from that address. Hope this gives you a valid representation of a few of the occupants at Herbert house.

Yours thankfully,
Shafique uddin Ahmed.

Appendix 43

Corinne Holland

From: John and Sandy Critchley [REDACTED]
Sent: 11 September 2023 11:50
To: Licensing; Critchley, main; Critchley, Sandy
Subject: Licence Application from Londonndon Metropolitan University

Dear Licensing Team,

Licensing Application from London Metropolitan University, 16 Goulston Street and Old Castle Street

I'm writing to register my objection to the licensing application from London Metropolitan University for a licence to serve alcohol from 1000 to 0200 every day/night of the week, as well as to conduct other activities and entertainments.

This application is unlikely to satisfy the provisions of the Licensing Act 2003, namely: the prevention of crime and disorder, the protection of public safety, the prevention of public nuisance and the protection of children from harm.

In addition, the premises are located within the Cumulative Impact Zone (CIZ) for Spitalfields and Banglatown ward; this Zone is designed to operate on a 'one in, one out' basis and would, if this licence were granted, require one or probably more of the existing licences in the area to be surrendered. They are also close to a primary school on Commercial Street.

One of the major factors behind my objection is the sheer scale of the application: multiple types of activity hosting up to 500 people on every day of the week, not just for students but for ordinary members of the public; this potentially would allow a massive, noisy messy event to take place at the premises not just occasionally but every day and night, causing disturbance and annoyance to local residents and routine visitors as well. And the hours applied for are ridiculously long. This sounds like sheer hell for locals!

We have suffered in Spitalfields from the plague of anti-social behaviour. But the CIZ and a greater focus from the police have in the past few years made a big difference. Granting this licence as it stands would undermine this protective shield and risk reverting to the Wild West conditions of the past.

I therefore ask the Licensing Committee to reject this application.

With best regards,
Sandy Critchley

[REDACTED]

Appendix 44

Corinne Holland

From: Saidul Hoque <[REDACTED]>
Sent: 24 August 2023 22:31
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever-increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Saidul Hoque

Address: [REDACTED]

Sent from [Outlook for Android](#)

Appendix 45

Corinne Holland

From: MD Shafiqul Islam <[REDACTED]>
Sent: 25 August 2023 14:50
To: Licensing
Subject: London Metropolitan University, 16 Goulston Street, London E1 7TL

Categories: Purple Category

Hello Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: Md Shafiqul Islam

Address: [REDACTED]

Appendix 46

Corinne Holland

From: Susan Kay <[REDACTED]>
Sent: 13 September 2023 14:02
To: Licensing
Subject: Licensing Application: London Metropolitan University, 16 Goulston Street and Old Castle Street

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing Team,

It has come to my attention that the London Metropolitan University have submitted a licensing application for 16 Goulston St and Old Castle St, which concerns me greatly for the following reasons.

1. The application repeatedly mentions a venue that will be able to accommodate up to 500 people on an almost daily basis with outside and indoor live music, plays and film shows. The application not only mentions that this proposed venue space would accommodate university students, staff and their guests but also it is planned to open up the venue on a commercial basis, which would allow an unknown population of participants to attend. The sheer volume of people that this venue would attract is on a scale that is seen nowhere else in this part of Tower Hamlets. This area is a known hotspot for ASB, drink and drug abuse and a huge student bar with daily entertainment can only exacerbate and add to all of these problems.
2. This proposed venue is situated within the CIZ for Brick Lane, which up to now has successfully contained the proliferation of licenses to all and sundry and curtails the outbreak of ASB in these largely residential and commercial areas of the Ward. The CIZ works on a 'one in, one out' principle and an application for a license to supply alcohol to some 500 people on a regular basis would mean other businesses in close proximity would suffer or have to close.
3. The timings applied for in this application are completely out of keeping in an area which houses many residents, families and children as well as students who live nearby but might want peace to sleep or study. To allow amplified music until 23:00 Monday through Thursday, Midnight on Friday and Saturday, and 22.00 on Sunday is totally unacceptable! Unbelievably, the application seeks exception on Bank Holidays and the Friday, Saturday and Sunday preceding Bank Holidays, which means amplification would be allowed for 24 hrs a day!
4. The application asks that alcohol sales be permitted seven days a week until 2:00 am. This would mean that after an event, perhaps 500 inebriated, noisy people would begin to disperse through the streets nearby to find taxis or night buses. The tubes would be closed at that time.
What makes things worse is that the hours listed for the sale of alcohol start at 10:00 am. What purpose does the sale of alcohol have to be sold at 10 am?
5. There does not seem to be any provision for daily supervision or security.

