



Licensing Sub Committee

Agenda

**Tuesday, 19 December 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, 19 December 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 Application for a new Premise Licence for Forman & field, Stour Road, London, E3 2NT (Pages 19 - 198)

Licensing Objectives:

- The prevention of public nuisance

Representations:

- Residents

Ward: Bow East



3 .2 Application for a new Premise Licence for PFC 273 Commercial Road, London, E1 2PS (Pages 199 - 282)

Licensing Objectives:

- The prevention of public nuisance
- The prevention of crime and disorder

Representations:

- Metropolitan Police
- Environmental Protection

Ward: Whitechapel

3 .3 Application for a new premises licence The Ragged School Museum, 46-50 Copperfield Road, London E3 4RR (Pages 283 - 366)

Licensing Objectives

- The prevention of public nuisance
- The protection of children from harm

Representations:

- Resident

Ward: Mile End

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, 9 January 2024 at 6.30 p.m. to be held in Council Chamber - Town Hall,
Whitechapel



The best of London in one borough

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

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: Licensing Sub Committee	Date	Classification Unrestricted	Report No.	Agenda Item No.
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Report of: David Tolley Head of Environmental Health & Trading Standards	Title: Licensing Act 2003 Application for a new Premise Licence for Forman & field, Stour Road, London, E3 2NT
Originating Officer: Corinne Holland Licensing Officer	Ward affected: Bow East

1.0 Summary

Applicant: **Forman Field Ltd**

Name and Address of Premises: **Forman & Field
Stour Road
London
E3 2NT**

Licence sought: **Licensing Act 2003
Sale by retail of Alcohol (on & off sales)
Provision of Late-Night Refreshments**

Objectors: **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 Forman & Field, Stour Road, London, E3 2NT.

3.2 The applicant has described the premises as: *Gourmet food retailer with licensed facilities. The application is to reinstate a former licence.*

3.3 This Premise has been licensed since 2007 however it recently came to the Licensing Authorities attention that the company who was the Premise Licence Holder 'Forman and Field LLP' had dissolved in August 2012 and the Premises Licence Holder was not transferred it at the time. This has caused the licence to lapse.

A variation to the original licence was made in 2008 (Licence No.12934) , which included the 2nd floor, which is the licence that's lapsed. However, it is not this licence being sought to reinstate, it is the original licence. A copy of the Premises Licence being applied to reinstated is in **Appendix 1**

3.4 A copy of the application is shown in **Appendix 2**

3.5 The hours applied for are as follows:

Sale of Alcohol (on & off sales)

Monday – Sunday 09:00 hours – 01:00 hours

Late Night Refreshments

Monday – Sunday 23:00 hours – 01:00 hours

Opening Hours

Monday – Sunday 09:00 hours – 01:00 hours

4.0 **Location and Nature of the premises**

4.1 The site plan of the venue is included as **Appendix 3.**

4.2 Maps showing the vicinity are included as **Appendix 4.**

4.3 Photographs of the premises are included in **Appendix 5.**

4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 6.**

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 15**
- 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.

A number of the representations were the same so I have included one copy to save duplication

<ul style="list-style-type: none"> • Anshelika Hochmuth • Alaa Seleh • Barnaby Thomas • Deborah Batchelor • David Esteves • Frederic Buret • Grace Coffey Jean-Baptiste & Ann-Cecile Marchal • Josh Roth & Helen Sullivan • Lorcan Meehan • Mikhail Mendelevich & Ekaterina Kuptsova • Martin & Justine Wright • Robert Greene • Ruxandra Lica • Steven Barker • Signe Lyng Pedersen 	Appendix 7
<ul style="list-style-type: none"> • William Mozley • Ionela Adam 	Appendix 8
<ul style="list-style-type: none"> • Ali Ishaq 	Appendix 9

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:

- Public nuisance
- Noise

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 (on licence 12420)

1. Notices to be on display at the premises asking customers to leave quietly

8.0 Conditions Agreed/Requested by Responsible Authority

Agreed with Police – Appendix 10

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

4. *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.*

5. *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.*

6. *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.*

Agreed with Environmental Protection – Appendix 11

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

2. *The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.*

3. *No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provision of licensable activities.*
4. *The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.*
5. *The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries*

9.0 Applicants have submitted the following documentation

- Copy of a letter sent to resident – **Appendix 12**
- A Table of conditions – **Appendix 13**
- A presentation pack – **Appendix 14**

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 15- 20** 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.

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	Original Premise Licence PL No. 12420
Appendix 2	Copy of the application
Appendix 3	Site Plan
Appendix 4	Maps of the surrounding area
Appendix 5	Photographs of the premises
Appendix 6	Other licensed venues in the area
Appendix 7-9	Resident Representations
Appendix 10	Conditions agreed with police
Appendix 11	Conditions agreed with EP
Appendix 12	Applicants Letter to Residents
Appendix 13	Applicants Table of Conditions
Appendix 14	Applicants Presentation pack
Appendix 15	Section 182 Advice by the DCMS- Relevant, vexatious and frivolous representations
Appendix 16	Licensing Officer comments on public nuisance
Appendix 17	S182 advice on public nuisance
Appendix 18	Noise whilst the premise is in use
Appendix 19	Licensing Policy relating to hours of trading
Appendix 20	Planning

Appendix 1




**(Forman & Field LLP)
Bream Street
London
E3 2NT**

Licensable Activities authorised by the licence

The sale by retail of alcohol
The provision of late night refreshment

See the attached licence for the licence conditions

Signed by

John Cruse 
Team Leader Licensing

Date: 29 October 2007



Part A - Format of premises licence

Premises licence number

12420

Part 1 - Premises details

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

(Forman & Field LLP)
Bream Street

Post town
London

Post code
E3 2NT

Telephone number
020 8221 3939

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol
The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

The Sale by retail of Alcohol:

Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday
From 09:00 hrs to 01:00 hrs the following day

Late Night Refreshment:

Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday
until 01:00 hrs the following day

The opening hours of the premises

Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday
from 09:00 hrs to 01:00 hrs

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

On and off sales

Part 2

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

Forman & Field LLP
Bream Street
Fish Island
London
E3 2NT



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

OC322665

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

Michael Keith Stainthorpe



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



Annex 1 - Mandatory conditions

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

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

Private Entertainment

The premises may be used for the following purpose, that is to say, dancing, music, or other entertainment of the like kind which-

- a) is not a public entertainment but
- b) is promoted for private gain

Public Entertainment

Public Entertainment consisting of music and singing provided solely by the reproduction of recorded sound

Annex 2 - Conditions consistent with the operating Schedule

Notices to be on display at the premises asking customers to leave quietly

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

Not applicable

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:
7 September 2007



Part B - Premises licence summary

Premises licence number

12420

Premises details

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

Forman & Field LLP
Bream Street

Post town
London

Post code
E3 2NT

Telephone number
020 8221 3939

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol
The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

The Sale by retail of Alcohol:
Monday to Sunday from 09:00 hrs to 01:00 hrs the following day

Late Night Refreshment:
Monday to Sunday until 01:00 hrs the following day

The opening hours of the premises

Monday to Sunday from 09:00 hrs to 01:00 hrs the following day

Name, (registered) address of holder of premises licence

Forman & Field LLP
Bream Street
Fish Island
London
E3 2NT

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

On and off sales

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

OC322665

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

Michael Keith Stainthorpe

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

No restrictions

Appendix 2

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 Forman Field Ltd

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Forman & Field			
Stour Road			
Post town	London	Postcode	E3 2NT

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£390000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | 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 <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					

Current residential address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name Forman Field Ltd
Address Stour Road Fish Island Bow London E3 2NT
Registered number (where applicable) 07186609
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1)
Gourmet food retailer with licensed facilities.

A new premises licence is applied on the same terms, conditions and plan as former premises licence no. 12420.

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)

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (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	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur								
Fri								
Sat						<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)		
Sun								

E

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

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 type="checkbox"/>		
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed					<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)	
Thur						
Fri						
Sat					<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)	
Sun						

G

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

H

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

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon	23:00	01:00						
							
Tue	23:00	01:00						
							
Wed	23:00	01:00				State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
							
Thur	23:00	01:00						
							
Fri	23:00	01:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)					
							
Sat	23:00	01:00						
							
Sun	23:00	01:00						
							

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	09:00	01:00			
Tue	09:00	01:00			
Wed	09:00	01:00			
Thur	09:00	01:00			
Fri	09:00	01:00			
Sat	09:00	01:00			
Sun	09:00	01:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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

Name Lance Philip Anisfeld	
Date of birth [REDACTED]	
Address [private address]	
Postcode	
Personal licence number (if known) TBC	
Issuing licensing authority (if known) TBC	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	01:00	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</p>
Tue	09:00	01:00	
Wed	09:00	01:00	
Thur	09:00	01:00	
Fri	09:00	01:00	
Sat	09:00	01:00	
Sun	09:00	01:00	

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)

Gourmet food retailer with licensed facilities.

A new premises licence is applied on the same terms, conditions and plan as former premises licence no. 12420.

b) The prevention of crime and disorder

See a) above

c) Public safety

See a) above

d) The prevention of public nuisance

See a) above

e) The protection of children from harm

See a) above

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 (postal applications only) **[Electronic Submission - LA to serve RA's]**
- 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	<i>Thomas and Thomas</i>
Date	17/10/2023
Capacity	Solicitors on behalf of applicant

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) our ref: FOR.38.1 Ryan Peermamode Thomas & Thomas Partners LLP 38a Monmouth Street			
Post town	London	Postcode	WC2H 9EP
Telephone number (if any) [REDACTED]			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

Notes for Guidance

1. Describe 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.
2. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.
 - 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.

- 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please 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.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please 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 or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.
 15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right 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 which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 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).

Home Office online right to work checking service.

As an alternative to providing a copy of original documents, 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 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, 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 shared digitally. 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 copies of documents as set out above.

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.

Appendix 3

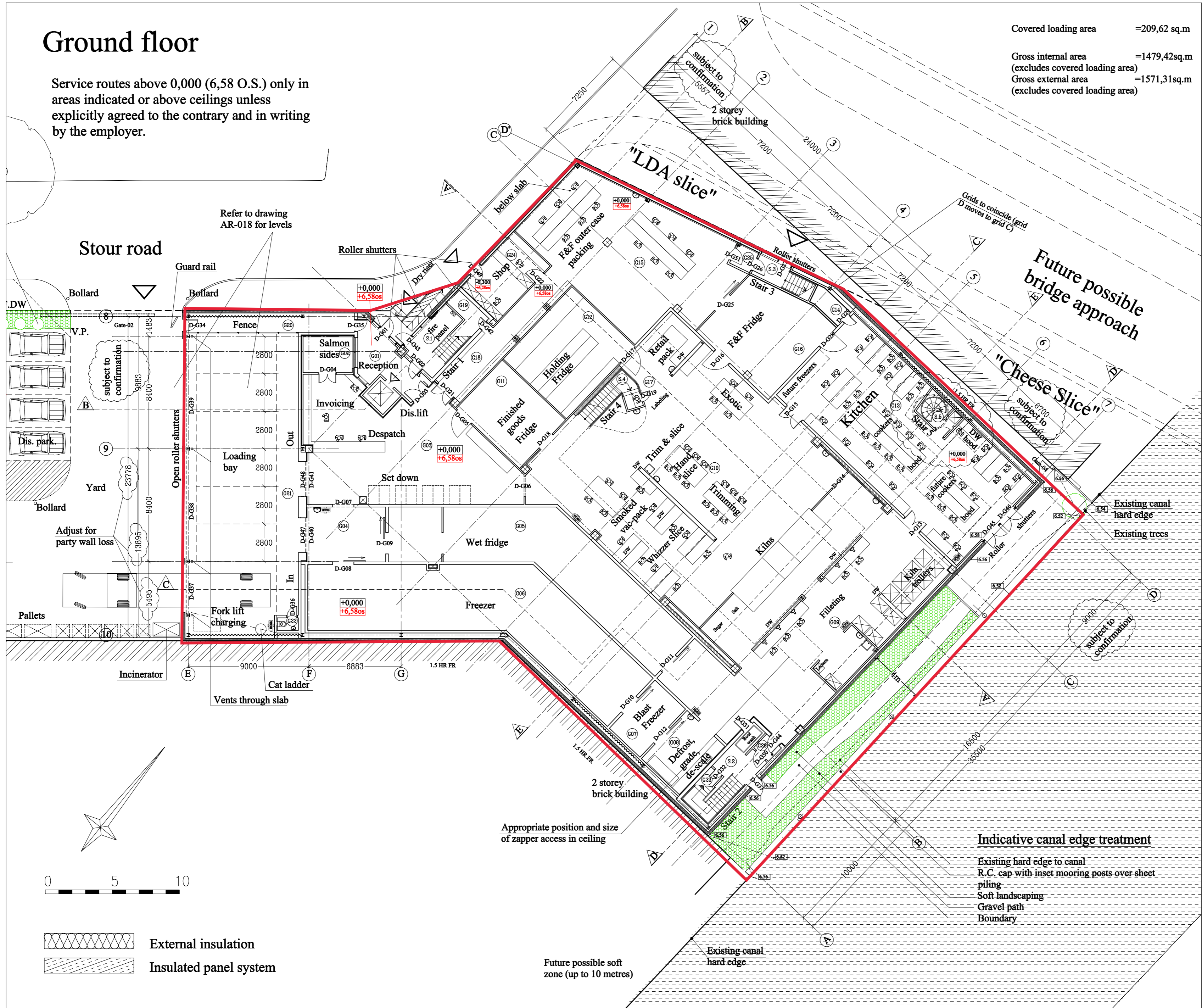
Ground floor

Service routes above 0,000 (6,58 O.S.) only in areas indicated or above ceilings unless explicitly agreed to the contrary and in writing by the employer.