I have lived in this area for over 20 years and have noticed a gradual improvement in ASB over the past 10 years as the CIZ has worked its magic. The Police have become ever more vigilant of hotspots and have been ever ready to clamp down on drink and drug abuse. This has helped to enhance the lives of all of us who live or work in and around the Spitalfields area.

It is for this and for all the reasons listed above that I urge you, the Licensing Committee, to please REJECT this application outright.

Kind regards,

Susan Kay

e

Appendix 47

Corinne Holland

From: [REDACTED]
Sent: 24 August 2023 20:07
To: Licensing
Subject: Fwd:

Categories: Purple Category

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]
Date: 24 August 2023 at 20:05:32 BST
To: [REDACTED]

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL
CLC/EHTS/LiC/161597

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: mst Sumi Khanam

Address: [REDACTED]

Sent from my iPhone

Appendix 48

Corinne Holland

From: Shaheda Osmani <[REDACTED]>
Sent: 29 August 2023 19:25
To: Licensing
Subject: 16 Goulston Street licence

Categories: Purple Category

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

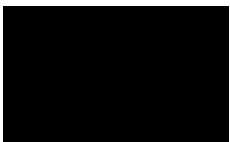
I would urge that the committee refuse this application.

Thank you

Name:

Shaheda Osmani

Address:



Appendix 49

Corinne Holland

From: Yasmin Begum <[REDACTED]>
Sent: 24 August 2023 17:20
To: Licensing
Subject: Reference: CLC/EHTS/LIC/161597

Categories: Purple Category

Reference: CLC/EHTS/LIC/161597

Dear Licencing team

Re: London Metropolitan University, 16 Goulston Street, London E1 7TL

I am writing to object to the premises application for the above. The area is already oversaturated with establishments that provide/sell alcohol.

Local residents already suffer from noise nuisance and anti-social behaviours at all hours of the day and night.

Granting this application will only add to the ever increasing issues of drunken behaviour, alcohol related antisocial behaviour and crime.

I would urge that the committee refuse this application.

Thank you

Name: yasmin Begum

Address: [REDACTED]
[REDACTED]
[REDACTED]

Appendix 50

Kathy Driver

From: Yameen Karim [REDACTED]
Sent: 19 August 2023 21:36
To: Licensing
Subject: Complaint of premises license

This is a complaint regarding your premises licence of 16 Goulston Street. The success of this premises licence would enable a higher rate of nuisance for the local residents of this area as it would allow people to harass, create unwanted noise and create anti-social behaviour.

This same premises licence was granted some time ago on the corner of Old Castle Street which had a profound disturbance to the residents of the local area. Loud music, late night raves and anti-social behaviour took place and it affected the local residents mentally through after hours excessive noise such as shouting and screaming.

On behalf of the residents of Herbert and Jacobson House, we would like you to reconsider the proposal of a premises licence and reject this application on the fact that it would cause more harm than good for the residents of the local area. There are a lot of elderly people living here as well as a number of children here alongside night-shift workers who all will be negatively impacted if this proposal goes through.

Yours sincerely, the Family of Yameen Karim residing on [REDACTED]

Appendix 51

Corinne Holland

From: Kieran.Wells [redacted] f
Sent: 08 September 2023 13:08
To: Licensin
Cc: [redacted]
Subject: FW: London Metropolitan University - Premises Application Replacement for M/162328

Follow Up Flag: Follow up
Flag Status: Completed

Hi All,

With regards to the below, with the amendments to the license we have no objections to this license application.

Kind Regards,

Kieran.