Covered loading area =209,62 sq.m
 Gross internal area =1479,42sq.m (excludes covered loading area)
 Gross external area =1571,31sq.m (excludes covered loading area)

- Notes:**
- This drawing is to be read in conjunction with all relevant architectural, services, structural and specialists.
 - Any discrepancies in dimensions or details on or between drawings should be drawn to the attention of the architect and/or engineer for clarification.
 - 0,000=6,58 (O.S.) that is ground floor level in front of lift
 - 1:100+20% fluvial flood level=6.48m AOD.
 - Canal edge treatment is subject to detail design and agreement with British Waterways
 - DW=dwarf walls are 1.4m high.

- Revisions:**
- a - canal edge adjusted. Reception area and lift position adjusted
 - b - area names shown. Main entrance door adjusted
 - c - block wall added at grid F, main entrance steps adjusted (1; B), shop entrance steps adjusted (1-2; C-D), door D-G31 moved and boot bath adjusted (7; A-B), 3 dwarf walls in RG09 became full height; G22 walls changed to blockwork walls; general notes added; grid dimensions in room G13;
 - d - canal edge changed; levels adjusted at canal edge;
 - e - path adjusted near grid A; section line D-D corrected;
 - f - O.S. levels given; Stair 2 adjusted, door D-G44 added at Stair 2; vents added along grid E; wall of Freezer moved to grid 5; gates 3 added near grid 1; shop and kitchen layout changed; under slab vents in loading area shown; walls adjacent to grid 7 adjusted; RHS shown to dwarf walls (13 No); external wall zones developed; grid dimensions 8-10 clarified;
 - g 19.09.06 - insulated panels shown, substation G16 omitted, doors DG47 & 48 added, other minor adjustments. Cat ladder added F10.
 - h 25.09.06 - F&F fridge position and shop adjusted, wall on F adjusted to allow for steel columns and roller shutters, door DG18 adjusted. Dimension from building to canal edge shown as 4m.
 - i 02.10.06 - Shop area adjusted; door D-G16 moved; window between grids 1 & 2 deleted; main entrance zone adjusted; incenerator shown. Note on services added. Zapper access shown.
 - j 10.10.06 - text layer turned on and shown on pdf.
 - k 23.10.06 - Later smoke lobbies to stairs 2 & 3 shown. Notes on loading bay and yard levels added.
 - l 8.11.06 - Main freezer enlarged, blast freezer made smaller, notes to dimensions between grids 8 & 10 added, window on 7 reduced, D-G02 made single, kiln and adjacent walls adjusted, D-G50 and lobby to stair 2 added, DWs near B7 omitted, fresh vac pak omitted, stair 4 adjusted.



Revision Details	By	Date	Suffix
	Check		

Drawing Status
Planning

Job Title
**Forman's smokery
Bream Street
Fish Island
London E3 2NT**

Drawing Title
Ground floor plan

Scale 1:200 at A2			
Drawn LK	Approved PH		
Stage 1 check	Stage 2 check	Originated	Date 23-10-2006

Drawing Number
AR-004

Rev
1

East 8

East 8 Cyprus Ltd
 10th Floor Eagle House, PO Box 1451, Nicosia, Cyprus.
 Studio 8, Britannia Works, Dace Road, London E3 2NG, UK
 Kruty Uzviz 5, Kyiv 01004, Ukraine.

First floor

Service routes above 3,800 (10,38 O.S.) only in areas indicated or above ceilings unless explicitly agreed to the contrary and in writing by the employer.

Maintenance platform (includes chillers, water and electrical plant areas) =151,50 sq.m
 Gross internal area (excludes maintenance platform, voids, poly-store etc.) =1071.06 sq.m
 Gross external area (excludes maintenance platform, voids, poly-store etc.) =1160.76 sq.m



- Notes:**
- This drawing is to be read in conjunction with all relevant architectural, services, structural and specialists drawings.
 - Any discrepancies in dimensions or details on or between drawings should be drawn to the attention of the architect and/or engineer for clarification.
 - 0,000 = 6.58 O.S. that is ground floor level in front of lift
 - Canal edge treatment is subject to detail design and agreement with British waterways
 - DW=dwarf walls are 1.4m high
- Revisions:**
- a - reception area and lift position adjusted
 - b - server room arrangement changed. Walls changed at grids 5-6, C-D
 - c - windows position adjusted, 1 window added at grids 1, B-C
 - d - general notes added; block wall added at grid F; door 163 adjusted; door D164 added; room 150 added near dis.wc; lift shaft wall aligned with corridor wall; walls changed to partitions in rooms 125,129; ducts for kitchen flues added and walls adjusted in room 137;
 - e - wall added on maintenance platform between grids E & F; section line D-D corrected;
 - f - maintenance platform layout changed -rooms 150 and 151 added; rooms 133,134,135 adjusted; room 110 adjusted, doors 119,120 moved; dimensions grids 8-10 clarified; external walls zone developed; canteen wall moved at grid B-2;
 - g - 19.09.06 - insulated panels shown, cat ladder added F10, major changes to restaurant kitchen & wcs, smoke vent adjusted, other minor adjustments.
 - h - 25.09.06 - office & restaurant toilets, meeting room, server room adjusted, door added to 146, Core 1 level made subject to loading bay door operation. Hanger and beam centres adjacent to 'atrium' shown 1900 mm from grids B and C.
 - i - 02.10.06 - Stairs near door D-158 moved from room 138 to room 146; section line B-B adjusted; door D-160 moved, stairs near door D-167 rotated and adjusted; note on services added.
 - j - 23.10.06 - Doors nos.110, 111, 170 added; doors nos. corrected - room 123 D-157; room 136 D-114; S3 D-161; room 142 adj S3 connected to 110; future smoke lobby to S 3 shown.
 - k - 25.10.06 - D-100 becomes D-110, D-170 becomes D-175, note on future lobby added.
 - l - 8.11.06 - Poly-store enlarged (also now double height near core 3), core 3 smaller, stair by D-169 replaced by cat ladder, upstand wall shown in polystore, D-101 & 102 made single, D-176 & stair 2 lobby added, stair 4 adjusted.

Revision Details	By	Date	Suffix
	Check		

Drawing Status
Planning

Job Title
**Forman's smokery
Bream Street
Fish Island
London E3 2NT**

Drawing Title
First floor

Scale
1:200 at A2

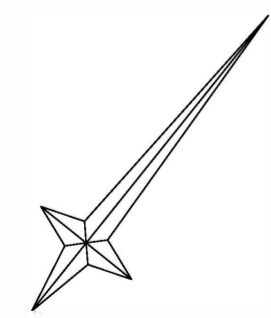
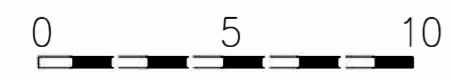
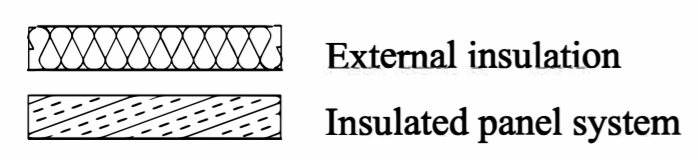
Drawn LK Approved PH

Stage 1 check	Stage 2 check	Originated	Date
			25-10-2006

Drawing Number AR-005 Rev 1

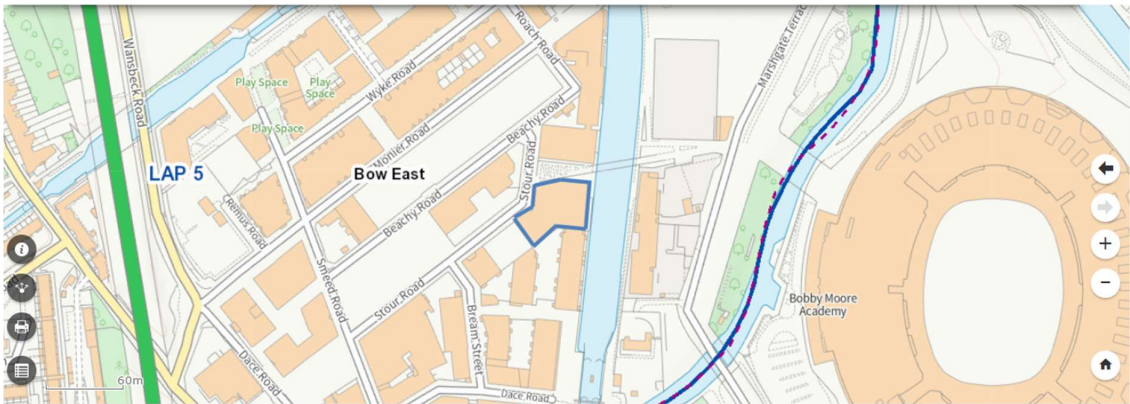


East 8 Cyprus Ltd
 10th Floor Eagle House, PO Box 1451, Nicosia, Cyprus.
 Studio 8, Britannia Works, Dace Road, London E3 2NG, UK
 Kruty Uzviz 5, Kyiv 01004, Ukraine.