PC Kieran Wells
P244838
CE Licensing Team: Tower Hamlets
Central East BCU (*Hackney & Tower Hamlets*)
Metropolitan Police Service
a: Stoke Newington Police Station, N16 8DS
w: www.met.police.uk e: [redacted]



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ASK FOR ANGELA

From: Daniel Caleb <[redacted]>
Sent: 07 September 2023 13:53
To: C [redacted]
Subject: Re: London Metropolitan University - Premises Application Replacement for M/162328

Hi Kieran,

Thank you for your call yesterday and the below amendments/additions, I can confirm that these are all fine and adhered to.

Kind regards,
Daniel

Daniel Caleb

Events & Hospitality Services Manager



From: [Kieran.Wells](#)

Sent: 06 September 2023 15:10

To: Daniel Caleb

Subject: RE: London Metropolitan University - Premises Application Replacement for M/162328

Hi Daniel,

Following on from our previous conversation..

With regards to your license application and with regards to the licensing objectives, can the following amendments/additions be made to your conditions ignoring the previous email I sent on your last application:

Crime and Disorder

1. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets 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.*
2. *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 are 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.*
3. *When the designated premise supervisor is not on the premises any or all persons authorised to sell alcohol will be authorised by the designated premises supervisor in writing. This shall be available on request by the Police or any authorised officer.*
4. *An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:*
 - a) *all crimes reported to the venue;*
 - b) *all ejections of patrons;*
 - c) *any complaints received concerning crime and disorder*
 - d) *any incidents of disorder;*
 - e) *all seizures of drugs or offensive weapons;*
 - f) *any faults in the CCTV system, searching equipment or scanning equipment;*
 - g) *any refusal of the sale of alcohol;*

- h) any visit by a relevant authority or emergency service.
5. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
- a) the police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b) all measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - c) the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - d) such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

Protection of Children from Harm

6. 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.
7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record must show the outcome of the person who was intoxicated. The record shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

If you have no objections please email me letting me know, if you need to discuss it or wish to make any changes please let me know.

Kind Regards,

Kieran.



PC Kieran Wells
P244838
CE Licensing Team: Tower Hamlets
Central East BCU (*Hackney & Tower Hamlets*)
Metropolitan Police Service
a: Stoke Newington Police Station, N16 8DS
w: www.met.police.uk e: [REDACTED]



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ASK FOR ANGELA

From: Daniel Caleb <[REDACTED]>
Sent: 01 September 2023 15:38

To: [REDACTED]

Subject: London Metropolitan University - Premises Application Replacement for M/162328

Dear all,

I hope that you are well.

Please find attached a replacement application for M/162328 for London Metropolitan Univeristy at 16 Goulston Street.

The newspaper advert will be placed in the East London Advertiser, content is attached to this email.

The notice displays are going up this afternoon and I will forward over the images of these.

Should you any questions then please do let me know on [REDACTED]

Kind regards,
Daniel

Daniel Caleb
Events & Hospitality Services Manager [REDACTED]



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Appendix 52

**Section 182 Advice by the Home Office
Updated on August 2023**

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 53

Licensing Policy Section 11

Prevention of Public Nuisance

- 11.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 11.2 Like many London boroughs, Tower Hamlets has many areas of the borough where businesses and residents are “cheek by jowl” with each other. Thus, the correct balance needs to be adopted ensuring residents are not unduly disturbed by licensed premises, whilst ensuring this does not stifle growth in the licence trade.
- 11.3 Though all licensed premises must promote the licensing objectives, and thus actively try to prevent public nuisance being caused by their licensable activities, there are some factors that this Licensing Authority would expect to applicants to consider and where appropriate address in their operating schedule. These are:
- a) Music/performances
Measures to reduce impact of noise on residents
 - b) Queue management
Measure to prevent obstruct access to properties, pavements. Measure to reduce the impact of people noise on residents
 - c) Ingress and Egress
Measure to prevent people noise during ingress and egress
 - d) Use of outside areas (see 11.7 below)
 - e) Deliveries, particularly pick-ups by vehicles
Measures to prevent noise/fumes from engines, drivers (including smoking),
 - f) Bottle disposal
Done at reasonable time to prevent impact on residents e.g. between 8am and 8pm
 - g) Litter
Measures to prevent littering around the venue from patrons
- 11.4 The Licensing Authority appreciates that it would not be necessary or appropriate for all applications to have measures to prevent the above issues. Nevertheless, we will take a strong view on applications for licences that are in close proximity to residential premises, and whose intended use has a higher likelihood of causing public nuisance. This also includes those applications in areas covered by a Cumulative Impact Assessment (CIA). Especially where the applications falls outside the scope of any exceptions to such CIAs.
- 11.5 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the

problems identified listed above, or any other conditions it considered appropriate and proportionate to promote the licensing condition of prevention of public nuisance.

- 11.6 **Street Furniture** – placing of street furniture, which includes advertising boards, on the highway can cause a public nuisance by way of obstruction or encourage consumption of alcohol on an unlicensed area. The Licensing Authority expects applicants to have ensured that they fully comply with the Councils rules relating to authorisation of obstructions on the highway, and that the required authorisations are obtained prior to submitting a licence application. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street furniture, including on private land.
- 11.7 **Fly Posting** – The Council has experienced problems with "fly posting" in relation to venues that offer entertainment. Fly posting is the unauthorised posting of posters / advertisements etc. Where it considers it proportionate and appropriate, and its discretion is engaged, the Licensing Authority will attach conditions relating to the control of fly posting to ensure that venues clearly prohibit all fly posting in their contract terms with others and they effectively enforce this control.
- 11.8 **Beer Gardens and outside areas** – since the ending of the restrictions imposed during the Coronavirus pandemic, we have seen an increase the use of outside areas. This has also been encouraged by Government under the Business and Planning Act 2020. We want to strike the right balance between allowing businesses to thrive whilst still protecting residents of the borough being unduly disturbed by the night time economy. Hence, we would encourage applicants address this concern in their operating schedule by detailing what mitigating measures they intend adopt to reduce any disturbance the use of the outside area is likely to have on neighbouring residents. Such measures could include:
- limiting the amount of patrons permitted in the outside area, and/or,
 - restricting the use of areas after a certain time,
 - ceasing its use after a certain time.

Where disturbance of residents from outside areas is likely, and where its discretion is engaged, this Licensing Authority may add conditions limiting the numbers of person permitted to use any outside areas, and/or seek to cease the use of any outside areas after 21:00 hours.

- 11.9 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to "Party Boats", which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the "Boat" conditions, listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Public Nuisance. Furthermore, where disturbance of residence from these party boats is likely, and where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.

Appendix 54

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

Updated December 2022

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 55

Licensing Policy Section 9

Crime and Disorder

- 7.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems and to store prescribed information.
- 7.2 When addressing crime and disorder the applicant should initially identify any particular issues (having regard to their particular type of premises and / or activities) which are likely to adversely affect the promotion of the crime and disorder licensing objective. The applicant should also list such steps that are required to deal with these identified issues. Both risks and mitigating steps should be included within the applications operating schedule. Where the Metropolitan Police, acting as a responsible authority, makes recommendations in respect of an application relating to the licensing objectives the Licensing Authority would expect the applicant to incorporate these into their operating schedule.
- 7.3 Applicants are recommended to seek advice from Council Officers and the Police as well as taking into account, as appropriate, local planning and transport policies, with tourism, cultural and crime prevention strategies, when preparing their plans and Schedules.
- 7.4 In addition to the requirements for the Licensing Authority to promote the licensing objectives, it also has duties under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough and to share prescribed information.
- 7.5 The Licensing Authority, if its discretion is engaged, will consider attaching Conditions to licences and permissions to deter and prevent crime and disorder both inside and immediately outside the premises and these may include Conditions drawn from the Model Conditions in Appendix 3.
- 7.6 **CCTV** - The Licensing Authority, if its discretion is engaged, will attach conditions to licences, as appropriate where the conditions reflect local crime prevention strategies, for example the provision of closed circuit television cameras.
- 7.7 **Touting** – This is soliciting for custom. There has been a historic problem with Touting in the borough, mainly in relation to restaurants, and as such in 2006 the Council introduced a byelaw under Section 235 of the Local Government Act 1972 for the good rule and government of the London Borough of Tower Hamlets and for the prevention and suppression of nuisances.