Appendix 4

Map – Forman & Field, Stour Road



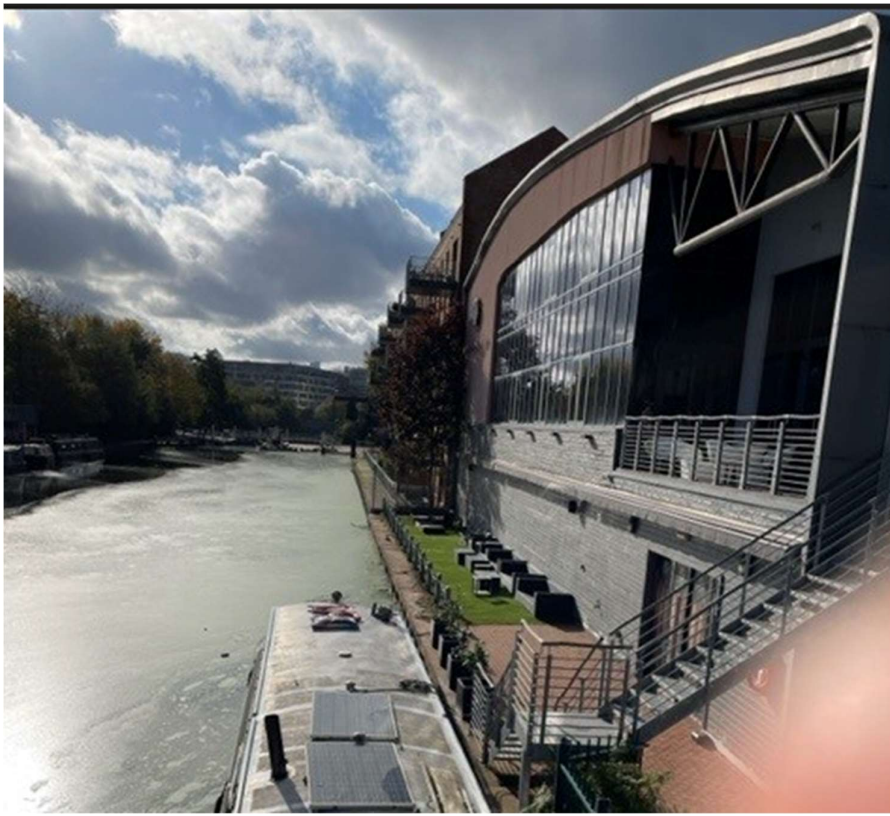
Appendix 5

Photos – Forman & Field, Stour Road











Appendix 6

Nearby Licensed Premises

<u>Premises address</u>	<u>Licensable Hours</u>	<u>Opening Times</u>
<p>(The Hackney Cut) Unit 20/21 Vittoria Wharf 10 Stour Road</p>	<p>The Supply by Retail of Alcohol</p> <ul style="list-style-type: none"> ▪ Monday to Sunday 07:00 hrs to 22:30 hrs <p>The Provision of regulated entertainment in the form of: Live Music, Performances of Dance (Anything of a Similar Description), Provision of Facilities for Making Music, Provision for Facilities for Dancing</p> <ul style="list-style-type: none"> ▪ Monday to Sunday 07:00 hrs to 22:30 hrs <p><u>Seasonal Variations</u> The Supply by Retail of Alcohol and the Provision of Regulated Entertainment</p> <ul style="list-style-type: none"> ▪ When Monday follows a bank holiday Sunday day to remain open until 00:00 (midnight). ▪ Christmas Eve, Boxing Day to remain open 1 extra hour. ▪ New Years Eve to the end of permitted hours to opening times the following day 	<ul style="list-style-type: none"> ▪ Monday to Sunday 07:00 hrs to 22:30 hrs
<p>(Two More Years) 7 Roach Road</p>	<p><u>Sale of alcohol by retail.</u> Sunday to Thursday 09:00 hours – 01:00 hours the following day.</p>	<p>Monday to Sunday 24 hours a day.</p>

	<p>Friday and Saturday 09:00 hours – 02:00 hours the following day. <u>Regulated Entertainment.</u> Plays, films and performance of dance. Monday to Sunday 24 hours per day.</p> <p>Indoor sporting Events, boxing or wrestling, live music, recorded music, provision of facilities for making music and provision of facilities for dancing. Sunday to Thursday 09:00 hours – 01:00 hours the following day. Friday and Saturday 09:00 hours – 02:00 hours the following day.</p> <p><u>Late night refreshment.</u> Monday to Sunday 23:00 hours – 05:00 hours the following day.</p>	
<p>(Your Local Food and Wine) Unit 137 Crown Wharf</p>	<p><u>Sale of alcohol(off sales)</u></p> <ul style="list-style-type: none"> • Sunday to Thursday, 07.00am to 00.30am the following day. • Friday & Saturday, 07.00am to 01.30am the following day. <p><u>Late night refreshment</u></p> <ul style="list-style-type: none"> • Monday to Sunday, from 23:00 hours to Midnight 	<ul style="list-style-type: none"> • Sunday to Thursday, 07.00am to 00.30am the following day. • Friday & Saturday, 07.00am to 01.30am the following day.
<p>(Lofthouse Square Ltd) Lanterna 6 Wyke Road</p>	<p>The sale by retail of alcohol – On and off sales</p> <ul style="list-style-type: none"> • Sunday to Thursday, from 	<ul style="list-style-type: none"> • Sunday to Thursday 10:00 hrs to 23:30 hrs • Friday and Saturday 10:00 hrs

	<p>10:00 hrs to 23:00 hrs</p> <ul style="list-style-type: none"> • Friday and Saturday, from 10:00 hrs to 23:30 hrs <p>The provision of late night refreshments – Indoors and outdoors</p> <ul style="list-style-type: none"> • (Sunday to Thursday – no late night refreshment) • Friday and Saturday, from 23:00 hrs to 23:30 hrs <p>The provision of regulated entertainment – Indoors <u>(Recorded Music only)</u></p> <ul style="list-style-type: none"> • Sunday to Thursday 10:00 hrs to 23:00 hrs • Friday and Saturday 10:00 hrs to 00:00 hrs (midnight) <p><u>Non-standard timings</u> New Year's Eve, from 10:00 hrs to 02:00 hrs (the following day)</p>	<p>to 00:00 hrs (midnight)</p> <p><u>Non-standard timings</u></p> <ul style="list-style-type: none"> • New Year's Eve from 10:00 hrs to 02:30 hrs (the following day)
<p>Welcome Co-op Unit A2 68 Smeed Road</p>	<p><u>Sale of Alcohol</u> (off sales) Monday – Sunday 08:00 hours – 22:00 hours</p>	<p>Monday – Sunday 07:00 hours – 22:00 hours</p>
<p>Bakery 4 Limited Unit A. 1 76 Smeed Road</p>	<p><u>Sale of Alcohol</u> (on & off sales)</p> <p>Closed Monday Tuesday to Wednesday from 09:00 hours to 21:00 hours (20:30 hours for on sales) Thursday to Saturday from 09:00 hours to 23:00</p>	<p>Closed Monday Tuesday to Wednesday from 09:00 hours to 21:00 hours Thursday to Saturday from 09:00 hours to 23:00 hours Sunday from 09:00 hours to 21:00 hours</p>

	hours (22:30 hours for on sales) Sunday from 09:00 hours to 21:00 hours (20:30 hours for on sales)	
Barkney Wick) 75 Smeed Road	<u>Sale of Alcohol</u> (on & off sales): Monday-Sunday 10:00 – 22:30 hours	Monday – Sunday 07:00 – 23:00 hours

Appendix 7

Licensing Team
Tower Hamlets Town Hall
160 Whitechapel Road
London
E1 1BJ

Dear Licensing Team,

I am writing to you to object to the application by Forman Field Ltd ("**Forman**"), dated 17 October 2023, for the grant of a premises licence at Forman & Field, Stour Road, London, E3 2NT (the "**Site**") for the provision of late night refreshments and the sale by retail of alcohol, Monday to Sunday 9:00am to 01:00am (the "**Licence Application**"). I am a resident of Lock No. 19, the residential development adjacent to the Site (the "**Lock No. 19 Development**"). The principal ground upon which I wish to make a representation is that I believe that the grant of the licence to Forman (the "**Licence Grant**") is likely to have an adverse effect on the promotion of the prevention of public nuisance.

Objectives of the Licencing Act 2003

As you are aware, the Licensing Team is required under the Licencing Act 2003 (the "**Act**") to carry out its functions under the Act with a view to promoting the licencing objectives (as set out in section 4(2) of the Act). The licensing objectives include the prevention of public nuisance. A public nuisance may be defined as an unlawful act or omission, which is so widespread in range and indiscriminate in its effect that it obstructs, damages or inconveniences the rights of the community.

Representations

I am concerned that the Licence Grant will give rise to a noise nuisance, particularly given the proximity between the Site and the Lock No. 19 Development. Noise from the Site (including customers drinking and music playing) until as early as 1:00am six (6) days a week would substantially interfere with residents' ordinary use and quiet enjoyment of their properties. This would be particularly egregious during warmer weather, where residents would be forced to choose between: (a) shutting their windows and doors in an attempt to partially block out the noise from the Site, but being subjected to unbearable heat; and (b) opening their windows and doors to circulate air and cool down their properties, but being subject to increased noise from the Site. However, please note that even if the windows and doors of residents' properties are shut, it is likely that a noise nuisance would still arise as the windows and doors do not fully block out all noise from the outside environment. I would also like to draw the Licensing Team's attention to the fact that there are many residents at the Lock No. 19 Development who are raising young children (including newborns). Any noise nuisance from the Site as a result of the Licence Grant would likely have a significant impact on their family lives.

Additionally, I am concerned that Forman intends to use outdoor spaces at the Site, including a rooftop area which overlooks the Lock No. 19 Development, to carry out licensable activities. Despite the rooftop area not being included in the Licence Application, I have seen photographic and video evidence of renovation works being carried out on the rooftop at the Site, which include laying down fake grass and building a bar. The use of any outdoor spaces at the Site would amplify the concerns raised about a noise nuisance above. In addition, it would raise serious privacy concerns as customers on the rooftop at the Site would be able to see into residents'

properties. As you are probably aware, the Supreme Court¹ recently found that the viewing platform at Tate Modern gallery, which overlooked adjacent flats, caused a “substantial interference with the ordinary use and enjoyment of the claimants’ properties” on the basis that “overlooking” can be an actionable form of nuisance. I believe that the use of the rooftop bar at the Site would have a similar interference with residents’ ordinary use and enjoyment of their properties at the Lock No. 19 Development, and I strongly object to any use of such space as part of the Licence Grant.

I understand that Forman was granted the following premises licences under the Act: (a) a premises licence with licence number 12420 (the “**Original Licence**”); and (b) a premises licence with licence number 12934 (the “**Subsequent Licence**”). I further understand that: (i) the Licensing Team does not have a copy of the Original Licence, which it assumes was overridden in error when the Subsequent Licence was granted; (ii) the Subsequent Licence lapsed due to a change in the registered name of Forman²; and (iii) the Licence Application is an application to re-instate the Original Licence on the same terms and conditions. While the Licensing Team does not have a copy of the Original Licence, it has shared a copy of the single condition attached to the Original Licence (see “**Schedule A**” to this letter). The character of Fish Island has dramatically changed over the past number of years, and is now predominantly a residential area. As such, the condition attached to the Original Licence is wholly inappropriate and entirely inadequate to prevent a public nuisance. Any assessment of the Licence Application must take into account the residential character of Fish Island, and the proximity between the Site and the Lock No 19. Development.

Additionally, I am aware that other businesses on Fish Island have had far more stringent and wide-ranging conditions attached to their alcohol licences compared to the Original Licence, including: (i) no noise generated on the premises shall emanate from the premises which gives rise to a public nuisance; (ii) all windows and external doors shall be kept closed at all times; and (iii) a suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers (see “**Schedule B**” to this letter for the conditions attached to the Lofthouse Square Ltd licence granted on 2 August 2021 (the “**Lanterna Licence**”). To the extent that the Licensing Team approves the Licence Application (which, for the avoidance of doubt, I strongly recommend it does not), I would expect that conditions at least as stringent and wide-ranging as those attached to the Lanterna Licence be attached to the licence granted to Forman, absent which the Licensing Team would be failing in its duty to promote the prevention of a public nuisance (and, potentially, other licencing objectives under the Act).

Issues with the Licence Application

The Licence Application makes references to the Original Licence, including with respect to the description of the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, the Licence Application directs the Licensing Team to the “terms, conditions and plan” of the Original Licence. Without a copy of the Original Licence, I do not understand how the Licensing Team can properly assess the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, I am unable to understand what such steps would entail absent a copy of the Original Licence. In any event, any such steps set out in the Original Licence are likely to be appropriate or adequate to prevent a public nuisance given the dramatic

¹ Fearn and Others (Appellants) v Board of Trustees of the Tate Gallery [2023] UKSC.

² According to Companies House, Forman and Field LLP (the licensee under the Subsequent Licence) was dissolved on 14 August 2012.

change in the use of the land surrounding the Site over the past number of years (as discussed above).

Ongoing nuisance claims

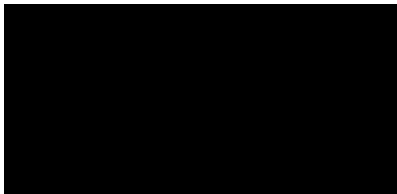
Separate to the objections raised herein against the Licence Application, I wish to draw the Licensing Team’s attention to an ongoing dispute between residents of the Lock No. 19 Development and Forman in relation to the persistent (24 / 7) noise from the extractor fans operated at the Site and the smoke being emitted from the chimneys at the Site (together, the “**Nuisances**”). Residents of the Lock No.19 Development have made numerous complaints to Forman about the Nuisances, but Forman has repeatedly downplayed residents’ concerns and refused to engage in any meaningful discussions about how to resolve the Nuisances. Residents have obtained legal advice from solicitors and counsel, and are intending to take legal action to resolve the Nuisances. Given Forman’s reluctance to address the Nuisances, I am concerned that Forman would have little, if any, regard as to whether the proposed licence would have an adverse effect on the promotion of the prevention of public nuisance and may not respect any conditions attached to such licence.