As a result, in relation to premises where there is intelligence that touting is, or has been carried out, the Licensing Authority, where its discretion is engaged, will insert a conditions from our model conditions in appendix 3, to prohibit 'touting':-

7.8 **Responsible Drinking** - The Licensing Authority expects alcohol to be promoted in a responsible way in the Borough. This should incorporate relevant industry standards, such as the Portman Group Code of Practice. Where appropriate and proportionate, if its discretion is engaged, the Licensing Authority will apply conditions to ensure responsible drinking. The Licensing Authority also recognises the positive contribution to best practice that "Pubwatch" and other similar schemes can make in promoting the licensing objectives and is committed to working with them.

7.9 **Psychoactive Substances, e.g. Nitrous Oxide (NOx)** – Misuse of nitrous oxide is associated with increased antisocial behaviour including littering, noise nuisance and vandalism, all of which are detrimental to residents' quality of life and feelings of safety. Use of nitrous oxide is also a health concern and has other associated harms.

As a result, this Licensing Authority expects Licence Holders to refuse entry to any person seen use or selling NOx as a psychoactive Substance. Refusals should also be entered into Licence Holders refusals logs.

Where its discretion is engaged this Licensing Authority impose conditions to formally require refusal of persons seen selling or using NOx as a psychoactive Substance.

7.10 **Drinks spiking** – in reference to the Local Governments Association (LGA) Guidance note on drink spiking prevention, this Licensing Authority expects licence holders and applicants to have a zero-tolerance policy towards drinks spiking. This involves as a minimum ensuring all reports of spiking are acted upon and that all incidents of alleged spiking are recorded and reported to the police. Licence holders and applicants should also be aware of the Metropolitan Police's definition of drink spiking:

"Spiking is where someone adds drugs or alcohol to another person's drink without them knowing, it is illegal."

The LGA has set some recommendations for Licence holder, and we would expect our Licence holders to follow these where appropriate to their venues:

<https://www.local.gov.uk/publications/lga-guidance-note-drink-spiking-prevention#recommended-actions-for-licensed-premises->

Applicants for new and variations of exiting licences as well as those submitting TENs are expected to work with the Metropolitan Police in order to consider actions needed to prevent drinks spiking in their venues/events

Where its discretion is engaged this Licensing Authority will impose conditions on licences aimed at preventing drinks spiking, specifically any recommended by the metropolitan police.

7.11 **Welfare and Vulnerability** – This Licensing Authority believes that all Licensed venues should train their staff in Welfare and Vulnerability Engagement (WAVE). As of 2023 this Licensing Authority in partnership with the Metropolitan Police and the London Borough of Hackney is delivering monthly WAVE training sessions for Licensed venues within both Tower Hamlets and Hackney. As a result, we expect that all Licensed venues who sell alcohol for consumption on their premises should train their staff in WAVE and adopt Ask for Angela or similar initiatives aimed at assisting vulnerability within alcohol licensed venues.

7.12 **Sexual Harassment in the Night Time Economy** – sadly this is still an issues for women working in and visiting licensed venues in London. As a result, this Licensing Authority encourages Licensed venues to sign up to the Mayor of London’s Women’s Night Safety Charter:

<https://www.london.gov.uk/programmes-strategies/arts-and-culture/24-hour-london/womens-night-safety-charter>

As well as the Women’s Night Safety Charter we would encourage applicants and licence holders to discuss applications with the Council’s Violence Against Women and Girls Service, who can provide advice and training to venues on preventing misogyny within licensed premises.

Lastly, we expect Licence Holders to take a zero-tolerance approach to misogyny within their venues where this is towards customers or employees. We would expect licence holders to refuse to serve persons who commit acts of sexual harassment, even in the first instance, and report the matter to the Metropolitan Police.

7.13 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to “Party Boats”, which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the conditions listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Crime and Disorder. Furthermore, where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.

7.14 **Criminal Activity** - There is certain criminal activity that may arise in connection with licensed premises which the Licensing Authority will treat particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;

- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

The Secretary State's Guidance states that it is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and this Licensing Authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence, even in the first instance, should be seriously considered.