Hearing

As per section 18(3) of the Act, the Licensing Team should hold a hearing to consider the representations made herein, and take appropriate steps to ensure the promotion of the licensing objectives. I ask that the Licencing Team takes into consideration the negative impacts (as set out in this letter) that the approval of the Licence Application would have on residents of the Lock No. 19 Development, and inhabitants of other nearby residential and student housing, and strongly considers rejecting the Licence Application, or, at the very least, imposing conditions on the licence that are at least as stringent and wide-ranging as those imposed on similar business licences in the area (including those attached to the Lanterna Licence).

I look forward to receiving confirmation of receipt of this letter and an update on the next steps.

Kind regards,



SCHEDULE A: CONDITIONS ATTACHED TO ORIGINAL LICENCE³

Annex 2 - Conditions consistent with the operating Schedule

Notices to be on display at the premises asking customers to leave quietly

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

Not applicable

³ The conditions attached to the Original Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

SCHEDULE B: CONDITIONS ATTACHED TO LANTERNA LICENCE⁴

Annex 1 - Mandatory conditions

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

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

1.

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

⁴ The conditions attached to the Lanterna Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
4. The responsible person must ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
5.
 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 2. For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula —

$$P = D + (D \times V)$$
 where —
 - (i) **P** is the permitted price

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

...

Annex 3 - Conditions attached after a hearing by the licensing authority
(Conditions attached following the Licensing Sub-committee hearing of 2nd August 2021)

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

2. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses.
 - a. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder.
 - b. The limiter shall not be altered without prior agreement with the Environmental Health Service.
 - c. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
 - d. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
3. No loudspeakers will be located within 2 meters of the entrance doors or outside of the premises. They will be aimed low down and set in zones so that the sound will stay localised, and any music will not be audible outside or elsewhere in the building.
4. No music will be played outside at any time.
5. All windows and external doors shall be kept closed at all times including when regulated entertainment takes place, except for the immediate access and egress of persons.
6. Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.
7. 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. 80% of outside seating will be no smoking.
8. All patrons in the external area must be seated. The number of tables in the external area shall not exceed 12 tables.
9. All external furniture shall be brought inside or locked out of use and all patrons dispersed from the outside area of the premises by 21:00 hours Sunday to Thursday and 21:30 hours on Friday and Saturday.

10. A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.
11. Alcoholic drinks sold for consumption on the premises shall not be permitted to leave the premises (including the external area) at any time, including those leaving temporarily to smoke.
12. Alcohol shall not be sold for the consumption off the premises after 22:30 on any day.
13. No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.
14. On West Ham United match days at the London Stadium:
 - a) There will be a "no football colours" shirt policy in force;
 - b) Only biodegradable plastic cups will be in use;
 - c) No bottled beers will be served;
 - d) Appropriate Security Industry Authority (SIA) accredited staff will be on duty;
 - e) No off-sale of alcohol will be allowed on match days.
15. There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptacle into another in any external area of the premises during these hours.
16. Deliveries related to the licensed activities shall not take place between the hours of 21:00 and 07:00.
17. The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.
18. Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.
19. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.
 - a. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - b. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
 - c. All recordings shall be stored for a minimum period of 31 days with date and time stamping.
 - d. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

20. 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.
21. Toilets shall be checked frequently by staff members who will be trained in licensee's drugs awareness policies
22. The premises shall actively participate in the local pub watch
23. All exterior furniture shall be brought inside the premises or locked outside at 23:30 hrs daily.
24. Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.
25. Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
26. No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.
27. Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and glasses from the premises
28. Children under the age of 16 shall be accompanied by an adult
29. Soft and non-alcoholic drinks shall be available
30. 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.
31. 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.
32. 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.

Appendix 8

Licensing Team
Tower Hamlets Town Hall
160 Whitechapel Road
London
E1 1BJ

Dear Licensing Team,

I am writing to you to object to the application by Forman Field Ltd ("**Forman**"), dated 17 October 2023, for the grant of a premises licence at Forman & Field, Stour Road, London, E3 2NT (the "**Site**") for the provision of late night refreshments and the sale by retail of alcohol, Monday to Sunday 9:00am to 01:00am (the "**Licence Application**"). I am a resident of Lock No. 19, the residential development adjacent to the Site (the "**Lock No. 19 Development**"). The principal ground upon which I wish to make a representation is that I believe that the grant of the licence to Forman (the "**Licence Grant**") is likely to have an adverse effect on the promotion of the prevention of public nuisance.

Objectives of the Licencing Act 2003

As you are aware, the Licensing Team is required under the Licencing Act 2003 (the "**Act**") to carry out its functions under the Act with a view to promoting the licencing objectives (as set out in section 4(2) of the Act). The licencing objectives include the prevention of public nuisance. A public nuisance may be defined as an unlawful act or omission, which is so widespread in range and indiscriminate in its effect that it obstructs, damages or inconveniences the rights of the community.

Representations

I am concerned that the Licence Grant will give rise to a noise nuisance, particularly given the proximity between the Site and the Lock No. 19 Development. Noise from the Site (including customers drinking and music playing) until as early as 1:00am six (6) days a week would substantially interfere with residents' ordinary use and quiet enjoyment of their properties. This would be particularly egregious during warmer weather, where residents would be forced to choose between: (a) shutting their windows and doors in an attempt to partially block out the noise from the Site, but being subjected to unbearable heat; and (b) opening their windows and doors to circulate air and cool down their properties, but being subject to increased noise from the Site. However, please note that even if the windows and doors of residents' properties are shut, it is likely that a noise nuisance would still arise as the windows and doors do not fully block out all noise from the outside environment. I would also like to draw the Licensing Team's attention to the fact that there are many residents at the Lock No. 19 Development who are raising young children (including newborns). Any noise nuisance from the Site as a result of the Licence Grant would likely have a significant impact on their family lives.

Additionally, I am concerned that Forman intends to use outdoor spaces at the Site, including a rooftop area which overlooks the Lock No. 19 Development, to carry out licensable activities. Despite the rooftop area not being included in the Licence Application, I have seen photographic and video evidence of renovation works being carried out on the rooftop at the Site, which include laying down fake grass and building a bar. The use of any outdoor spaces at the Site would amplify the concerns raised about a noise nuisance above. In addition, it would raise serious privacy concerns as customers on the rooftop at the Site would be able to see into residents'

properties. As you are probably aware, the Supreme Court¹ recently found that the viewing platform at Tate Modern gallery, which overlooked adjacent flats, caused a “substantial interference with the ordinary use and enjoyment of the claimants’ properties” on the basis that “overlooking” can be an actionable form of nuisance. I believe that the use of the rooftop bar at the Site would have a similar interference with residents’ ordinary use and enjoyment of their properties at the Lock No. 19 Development, and I strongly object to any use of such space as part of the Licence Grant. For our property in particular, the current outside area overlooks our main living area. In addition to the potential for customers to see in, the area is directly adjacent to a flat roof, amplifying concerns customers could cross the intervening gap and cause a nuisance.

I understand that Forman was granted the following premises licences under the Act: (a) a premises licence with licence number 12420 (the “**Original Licence**”); and (b) a premises licence with licence number 12934 (the “**Subsequent Licence**”). I further understand that: (i) the Licensing Team does not have a copy of the Original Licence, which it assumes was overridden in error when the Subsequent Licence was granted; (ii) the Subsequent Licence lapsed due to a change in the registered name of Forman²; and (iii) the Licence Application is an application to re-instate the Original Licence on the same terms and conditions. While the Licensing Team does not have a copy of the Original Licence, it has shared a copy of the single condition attached to the Original Licence (see “**Schedule A**” to this letter). The character of Fish Island has dramatically changed over the past number of years, and is now predominantly a residential area. As such, the condition attached to the Original Licence is wholly inappropriate and entirely inadequate to prevent a public nuisance. Any assessment of the Licence Application must take into account the residential character of Fish Island, and the proximity between the Site and the Lock No 19. Development.

Additionally, I am aware that other businesses on Fish Island have had far more stringent and wide-ranging conditions attached to their alcohol licences compared to the Original Licence, including: (i) no noise generated on the premises shall emanate from the premises which gives rise to a public nuisance; (ii) all windows and external doors shall be kept closed at all times; and (iii) a suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers (see “**Schedule B**” to this letter for the conditions attached to the Lofthouse Square Ltd licence granted on 2 August 2021 (the “**Lanterna Licence**”). To the extent that the Licensing Team approves the Licence Application (which, for the avoidance of doubt, I strongly recommend it does not), I would expect that conditions at least as stringent and wide-ranging as those attached to the Lanterna Licence be attached to the licence granted to Forman, absent which the Licensing Team would be failing in its duty to promote the prevention of a public nuisance (and, potentially, other licencing objectives under the Act).

Issues with the Licence Application

The Licence Application makes references to the Original Licence, including with respect to the description of the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, the Licence Application directs the Licensing Team to the “terms, conditions and plan” of the Original Licence. Without a copy of the Original Licence, I do not understand how the Licensing Team can properly assess the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, I am unable to understand what such steps would entail absent a copy of the Original Licence. In any event, any such steps set out in the Original

¹ Fearn and Others (Appellants) v Board of Trustees of the Tate Gallery [2023] UKSC.

² According to Companies House, Forman and Field LLP (the licensee under the Subsequent Licence) was dissolved on 14 August 2012.

Licence are likely to be appropriate or adequate to prevent a public nuisance given the dramatic change in the use of the land surrounding the Site over the past number of years (as discussed above).

Ongoing nuisance claims

Separate to the objections raised herein against the Licence Application, I wish to draw the Licensing Team's attention to an ongoing dispute between residents of the Lock No. 19 Development and Forman in relation to the persistent (24 / 7) noise from the extractor fans operated at the Site and the smoke being emitted from the chimneys at the Site (together, the "**Nuisances**"). Residents of the Lock No.19 Development have made numerous complaints to Forman about the Nuisances, but Forman has repeatedly downplayed residents' concerns and refused to engage in any meaningful discussions about how to resolve the Nuisances. Residents have obtained legal advice from solicitors and counsel, and are intending to take legal action to resolve the Nuisances. Given Forman's reluctance to address the Nuisances, I am concerned that Forman would have little, if any, regard as to whether the proposed licence would have an adverse effect on the promotion of the prevention of public nuisance and may not respect any conditions attached to such licence.

Hearing

As per section 18(3) of the Act, the Licensing Team should hold a hearing to consider the representations made herein, and take appropriate steps to ensure the promotion of the licensing objectives. I ask that the Licencing Team takes into consideration the negative impacts (as set out in this letter) that the approval of the Licence Application would have on residents of the Lock No. 19 Development, and inhabitants of other nearby residential and student housing, and strongly considers rejecting the Licence Application, or, at the very least, imposing conditions on the licence that are at least as stringent and wide-ranging as those imposed on similar business licences in the area (including those attached to the Lanterna Licence).

I look forward to receiving confirmation of receipt of this letter and an update on the next steps.

Kind regards,
[*lonela Adam*]



SCHEDULE A: CONDITIONS ATTACHED TO ORIGINAL LICENCE³

Annex 2 - Conditions consistent with the operating Schedule

Notices to be on display at the premises asking customers to leave quietly

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

Not applicable

³ The conditions attached to the Original Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

SCHEDULE B: CONDITIONS ATTACHED TO LANTERNA LICENCE⁴

Annex 1 - Mandatory conditions

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

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

1.

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

⁴ The conditions attached to the Lanterna Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

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

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

4. The responsible person must ensure that—
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 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
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5.
 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

 2. For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
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$$\mathbf{P = D + (D \times V)}$$
 where —
 - (i) **P** is the permitted price

- (ii) **D** is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence
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 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
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- d) any incidents of disorder;
- e) all seizures of drugs or offensive weapons;
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- g) any refusal of the sale of alcohol;
- h) any visit by a relevant authority or emergency service.

Appendix 9

Licensing Team
Tower Hamlets Town Hall
160 Whitechapel Road
London
E1 1BJ

Dear Licensing Team

Subject: Objection to Forman Field Ltd's application for grant of a licence

1. I am a resident of [REDACTED] part of the Lock No. 19 Development on Fish Island.
2. I am writing to object to the application by Forman Field Ltd ("**Forman**"), dated 17 October 2023, for the grant of a premises licence at Forman & Field, Stour Road, London, E3 2NT (the "**Site**") for the provision of late night refreshments and the sale by retail of alcohol, Monday to Sunday 9:00am to 01:00am (the "**Licence Application**"). I am a resident of Lock No. 19, the residential development adjacent to the Site (the "**Lock No. 19 Development**").
3. The principal ground upon which I wish to make a representation is that I believe that the grant of the licence to Forman (the "**Licence Grant**") is likely to have an adverse effect on the promotion of the prevention of public nuisance.

Objectives of the Licencing Act 2003

4. As you are aware, the Licensing Team is required under the Licencing Act 2003 (the "**Act**") to carry out its functions under the Act with a view to promoting the licencing objectives (as set out in section 4(2) of the Act).
5. The licensing objectives include the prevention of public nuisance. A public nuisance may be defined as an unlawful act or omission, which is so widespread in range and indiscriminate in its effect that it obstructs, damages or inconveniences the rights of the community.

Representations

6. I am concerned that the Licence Grant will give rise to a noise nuisance, particularly given the proximity between the Site and the Lock No. 19 Development.
7. Noise from the Site (including customers consuming alcohol and music playing) until as early as 1:00am six (6) days a week would substantially interfere with residents' ordinary use and quiet enjoyment of their properties. This would be particularly egregious during warmer weather, where residents would be forced to choose between: (a) shutting their windows and doors in an attempt to partially block out the noise from the Site, but being subjected to unbearable heat; and (b) opening their windows and doors to circulate air and cool down their properties,

but being subject to increased noise from the Site. However, please note that even if the windows and doors of residents' properties are shut, it is likely that a noise nuisance would still arise as the windows and doors do not fully block out all noise from the outside environment. This nuisance is likely to be most pronounced for the canal-facing flats in the Barker House building of the Lock No. 19 site, which are mere feet away from the Site.

8. I would also like to draw the Licensing Team's attention to the fact that there are many residents at the Lock No. 19 Development who are raising young children (including newborns). Any noise nuisance from the Site as a result of the Licence Grant would likely have a significant impact on their family lives.
9. Additionally, I am concerned that Forman intends to use outdoor spaces at the Site, including a rooftop area which overlooks the Lock No. 19 Development, to carry out licensable activities. Despite the rooftop area not being included in the Licence Application, I have seen photographic and video evidence of renovation works being carried out on the rooftop at the Site, which include laying down grass (or AstroTurf or fake grass) and building a bar.
10. The use of any outdoor spaces at the Site would amplify the concerns raised about a noise nuisance above. In addition, it would raise serious privacy concerns as customers on the rooftop at the Site would be able to see into residents' properties (including their balconies). A number of the occupants of the canal-facing flats also have young children.
11. As you are probably aware, the Supreme Court¹ recently found that the viewing platform at Tate Modern gallery, which overlooked adjacent flats, caused a "substantial interference with the ordinary use and enjoyment of the claimants' properties" on the basis that "overlooking" can be an actionable form of nuisance. I believe that the use of the rooftop bar at the Site would have a similar interference with residents' ordinary use and enjoyment of their properties at the Lock No. 19 Development, and I strongly object to any use of such space as part of the Licence Grant.
12. I understand that Forman was granted the following premises licences under the Act:
 - a) a premises licence with licence number 12420 (the "**Original Licence**"); and
 - b) a premises licence with licence number 12934 (the "**Subsequent Licence**").
13. I further understand that:
 - a) the Licensing Team does not have a copy of the Original Licence, which it assumes was overridden in error when the Subsequent Licence was granted;

¹ Fearn and Others (Appellants) v Board of Trustees of the Tate Gallery [2023] UKSC.

- b) the Subsequent Licence lapsed due to a change in the registered name of Forman²; and
 - c) the Licence Application is an application to re-instate the Original Licence on the same terms and conditions. While the Licensing Team does not have a copy of the Original Licence, it has shared a copy of the single condition attached to the Original Licence (see “**Schedule A**” to this letter).
14. The character of Fish Island has dramatically changed over the past number of years, and is now predominantly a residential area. As such, the condition attached to the Original Licence is wholly inappropriate and entirely inadequate to prevent a public nuisance. Any assessment of the Licence Application must take into account the residential character of Fish Island, and the proximity between the Site and the Lock No 19. Development.
15. Additionally, I am aware that other businesses on Fish Island have had far more stringent and wide-ranging conditions attached to their alcohol licences compared to the Original Licence, including:
- a) no noise generated on the premises shall emanate from the premises which gives rise to a public nuisance;
 - b) all windows and external doors shall be kept closed at all times; and
 - c) a suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers (see “**Schedule B**” to this letter for the conditions attached to the Lofthouse Square Ltd licence granted on 2 August 2021 (the “**Lanterna Licence**”)).
16. To the extent that the Licensing Team approves the Licence Application (which, for the avoidance of doubt, I strongly recommend it does not), I would expect that conditions at least as stringent and wide-ranging as those attached to the Lanterna Licence be attached to the licence granted to Forman, absent which the Licensing Team would be failing in its duty to promote the prevention of a public nuisance (and, potentially, other licencing objectives under the Act).

Issues with the Licence Application

17. The Licence Application makes references to the Original Licence, including with respect to the description of the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, the Licence Application directs the Licensing Team to the “terms, conditions and plan” of the Original Licence.
18. Without a copy of the Original Licence, I do not understand how the Licensing Team can properly assess the steps that Forman intends to take to promote the four licencing objectives under the Act. Indeed, I am unable to understand what such steps would entail absent a copy of the Original Licence. In any event, any such steps set out in the Original Licence are likely to be appropriate or adequate to prevent a public nuisance given the dramatic change in the use of the land

² According to Companies House, Forman and Field LLP (the licensee under the Subsequent Licence) was dissolved on 14 August 2012.

surrounding the Site over the past number of years (as discussed above).

Ongoing nuisance claims

19. Separate to the objections raised herein against the Licence Application, I wish to draw the Licensing Team's attention to an ongoing dispute between residents of the Lock No. 19 Development and Forman in relation to the persistent (24 / 7) noise from the extractor fans operated at the Site and the smoke being emitted from the chimneys at the Site (together, the "**Nuisances**").
20. Residents of the Lock No.19 Development have made numerous complaints to Forman about the Nuisances, but Forman has repeatedly downplayed residents' concerns and refused to engage in any meaningful discussions about how to resolve the Nuisances. Residents have obtained legal advice from solicitors and counsel, and are intending to take legal action to resolve the Nuisances. Given Forman's reluctance to address the Nuisances, I am concerned that Forman would have little, if any, regard as to whether the proposed licence would have an adverse effect on the promotion of the prevention of public nuisance and may not respect any conditions attached to such licence.

Hearing

21. As per section 18(3) of the Act, the Licensing Team should hold a hearing to consider the representations made herein, and take appropriate steps to ensure the promotion of the licensing objectives.
22. I ask that the Licencing Team takes into consideration the negative impacts (as set out in this letter) that the approval of the Licence Application would have on residents of the Lock No. 19 Development, and inhabitants of other nearby residential and student housing, and strongly considers rejecting the Licence Application, or, at the very least, imposing conditions on the licence that are at least as stringent and wide-ranging as those imposed on similar business licences in the area (including those attached to the Lanterna Licence).
23. I reserve all my rights.

I look forward to receiving confirmation of receipt of this letter and an update on the next steps.

Yours faithfully

Ali Ishaq

SCHEDULE A: CONDITIONS ATTACHED TO ORIGINAL LICENCE³

Annex 2 - Conditions consistent with the operating Schedule

Notices to be on display at the premises asking customers to leave quietly

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

Not applicable

³ The conditions attached to the Original Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

SCHEDULE B: CONDITIONS ATTACHED TO LANTERNA LICENCE⁴

Annex 1 - Mandatory conditions

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

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

1.

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

⁴ The conditions attached to the Lanterna Licence were provided, upon request, to a resident of the Lock No. 19 Development by the Licencing Team.

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

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

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

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

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

$$P = D + (D \times V)$$
 where —

(i) **P** is the permitted price

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

...

Annex 3 - Conditions attached after a hearing by the licensing authority
 (Conditions attached following the Licensing Sub-committee hearing of 2nd August 2021)

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

2. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses.
 - a. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder.
 - b. The limiter shall not be altered without prior agreement with the Environmental Health Service.
 - c. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
 - d. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
3. No loudspeakers will be located within 2 meters of the entrance doors or outside of the premises. They will be aimed low down and set in zones so that the sound will stay localised, and any music will not be audible outside or elsewhere in the building.
4. No music will be played outside at any time.
5. All windows and external doors shall be kept closed at all times including when regulated entertainment takes place, except for the immediate access and egress of persons.
6. Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.
7. 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. 80% of outside seating will be no smoking.
8. All patrons in the external area must be seated. The number of tables in the external area shall not exceed 12 tables.
9. All external furniture shall be brought inside or locked out of use and all patrons dispersed from the outside area of the premises by 21:00 hours Sunday to Thursday and 21:30 hours on Friday and Saturday.

10. A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.
11. Alcoholic drinks sold for consumption on the premises shall not be permitted to leave the premises (including the external area) at any time, including those leaving temporarily to smoke.
12. Alcohol shall not be sold for the consumption off the premises after 22:30 on any day.
13. No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.
14. On West Ham United match days at the London Stadium:
 - a) There will be a “no football colours” shirt policy in force;
 - b) Only biodegradable plastic cups will be in use;
 - c) No bottled beers will be served;
 - d) Appropriate Security Industry Authority (SIA) accredited staff will be on duty;
 - e) No off-sale of alcohol will be allowed on match days.
15. There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptacle into another in any external area of the premises during these hours.
16. Deliveries related to the licensed activities shall not take place between the hours of 21:00 and 07:00.
17. The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.
18. Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.
19. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.
 - a. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - b. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
 - c. All recordings shall be stored for a minimum period of 31 days with date and time stamping.
 - d. Viewing of recordings shall be made available immediately upon

the request of Police or authorised officer throughout the entire 31 day period.

20. 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.
21. Toilets shall be checked frequently by staff members who will be trained in licensee's drugs awareness policies
22. The premises shall actively participate in the local pub watch
23. All exterior furniture shall be brought inside the premises or locked outside at 23:30 hrs daily.
24. Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.
25. Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
26. No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.
27. Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and glasses from the premises
28. Children under the age of 16 shall be accompanied by an adult
29. Soft and non-alcoholic drinks shall be available
30. 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.
31. 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.
32. 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.

Appendix 10

Corinne Holland

From: MARK.J.Perry@ [REDACTED]
Sent: 30 October 2023 12:23
To: rpeermamode [REDACTED]
Cc: JSpiegler@ [REDACTED] Licensing
Subject: RE: Premises License Application Forman Field [FOR.38.1]

Follow Up Flag: Follow up
Flag Status: Completed

Hi Ryan,

Thanks for getting back to me and agreeing conditions with your client.

Tower Hamlets Council Licensing please note the conditions agreed below that Ryan has sent to you.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)

Email [REDACTED]

A: Licensing Office, 1st Floor Stoke Newington Police Station



**METROPOLITAN
POLICE**

**I stand for Professionalism,
Compassion, Integrity,
Courage and Respect**

NOT IN MY *Met*

CTRL+CLICK TO
REPORT WRONGDOING

From: Ryan Peermamode <[REDACTED]>
Sent: 30 October 2023 12:09
To: Perry Mark J - CE-CU <MARK.[REDACTED]>
Cc: Jack Spiegler [REDACTED]; 'licensing@towerhamlets.gov.uk' <Licensing@towerhamlets.gov.uk>
Subject: RE: Premises License Application Forman Field [FOR.38.1]

Hi Mark

Thanks for email.

Our client agrees to amend their operating schedule to add those 6 conditions outlined below.

I copy in Licensing to note.

Best wishes

Ryan

Ryan Peermamode

CILEX Paralegal

Thomas & Thomas Partners LLP
38a Monmouth Street, London, WC2H 9EP

D: [REDACTED]

E: [REDACTED]

W: www.tandtp.com

From: MARK.J.Perry [REDACTED] <[REDACTED]>

Sent: Saturday, October 28, 2023 10:30 PM

To: Ryan Peermamode <rpeermamode> [REDACTED]

Subject: Premises License Application Forman Field

Hi Ryan,

I am PC Mark Perry from Central East Police Licensing and I am dealing with this application. While I have objection to this application in principle, I would like the below conditions added to the license. I know that this is an application to replicate the previous license, however as that license was granted 15 years ago, I believe the previous conditions need to be updated.