- 7.15 The Licensing Authority is mindful of the Secretary of State's Guidance "Reviews arising in connection with crime".
- 7.16 From 1 April 2017, businesses which sell alcohol (for example, retailers of alcohol and trade buyers) will need to ensure that the UK wholesalers that they buy alcohol from have been approved by HMRC under the Alcohol Wholesaler Registration Scheme (AWRS). They will need to check their wholesalers Unique Registration Number (URN) against the HMRC online database which will be available from April 2017. This is an ongoing obligation and if a business is found to have bought alcohol from an unapproved wholesaler, they may be liable to a penalty or could even face criminal prosecution and their alcohol stock may be seized. Any trader who buys alcohol from a wholesaler for onward sale to the general public (known as a 'trade buyer') does not need to register unless they sell alcohol to other businesses. Examples of trade buyers would be pubs, clubs, restaurants, cafes, retailers, and hotels. However, they will need to check that the wholesaler they purchase alcohol from is registered with HMRC. Further information may be found at: <https://www.gov.uk/guidance/the-alcohol-wholesaler-registration-scheme-awrs>.
- 7.17 **Smuggled Goods** – The Licensing Authority will exercise its discretion to add conditions to licence where appropriate and proportionate to reduce the risk of receiving smuggled goods and encourage traceability.
- 7.18 **Olympic Park (Football Ground)** – Premises where Police intelligence shows that football supporters congregate within the borough should consider adding the Olympic Park – Football Ground conditions in our Model Conditions in appendix 3.

Appendix 56

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

Updated December 2022

Crime and disorder

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.2 In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority (“SIA”) as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.
- 2.3 Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

- 2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.
- 2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. 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 evidence of a right to work check, either physical or digital (e.g. a copy of any document checked as part of a right to work check or a clear copy of the online right to work check) are retained at the licensed premises.

Appendix 57

Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area

1. The Licensing Authority has adopted a special policy relating to cumulative impact in areas of:
 - Brick Lane
 - Bethnal Green

This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impacts with one or more of the licensing objectives.

2. The Council reviewed the Special Cumulative Impact Policy in 2021 and, following consultation, decided it was still of the opinion that the concentration of licensed premises within Brick Lane area was having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance. As part of the review in 2021, the Council also decided that the concentration of licensed premises within the Bethnal Green area was also having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance.

Review of Cumulative Impact Assessment - Supporting Evidence

3. In determining the Councils CIAs for the area of Brick Lane and Bethnal Green (Figures One and Two Below) the Council considered the following evidence:
 - Hot spot maps of incidents of crime and disorder and ASB linked to Licence premises in the defined areas for 2017 to 2020.
 - Complaint data from Environmental Health and Trading Standards relating to Noise and Licensing.
 - Licence Application data for the defined areas for 2017 to 2020
 - Results of the Consultation, that included Survey data and comments and written responses.

This evidence is published on our website:

<http://democracy.towerhamlets.gov.uk/ieListDocuments.aspx?CId=309&MId=12361>.

Cumulative Impact Assessments (Brick Lane and Bethnal Green)

4. The Licensing Authority is of the view that the number, type and density of premises selling/supplying alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane and Bethnal Green Areas (highlighted in Figures One and Two below) is having a cumulative impact on the licensing objectives. Therefore, it is likely that granting further licences would be inconsistent with the authority's duty to promote the licensing objectives. Thus, it has declared a cumulative impact assessment within these areas.
 5. The Brick Lane and Bethnal Green CIAs aim to manage the negative cumulative impact of the concentration of licensed premises in these areas and the stresses that the saturation of licensed premises has had on the local amenity, environmental degradation and emergency and regulatory services in managing this impact.
 6. The effect of this Special Cumulative Assessment Policy will apply to the following types of applications:
 - New Premises Licences applications,
 - New Club Premises Certificates applications
 - Provisional Statements,
 - Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).
- However, it will only apply where the application seeks to permit the Licensable activities of:
- the sale or supply of alcohol for consumption on or off the premises, and/or,
 - the provision of late night refreshment.
7. **This Policy will be strictly applied and where relevant representations are received and it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIAs if they wish to rebut this presumption.**
 8. The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications (Councillors, Members of the Public) within the CIA zones the application will be refused.
 9. Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.