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, searching equipment or scanning equipment;

- g) any refusal of the sale of alcohol;
- h) any visit by a relevant authority or emergency service.

4. 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.

5. 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.

6. 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 any questions or wish to discuss this please feel free to contact me.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)

Email [REDACTED]

A: Licensing Office, 1st Floor Stoke Newington Police Station



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Appendix 11

Corinne Holland

From: Nicola Cadzow
Sent: 14 November 2023 10:52
To: Jack Spiegler; Licensing
Cc: Ryan Peermamode; MARK.J.Perry [REDACTED]; Corinne Holland
Subject: RE: 163977 New premise license application for Forman & Field Stour Road, London, E3 2NT

Good morning Jack

All good, hope all good with you too!

I have no issue with the amendment you have proposed.

Licensing, I have no objections to the new premise license application for Forman & Field Stour Road, London, E3 2NT following agreement to the conditions as below:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
3. No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provisional of licensable activities.
4. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.
5. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries

Kind regards

Nicola Cadzow
Environmental Protection Officer
Communities Directorate

From: Jack Spiegler <[REDACTED]>
Sent: Monday, November 13, 2023 1:28 PM
To: Ryan Peermamode <[REDACTED]>; Nicola Cadzow <[REDACTED]>
MARK [REDACTED]
Subject: Re: 163977 New premise license application for Forman & Field Stour Road, London, E3 2NT

Hi Nicola

Hope all is well with you

Thank you for bearing with us.

I confirm that the applicant agrees to your five conditions, save for a slight amendment to condition 4, as highlighted in the list below:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
3. No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation ***for the provisional of licensable activities.***
4. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.
5. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries

The amendment to condition 3 is because the applicant has for many years operated as a smoked salmon producer and distributor. Much of this activity is not a licensable and has been carried out for many years. The wording above ties the condition in with the licensable activities and means it would not interfere with any of the historical activity which is not strictly licensable.

Thank you.

Best wishes

Jack

Jack Spiegler
Partner

Thomas & Thomas Partners LLP
38a Monmouth Street
London WC2H 9EP

W: <https://www.tandtp.com/home.html>

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From: Ryan Peermamode [REDACTED]
Date: Thursday, 9 November 2023 at 15:45

To: Jack Spiegler <[REDACTED]>

Subject: FW: 163977 New premise license application for Forman & Field Stour Road, London, E3 2NT

From: Nicola Cadzow <[REDACTED]>

Sent: Thursday, November 9, 2023 3:40 PM

To: Ryan Peermamode <[REDACTED]>

Cc: 'MARK.J.Perry' <[REDACTED]>

Subject: 163977 New premise license application for Forman & Field Stour Road, London, E3 2NT

Dear Mr Peermamode,

I am reviewing your client's new premise license application for Forman & Field Stour Road, London, E3 2NT, with particular attention to the Licensing Act 2003, licensing objective for the prevent of public nuisance.

Whilst you refer to you previous license 12420, and applying for similar times and conditions the existing license has insufficient noise conditions to promote the licensing objective for the prevention of public nuisance. I would therefore wish for the following noise conditions to apply:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
3. No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation.
4. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation
5. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries

Await your confirmation

Kind regards

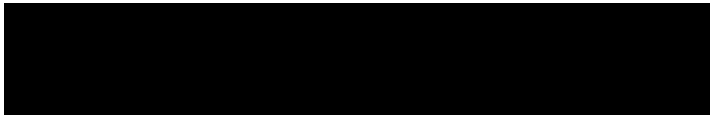
Nicola Cadzow
Environmental Protection Officer
Environmental Health and Trading Standards
4th Floor, Tower Hamlets Town Hall
160 Whitechapel Road
London, E1 1BJ

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www.towerhamlets.gov.uk

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Appendix 12



6 December 2023

Dear 

Foreman & Field - Premises Licence Application

I hope that this letter finds you well.

The London Borough of Tower Hamlet's Licensing Authority has provided me with a copy of your representation in respect of our premises licence application. Thank you for taking the time to comment on our proposals. I would be most grateful for your consideration of this letter, which I hope will help to clarify the purpose of our application and address the concerns that you have raised.

As you may know, we are a world-renowned smoked salmon business started by my great grandfather in 1905. Our primary business is a gourmet food home delivery service. We are proud to source the finest foods from across the British Isles for our customers, including fish, meat, cheese and charcuterie.

About 10 years ago we restructured the company, switching from a limited liability partnership to a private limited company. Unbeknown to us, this caused our original premises licence to lapse. Despite paying the council annual licence fees every year, we were recently notified that we needed to submit a new premises licence application. The application simply proposes a new licence on the same terms as our original licence.

We historically used our licence to authorise the retail sale of a small amount of wine as part of our gourmet food delivery service. In addition, we occasionally hosted tours of our premises, events and a public restaurant where customers were able to enjoy a glass of wine alongside our food. Unfortunately, this all stopped during the Covid-19 pandemic, leaving our primary gourmet food delivery business to operate on its own.

Some of our historical events and restaurant use involved the use of the terrace. When this stopped the terrace fell into a state of disrepair. We undertook some remedial work earlier this year, which I understand may have caused some alarm.

For the avoidance of any doubt, we have absolutely no intention whatsoever of turning the terrace into a "beer garden" open all the time. Instead, when the weather allows, we would like to occasionally offer guests the opportunity to use the terrace, for example sparkling wine and canapes after our wedding or function. Although this was not restricted on a historical licence, I have readily agreed a new condition with the Tower Hamlet's environmental health officer that the terrace will be closed by 9.00 pm on the occasions we may decide to use it in the future.

I have also agreed further conditions with the council and police. In addition, I am happy to agree a number of the relevant conditions put forward in your representation. Please find enclosed document summarising the agreed conditions and comments alongside those conditions that are not strictly relevant to our proposals, in particular because our application does not include any proposal for recorded music, live music or any other regulated entertainment.

Finally, I would like to take this opportunity to update you on a significant investment we are making to upgrade our plant and machinery. Having considered feedback from our neighbours, we have decided to replace the older machinery with higher specification equipment. This will not only be more environmentally friendly but will operate more efficiently and quietly.

Thank you for your consideration of this letter. I do hope that it has helped to address your concerns. Please do not hesitate to contact me if you have any queries arising or would like to discuss our proposals further.

Yours sincerely

Lance Foreman

A solid black rectangular box used to redact the signature of Lance Foreman.

Forman & Field Premises Licence Conditions

	Local Resident Proposed Condition	Applicant Comments
1.	No noise generated on the premises, or by its associated plan or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a public nuisance.	Agreed following condition with LBTH Environmental Protection Officer: No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2.	A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. a. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. b. The limiter shall not be altered without prior agreement with the Environmental Health Service. c. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. d. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
3.	No loudspeakers will be located within 2 meters of the entrance doors or outside of the premises. They will be aimed low down and set in zones so that the sound will stay localised, and any music will not be audible outside or elsewhere in the building.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
4.	No music will be played outside at any time.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.

	Local Resident Proposed Condition	Applicant Comments
5.	All windows and external doors shall be kept closed at all times including when regulated entertainment takes place, except for the immediate access and egress of persons.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
6.	Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.	<u>Agreed</u>
7.	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. 80% of outside seating will be no smoking.	Agreed following condition with LBTH Environmental Protection Officer: The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
8.	All patrons in the external area must be seated. The number of tables in the external area shall not exceed 12 tables.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only. Guests attending private functions may stand on the terrace during these occasional functions.
9.	All external furniture shall be brought inside or locked out of use and all patrons dispersed from the outside area of the premises by 21:00 hours Sunday to Thursday and 21:30 hours on Friday and Saturday.	Agreed following condition with LBTH Environmental Protection Officer: The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
10.	A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.	<u>Agreed</u>
11.	Alcoholic drinks sold for consumption on the premises shall not be permitted to leave the premises (including the external area) at any time, including those leaving temporarily to smoke.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only.

	Local Resident Proposed Condition	Applicant Comments
12.	Alcohol shall not be sold for the consumption off the premises after 22:30 on any day.	<u>Agreed</u>
13.	No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.	<u>Agreed</u>
14.	On West Ham United match days at the London Stadium: a) There will be a “no football colours” shirt policy in force; b) Only biodegradable plastic cups will be in use; c) No bottled beers will be served; d) Appropriate Security Industry Authority (SIA) accredited staff will be on duty; e) No off-sale of alcohol will be allowed on match days.	The police do not require this condition. This condition may be appropriate for public bars more likely to be targeted by football fans. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the public for smoke salmon and sparkling wine etc.
15.	There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptable into another in any external area of the premises during these hours.	<u>Agreed</u>
16.	Deliveries related to the licensed activities shall not take place between the hours of 21:00 and 07:00.	Agreed following conditions with LBTH Environmental Protection Officer: No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provisional of licensable activities. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum

	Local Resident Proposed Condition	Applicant Comments
		whilst waiting outside the premises to collect deliveries
17.	The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.	<u>Agreed</u>
18.	Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.	<u>Agreed</u>
19.	The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team. a. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. b. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. c. All recordings shall be stored for a minimum period of 31 days with date and time stamping. d. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.	Agreed following condition with Police: 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.
20.	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.	<u>Agreed</u>
21.	Toilets will be checked frequently by staff members who will be trained in licensee's drugs awareness policies	The police do not require this condition. This condition may be appropriate for public bars / nightclubs. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the

	Local Resident Proposed Condition	Applicant Comments
		public for smoke salmon and sparkling wine etc.
22.	The premises shall actively participate in the local pub watch	The police do not require this condition. This condition may be appropriate for public bars / nightclubs. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the public for smoke salmon and sparkling wine etc.
23.	All exterior furniture shall be brought inside the premises or locked outside at 23:30 hrs daily.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only.
24.	Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.	<u>Agreed</u>
25.	Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in a orderly manner as quickly as possible.	<u>Agreed</u>
26.	No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.	<u>Agreed</u>
27.	Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and gasses from the premises.	<u>Agreed</u>
28.	Children under the age of 16 shall be accompanied by an adult.	<u>Agreed</u>
29.	Soft and non-alcoholic drinks shall be available.	<u>Agreed</u>
30.	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.	<u>Agreed</u>

	Local Resident Proposed Condition	Applicant Comments
31.	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.	<u>Agreed</u>
32.	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.	<u>Agreed</u>

Complete list of Agreed Conditions:

Agreed with LBTH Environmental Protection Officer:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
3. No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provisional of licensable activities.
4. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.

5. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries.

Agreed with Police:

6. 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.
7. 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.
8. 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.
9. 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.
10. 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.
11. 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.

Additional Conditions Agreed with Local Residents:

12. Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.
13. A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.
14. Alcohol shall not be sold for the consumption off the premises after 22:30 on any day.
15. No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.
16. There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptable into another in any external area of the premises during these hours.
17. The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.
18. Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.
19. 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.
20. Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.
21. Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in a orderly manner as quickly as possible.
22. No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.
23. Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and gasses from the premises.
24. Children under the age of 16 shall be accompanied by an adult.
25. Soft and non-alcoholic drinks shall be available.

26. 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.
27. 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.

Appendix 13

Forman & Field Premises Licence Conditions

	Local Resident Proposed Condition	Applicant Comments
1.	No noise generated on the premises, or by its associated plan or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a public nuisance.	Agreed following condition with LBTH Environmental Protection Officer: No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2.	A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. a. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. b. The limiter shall not be altered without prior agreement with the Environmental Health Service. c. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. d. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
3.	No loudspeakers will be located within 2 meters of the entrance doors or outside of the premises. They will be aimed low down and set in zones so that the sound will stay localised, and any music will not be audible outside or elsewhere in the building.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.

	Local Resident Proposed Condition	Applicant Comments
4.	No music will be played outside at any time.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
5.	All windows and external doors shall be kept closed at all times including when regulated entertainment takes place, except for the immediate access and egress of persons.	This condition is only relevant if Regulated Entertainment is proposed. The application does not propose Regulated Entertainment.
6.	Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.	<u>Agreed</u>
7.	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. 80% of outside seating will be no smoking.	Agreed following condition with LBTH Environmental Protection Officer: The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
8.	All patrons in the external area must be seated. The number of tables in the external area shall not exceed 12 tables.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only. Guests attending private functions may stand on the terrace during these occasional functions.
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	Local Resident Proposed Condition	Applicant Comments
10.	A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.	<u>Agreed</u>
11.	Alcoholic drinks sold for consumption on the premises shall not be permitted to leave the premises (including the external area) at any time, including those leaving temporarily to smoke.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only.
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13.	No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.	<u>Agreed</u>
14.	On West Ham United match days at the London Stadium: a) There will be a “no football colours” shirt policy in force; b) Only biodegradable plastic cups will be in use; c) No bottled beers will be served; d) Appropriate Security Industry Authority (SIA) accredited staff will be on duty; e) No off-sale of alcohol will be allowed on match days.	The police do not require this condition. This condition may be appropriate for public bars more likely to be targeted by football fans. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the public for smoke salmon and sparkling wine etc.
15.	There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptacle into another in any external area of the premises during these hours.	<u>Agreed</u>
16.	Deliveries related to the licensed activities shall not take place between the hours of 21:00 and 07:00.	Agreed following conditions with LBTH Environmental Protection Officer:

	Local Resident Proposed Condition	Applicant Comments
		<p>No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provisional of licensable activities.</p> <p>The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.</p> <p>The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries</p>
17.	The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.	<u>Agreed</u>
18.	Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.	<u>Agreed</u>
19.	<p>The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.</p> <p>a. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.</p> <p>b. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.</p> <p>c. All recordings shall be stored for a minimum period of 31 days with date and time stamping.</p>	<p>Agreed following condition with Police:</p> <p>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</p>

	Local Resident Proposed Condition	Applicant Comments
	d. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.	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.
20.	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.	<u>Agreed</u>
21.	Toilets shall be checked frequently by staff members who will be trained in licensee's drugs awareness policies	The police do not require this condition. This condition may be appropriate for public bars / nightclubs. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the public for smoke salmon and sparkling wine etc.
22.	The premises shall actively participate in the local pub watch	The police do not require this condition. This condition may be appropriate for public bars / nightclubs. The premises primarily operates as a gourmet food delivery business with occasional access to general members of the public for smoke salmon and sparkling wine etc.
23.	All exterior furniture shall be brought inside the premises or locked outside at 23:30 hrs daily.	The terrace is not in current use but may be used occasionally in the future until 21:00 hrs only.
24.	Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.	<u>Agreed</u>
25.	Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.	<u>Agreed</u>

	Local Resident Proposed Condition	Applicant Comments
26.	No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.	<u>Agreed</u>
27.	Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and gasses from the premises.	<u>Agreed</u>
28.	Children under the age of 16 shall be accompanied by an adult.	<u>Agreed</u>
29.	Soft and non-alcoholic drinks shall be available.	<u>Agreed</u>
30.	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.	<u>Agreed</u>
31.	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.	<u>Agreed</u>
32.	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	<u>Agreed</u>

	Local Resident Proposed Condition	Applicant Comments
	or scanning equipment; g) any refusal of the sale of alcohol; h) any visit by a relevant authority or emergency service.	

Complete list of Agreed Conditions:

Agreed with LBTH Environmental Protection Officer:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
2. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time.
3. No idling of delivery vehicles outside the premises, no drivers shouting or raised voices, nor loud music/radios, whilst premise is in operation for the provisional of licensable activities.
4. The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.
5. The premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum whilst waiting outside the premises to collect deliveries.

Agreed with Police:

6. 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.

7. 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.
8. 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.
9. 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.
10. 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.
11. 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.

Additional Conditions Agreed with Local Residents:

12. Notices shall be prominently displayed at all exits and in the smoking area requesting patrons to respect the needs of local residents and businesses, to keep noise to a minimum and to leave the area quietly and not to take any glass bottles off the premises.
13. A suitable area shall be set aside for smokers to prevent their smoke causing nuisance to nearby occupiers.
14. Alcohol shall not be sold for the consumption off the premises after 22:30 on any day.
15. No late-night refreshment shall be sold for consumption off the premises after 23:00 on any day. Late-night refreshment sold after 23:00 on any day may only be consumed inside the premises.
16. There will be no disposal of refuse including glass bottles between 23:00 and 09:00, and no glass will be moved from one recycling receptable into another in any external area of the premises during these hours.
17. The area immediately outside the premises will be regularly cleaned to ensure that any litter generated by the premises or its customers is removed.
18. Telephone contact details of the Designated Premises Supervisor and the Duty Manager shall be provided to the residents upon request.
19. 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.
20. Patrons of the premises shall be encouraged, by signs within the premises visible at all exits points, to disperse from the area of the premises quietly and quickly.
21. Staff shall also supervise persons leaving the premises after closing time and where necessary, request that persons leaving the premises do so in a orderly manner as quickly as possible.
22. No disposal of refuse including glass bottles between 23:00 hrs and 09:00 hrs.

23. Prominent signage shall be displayed on the premises requesting patrons to leave in a quiet and orderly fashion and prohibiting the removal of bottles and gasses from the premises.
24. Children under the age of 16 shall be accompanied by an adult.
25. Soft and non-alcoholic drinks shall be available.
26. 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.
27. 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.

Appendix 14

MAKE EVERY MEAL
**A GOURMET
EXPERIENCE**

AWARD-WINNING FOOD



CHEF-PREPARED
DISHES

**FORMAN
&
FIELD**

WELCOME TO FORMAN & FIELD

This is our 24th annual catalogue. Yes, we began way back in 2000 and have been championing fresh, high quality British food ever since, including our very own smoked salmon and smokehouse delicacies which have been produced in London's East End since 1905. As a small family-run concern we take great pride in supporting businesses like ours across the UK.

This year regular customers will notice a slight change: a separate gift catalogue and a smoked salmon brochure. This 'main' catalogue is where you'll find the bulk of our products but it's very much an inspirational book (with prices correct at time of printing) as opposed to a comprehensive listing. That's why we highly recommend shopping

via our website at formanandfield.com. There you'll find full descriptions, ingredients, cooking instructions and much more.

As always, our chefs have come up with some superb new products; you'll find these highlighted throughout the catalogue. We've also added some ideas for home entertaining, whether you're cooking Sunday lunch for the family, hosting Christmas celebrations or simply having a few drinks and nibbles to celebrate a special occasion.

Enjoy!



Lance Forman

For prices correct at time of print please go to page 68. Sadly, volatile market conditions mean all prices are subject to change, so we highly recommend ordering early. The best way to beat inflation.

the beauty of FORMAN & FIELD

FRESH FOOD – EVERYTHING
IS MADE TO ORDER

*
SUPPORTING BRITISH
FARMERS AND PRODUCERS

*
HIGH QUALITY
INGREDIENTS -
NO ARTIFICIAL ADDITIVES

*
CHEF-MADE RESTAURANT
QUALITY DISHES

*
PERSONAL SERVICE
FROM REAL PEOPLE

*
LESS COOKING
MEANS MORE TIME
FOR ENTERTAINING!

PURVEYORS OF THE
SMOKED SCOTTISH
TO THE WORLD'S LEAD



NEW PRODUCTS

FIRST EDITIONS

We're always creating new restaurant-quality dishes to inspire your home entertaining. Here are just a few of our favourites.

Char-grilled salmon is a magnificent dinner party centrepiece, a whole side of marinated salmon grilled to perfection; Duck à l'Orange is a classic main that would go beautifully with our Pommes Chateaux Roasting Kit (see online), Polenta Chips are a great alternative to potato chips and Pissaladiere, a flaky pastry tart topped with roasted onions, olives and anchovies, an ideal light lunch with a fresh green salad.

Clockwise from top left: Duck à l'orange; Pissaladiere; Polenta Chips
Opposite: Char-grilled salmon

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NEW PRODUCTS

...AND THERE'S MORE

From nibbles and starters to dessert, we cover all the bases. Black Treacle Spotted Dick is not just an indulgent old school pudding, it's also a talking point as you present to table in a treacle tin per person. William Pear & Dark Chocolate Tart made with Balfour Late Harvest, a superb English dessert wine, is simply irresistible. And what meal would be complete without chocolates? Contour Chocolate Discs, made in London, and available in three flavours, are as good as we've tasted in a long time.

Clockwise from top left: Black Treacle Spotted Dick; Mini Bagel Crisps: Salt, Vinegar & Rosemary; Contour Chocolate Discs: Coffee Dark, Salted Hazelnut Dark and Salted Peanut Milk
Opposite: William Pear & Dark Chocolate Tart





ROYAL FILLET AND RIVER TWEED WILD SMOKED SALMON

WILD AND WONDERFUL

The Tweed is historically one of the world's finest salmon fishing rivers. Catches are highly regulated but we managed to source some truly wonderful wild salmon, cured and smoked for your delectation. This is the crème de la crème. Don't miss out.

Royal Fillet is a whole smoked loin of Scottish salmon, the finest cut from the king of fish, comparable to a fillet of beef. It comes in one piece, so we recommend slicing it thickly, as you might slice sashimi. Any sharp knife will slice through like butter. A wonderful gourmet experience.

See our Smoked Salmon brochure and our website for more details on all our smoked salmon.

*Clockwise from top left: Beetroot Royal Fillet; River Tweed Wild Smoked Salmon; G&T Royal Fillet
Opposite: Wild Royal Fillet*





SMOKED
EXCLUSIVELY
USING
TIME-HONOURED
METHODS



SMOKEHOUSE SPOTLIGHT

**SMOKEHOUSE
SPECIALTIES**

Our Fish Island smokehouse in London's Hackney Wick is a hive of activity from 4am every day as fresh grade one Scottish salmon and other fish arrive. We supply many top restaurants with delicacies such as smoked eel, smoked halibut, smoked haddock and smoked cod's roe, and prepare more exotic species such as tuna and swordfish exactly the way our customers expect.

Clockwise from top left: Smoked Eel Fillets; Smoked Mackerel Fillets, Plain & Peppered; Smoked Cod's Roe
Opposite: Whole Side of Smoked Salmon





CAVIAR

ROE FOR YOUR LIFE

Roe is a wonderful food, packed with life-giving goodness, rich in omega-3 fatty acids which nutritionists tell us help reduce inflammation, improve heart health and support brain function. We used to call it Keta Caviar but Lance Forman has rebranded it Royal Roe, and quite right too.

We also sell the finest caviar – Oscietra, Baerii and Beluga – sourced from a trusted supplier. More details online.

*Clockwise from top: Royal Roe; Mel-Bagel Toast
Opposite, clockwise from right: Beluga, Oscietra and Baerii with Buckwheat Blinis*

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SERVE WITH
OUR FRESH
BUCKWHEAT
BLINIS



NEW



FINGER FOOD

FINGER PICKING GOOD

If you're throwing a party or simply having a few friends round for drinks, make sure the finger food is of the highest quality. Forman's quality. All you have to do is provide napkins.

The Wild Mushroom & Tarragon Arancini shown opposite are new this year. We constantly review our ranges, introducing new flavours, improving recipes and tailoring the selection to your requirements. As tastes change we adapt.

Clockwise from top: Cocktail Fishcakes; Fried Whitebait with Parsley & Lemon Mayonnaise; Haddock Goujons with Fresh Tartare Sauce; NEW Beetroot Falafel
Opposite: NEW Wild Mushroom & Tarragon Arancini

NEW



CANAPES

WE LIKE TO PARTY

We supply London's leading catering teams and event planners with chef-made party food. It's all made to order with the freshest ingredients. So save yourself the sweat and tears of the kitchen and order online at formanandfield.com

Our own English Sparkling Wine, complete with its unique salmon skin label, was created specifically to complement Forman's smoked salmon, but is also the natural accompaniment to a Lobster & Salmon Scotch Egg. How posh is that!

Clockwise from top left: Smoked Salmon Roulade; Black Cod Skewers; Salmon and Tuna Tataki; Forman & Field Limited Edition English Sparkling Wine with Salmon Leather Label; Steak and Chip Skewers; *Opposite:* NEW Lobster & Salmon Scotch Egg

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PÂTÉS AND TERRINES SMOOTH MOVE

Who doesn't like pâté? Our chefs, led by head honcho Lloyd Hardwick, are real perfectionists when it comes to creating buttery smooth pâtés and parfaits. They do a mean terrine too, full of vibrancy and texture.

And if foie gras is your thing, you won't find better anywhere – not even in Perigord – than Jeremy Wagg's award-winning handmade foie. What a treat!