10. It must be stressed that the presumption created by this special policy does not relieve responsible authorities or other persons of the need to make a representation. If there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted in line with their delegated authority.

11. This special policy is not absolute and the Licensing Authority recognises that it has to balance the needs of businesses with local residents. The circumstances of each application will be considered on its merits and the Licensing Authority shall grant applications, when representations are not received. The applicant should demonstrate that the operation of the premises will not add to the cumulative impact on one or more of the following licensing objectives:
 - Prevention of Crime and Disorder;
 - Prevention of Public Nuisance.

Therefore, applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule.

12. The Special Cumulative Impact policy will not be used to revoke an existing licence or certificate and will not be applicable during the review of existing licences.

Possible exceptions to the Brick Lane and Bethnal Green Cumulative Impact Assessments

- Applications for licences for small premises with a capacity of fifty persons or less who only intend to operate within framework hours, and that;
 - Only have consumption of food (late night refreshment) and drink (alcohol) on the premises only;
 - Only provide Off sales of food (late night refreshment) and drink (alcohol) for delivery (i.e. not for take away); and,
 - Have arrangements to prevent vertical drinking, for example fully seated venues.

- Applications for licences that are not alcohol led (e.g. Hairdressers wanting to provide alcohol to clients during their hair cut/treatments), .

- Applications for licences where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same CIA Area.

Licensing Authority will **not** consider the following as possible exceptions:

- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

The Cumulative Impact Assessment Areas for the Brick Lane and Bethnal Green

13. The Cumulative Impact Assessment Areas are detailed in the maps below.

Figure One

Brick Lane area:

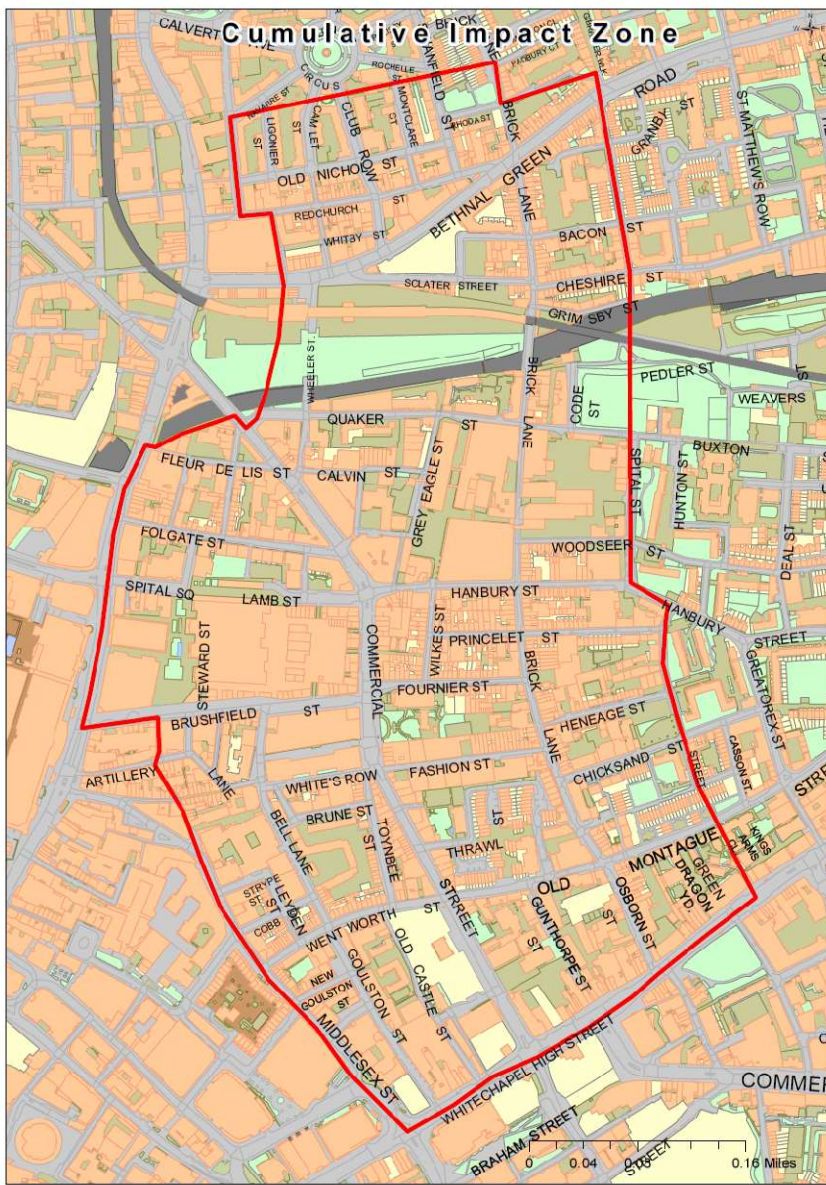
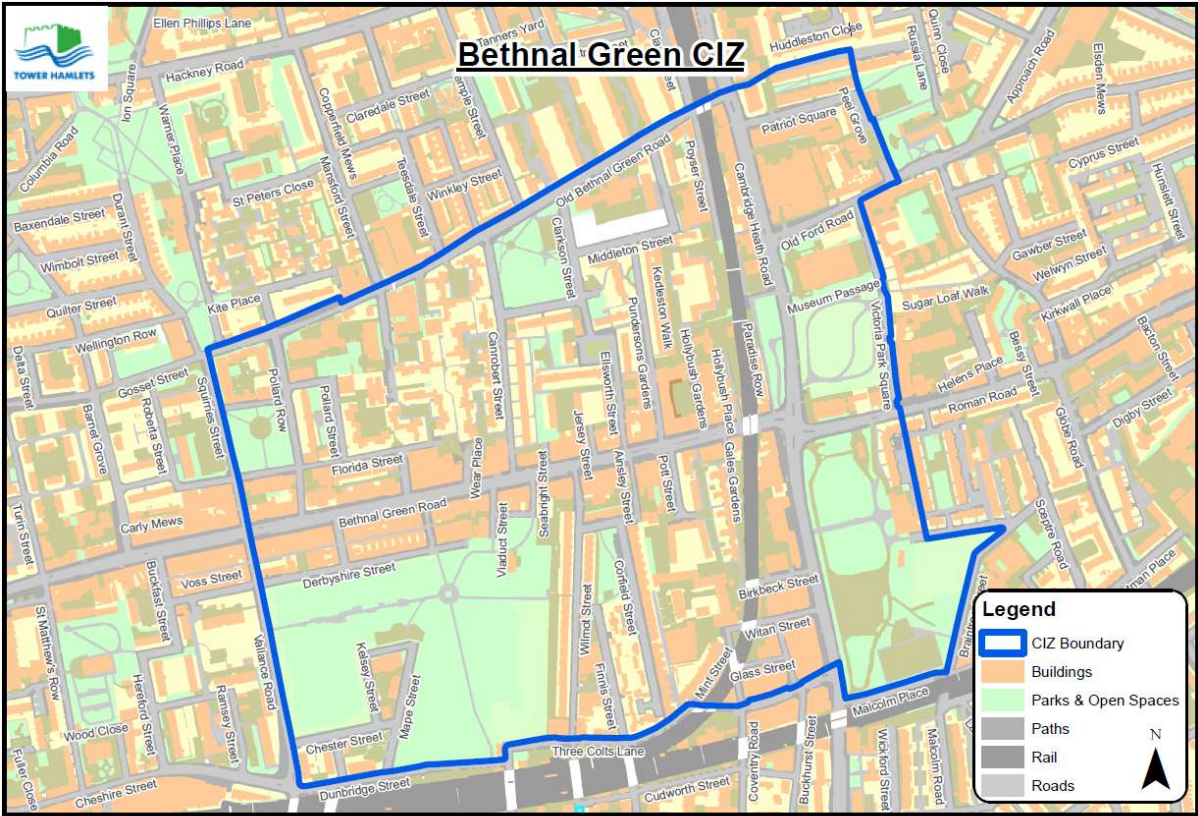


Figure Two:

Bethnal Green Area



Appendix 58

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 16.8 of the Licensing Policy)

In considering the applicability of framework 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 16.9 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

Appendix 59

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.

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