Clockwise from top left: Jeremy Wagg's Foie Gras; Field Mushroom & Tarragon Pâté; Chicken Liver & Brandy Parfait
Opposite, clockwise from top: Terrines - Beetroot & Goat's Cheese; Layered Vegetable; Ham Hock; Confit Duck, Chicken & Pistachio; Salmon & Langoustine





MEAL PLANNER

PLANNING THE PERFECT MENU

Sometimes planning your dinner parties and celebratory meals is the hardest part of entertaining. Here are Lance Forman's top 5 tips:

- 1** Make your main the star – Lobster Thermidor, for instance – and then choose starters and sides to complement
- 2** If your main course is rich, like lobster or Porchetta choose a lighter, fruity dessert like our Mulled Pears – so easy!
- 3** Always serve fresh bread – people love something to nibble on. In my opinion Rinkoffs' Fine Dining Rolls are the best; you can get them at formanandfield.com – they're half-baked so you finish them off at home and it'll smell like you've made your own bread!

Clockwise from top left: Smoked Salmon Paupiette with Crab & Lobster; Rinkoff's bread rolls; Homemade Mulled Pears. Opposite: Lobster Thermidor



- 4 A cheeseboard is essential – see website for inspiration; we always have a first class selection of artisan British cheeses.
- 5 Always ask about dietary restrictions – even people you know well may become vegan or dairy-free overnight

Clockwise from top left: Black Cod with Miso Sauce; Double Baked Cheese Soufflé 'Suisse'; Petits Legumes
Opposite: Our Celebration Dinner for Two





FAMILY FRIENDLY

**EVERY DAY IS
A TREAT DAY**

Why keep the best for special occasions? The whole ethos of Forman & Field is that we enjoy gourmet quality food every single day because life is too short to deny ourselves the greatest joy in life. Food, glorious food.

*Clockwise from top left: Salmon & Dill Lasagne; Chicken Kyiv; Salmon Fishfingers with Caper & Lemon Mayonnaise
Opposite: NEW Indonesian King Prawn & Coconut Fishcake*

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WE SKIN,
TRIM AND
DISPATCH FISH
THE DAY THEY
ARRIVE



FRESH FISH
CATCH OF THE DAY

Fresh fish. You can't beat it. As fish experts we know that to experience the full flavour of seafood of any kind it has to be super fresh. Just off the boat, or the rod. We've been sourcing 'wet' fish from reliable suppliers for over a century; the relationships we have developed mean we always get the catch of the day.

Clockwise from top: Fishy Favourites Bundle (details online); Salt Baked Sea Bass (kit); Fresh Scottish Salmon
Opposite: Classic Dover Sole



COMFORT FOOD

COMFORT & JOY

Comfort food doesn't get any more comfortable than this. All our ready-to-reheat dishes are made in our own kitchens by highly trained chefs who make exactly the same dishes for leading culinary establishments. So dining at home is like dining out, but a lot more affordable.

Our homemade pies *opposite* are the epitome of comfort food. The Vegetarian Shepherd's Pie has recently been upgraded to include a sweet potato mash. Truly sublime. See online for full details.

Clockwise from top left: Marvellous Mash (4 flavours); Beef Bourguignon; NEW Steak & Ale Pie
Opposite from top, clockwise: Cod Fish Pie with Cheddar Mash, Cottage Pie with Sage Derby Mash, NEW Vegetarian Shepherd's Pie with Sweet Potato Mash, Fish Pie with Lobster Mash





SUNDAY ROAST OVEN READY

It's the nation's favourite meal of the week. Ours too. We can deliver the whole bang shoot. The joint or bird, the sides and the pudding. The one thing we don't do is Yorkshires as they rarely travel well, but you'll find a cracking recipe at formanandfield.com.

Clockwise from top left: Potato Dauphinoise; Bread & Butter Pudding with Irish Cream; Roasted Root Vegetables; Individual Pulled Beef Wellington with Spiced Red Cabbage
Opposite: English Label Chicken; Cropwell Bishop Stilton; Spiced Apricot Compôte; Velvety Herb Mash; Smoked Eel Fillets and Biddenden Ortega English Wine





SUPPORTING BRITISH FARMERS

Patriotism might be unfashionable in some quarters but we've built a business on our unshakeable belief in British farmers and food producers. English Label Chicken is as good as any poulet de Bresse, Aberdeen Angus grass-fed beef is world-beating and our Porchetta (with a nod to Italian cuisine) is produced with butchery of the very highest order.

Our dry-aged grass-fed beef is supplied from small-scale farmers who understand the true meaning of sustainability and treat livestock with respect.

Clockwise from top left: Roast Poussin Done Two Ways with Roasted Root Vegetables; Suckling Pig; Porchetta (one of four flavours)
Opposite: Aberdeen Angus Sirloin



KEEPING IT LOCAL

Yes, we're bang slap in Hackney, on the edge of the Olympic Park, quite literally within a stone's throw (not something we condone, obviously) of the London Stadium, now home to West Ham United. It's a deeply urban landscape and yet we are proud to work with a range of suppliers we regard as local. Bread, beer, honey, sausages – the stuff of life.

Clockwise from top left: Craft Beer Selection; Hepburn's Sausages; Olympic Park Honey; Putney Honey; Fraser's Mulled wine; Hepburn's Bacon
Opposite: Brick Lane Bagels with Forman's Smoked Salmon

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JEWISH DELICACIES

WHAT AM I, CHOPPED LIVER?

Our Jewish food is hugely popular. And while we often remind people that smoked salmon is a gourmet food that originated in the Jewish community of East London, we sometimes overlook the fact that Jewish immigrants fleeing Eastern Europe at the end of the 19th century brought with them an entire cuisine.

Lance Forman writes: *"Like many Jewish people around the world, Friday Night Dinner is something that I look forward to all week. It's more than just a meal; it's a chance to reconnect with loved ones over food that we've been enjoying for generations. Chopped liver is a centuries' old, East European delicacy, originating from a time when using every part of the animal was a necessity. And, just like our much-loved Mrs. Forman's Chicken Soup, it's a "FND" staple.*

Our new Mrs. Forman's Chopped Liver is exactly like 'Bubbe' used to make, with the finest chicken livers, fried onions and hard-boiled eggs, minced to utterly addictive perfection. For a truly authentic plate, try serving with our New Green Cucumbers. Great spread on Mel-bagel Toasts too. You'll soon see why, after hundreds of years, it's still the first dish we tuck into every Friday night. Enjoy!"

*Clockwise from top left: Northfield Farm Salt Beef; Potato Latkes; Mrs. Forman's Chicken Soup
Opposite: NEW Mrs. Forman's Chopped Liver*



NEW



BUFFET FOOD

A MAGNIFICENT SPREAD

Why do people love buffets? From a guest's point of view it's simple: you can choose what you like and who you talk to. From the cook's perspective it's so much easier. No need to watch saucepans or set timers. You can join the happy throng, and talk them through the food!

Lance Forman's top tip for any buffet: "Decorate your table with fresh flowers, from the garden if you have one. Make the buffet a visual feast as well as a flavour fest."

Clockwise from top left: Mrs King's Pork Pies; Roasted Heritage Beetroot, Smoked Mozzarella and Caramelised Pear Salad; Handmade Flamiches (3 flavours); Opposite: A Forman & Field buffet featuring a few of our favourites



Forman's have been supplying leading restaurants, hotels and food halls since 1905, and we will continue to do so as chefs become more and more aware of the importance of authenticity. Our London Cure smoked salmon is the original smoked salmon and nothing else comes close.

We've enjoyed a long relationship with the Four Seasons hotel group, and with one particular hotel, Four Seasons at Park Lane (formerly the Inn on the Park) since the early 1970s, so it gives us great pride that our smoked salmon features on the menu at Pavillon London, the hotel's sensational new flagship restaurant described as "the British expression of multi-starred French chef Yannick Alléno's passion for life".

PAVYLLON LONDON

AN INVITATION TO DINE AT PAVYLLON

A SUPERSTAR CHEF

By featuring Forman's London Cure smoked salmon on the menu, Alléno – who holds 15 Michelin stars across 17 restaurants – is being faithful to his philosophy rooted in traditional gastronomy being evolved through contemporary techniques and relentless creative curiosity.

Lance Forman and Lloyd Hardwick were delighted to be invited to lunch at Pavillon London – "absolutely sublime", according to Lance – following two visits by head chef Benjamin Ferra Y Castell to our Fish Island smokehouse to taste the salmon and observe the curing process.

SOURCING LOCAL PRODUCTS

As Chef Benjamin explains, sourcing is one of Yannick Alléno's greatest priorities: "When I came to London my first task was to research suppliers and I was really impressed by the quality of Forman's smoked salmon, and the production process.



Above: Chef Yannick Alléno; Opposite inset: The light-filled dining room; Main photo: Precision is everything as a chef plates up

MASTERCHEF YANNICK ALLÉNO'S LATEST RESTAURANT IS A TOUR DE FORCE WITH LOCAL PRODUCE, INCLUDING OUR SALMON, TO THE FORE.

It's super fresh, and entirely handmade, and when the quality is world class it would be crazy to look elsewhere. It's logical to use as much local produce as possible and to respect the environment. Britain is blessed with incredible seafood and cheeses – the quality in many respects is better than Paris."

Currently London Cure Smoked Salmon features on the breakfast menu – as a side, in Eggs Royale and with blinis – but is also served with crème fraiche and a nage made with fish stock with a dill oil dressing. Chef Benjamin also uses any trimmings to add depth to fish sauces because "for me, the sauce is 70% of any dish."

Pavillon London launched in July 2023 to widespread critical acclaim. For reservations, contact the hotel directly or book via Open Table.

pavillonlondon.com
Four Seasons Hotel London at Park Lane, London W1J 7DR
+44 (0)20 7319 5200



"WHEN THE
QUALITY IS
WORLD CLASS
IT WOULD BE
CRAZY TO LOOK
ELSEWHERE"

Benjamin Ferra Y Castell,
Pavillon London



CHRISTMAS EVE

'TWAS THE NIGHT BEFORE XMAS

Christmas Eve in Britain doesn't have a specific tradition but why let the rest of Europe have all the fun? Invite guests to a feast fit for Stephen, with all your Forman & Field favourites: Poached Salmon (a whole one of course), Haddock Goujons, maybe Crab Chowder or even a Dressed Lobster.

Marmalade glazed Alderton Ham, is the ultimate English ham and a perennial bestseller since we began over 20 years ago. The quality is world class and it comes in a range of sizes – whole hams, half hams, bone in, bone out – as well as ready sliced packs.

Clockwise from top left: Poached Salmon Fillet; Potted Lobster; Crab Chowder
Opposite: Marmalade Glazed Alderton Ham with Traditional Piccalilli.

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NEW

CHRISTMAS DAY

THE MAIN EVENT

Christmas is our busiest time of year. Our favourite time of year. The smokehouse is abuzz with activity as we pack, by hand, every single order. You can buy pretty much everything you need from us. Turkey, goose, all the trimmings, ready-to-roast potatoes, sprouts, cranberry sauce, bread sauce, figgy pudding, mince pies. Your one-stop yuletide shop.

New this year are restaurant quality Truffled Potato Pavé – thin layers of potato and truffle pressed in clarified butter, Three Bird Roast *opposite* and Proper Gravy. Simply the best. **Last order date for guaranteed Christmas delivery is Friday, 15 December.**

Clockwise from top left: Seldom Seen Farm Goose; NEW Truffled Potato Pavé; Seldom Seen Farm Norfolk Bronze Turkey surrounded by Spiced Red Cabbage; Pommés Châteaux, Brussels Sprouts with Pancetta; Rye Bread Sauce; Cranberry & Port Sauce; All The Trimmings
Opposite: NEW Three Bird Roast with Proper Gravy



NEW



CHRISTMAS FOR TWO A SMALLER AFFAIR

Having a big family is great but not everyone wants to celebrate en masse. If you're home alone or with a partner we make sure you can enjoy the same gourmet festive fare. Our Individual Beef Wellingtons, for example, are a joy to eat and very easy to bake; Ballotine of Turkey, a boned and stuffed roast ideal for two people means nothing is wasted; and spoonable dessert pots are a stroke of genius. See online for details.

Clockwise from top: Traditional Potted Shrimps; Dessert pots; Cheese & Chutney Box for Two; *Opposite:* Turkey Ballotine for Two, Pommes Châteaux, Spiced Red Cabbage and Brussels Sprouts with Pancetta





OUR
MINCE PIES
ALWAYS SELL OUT
SO ORDER
PLENTY!

CHRISTMAS PUDDINGS AND SWEETS

PROOF IN THE PUDDING

We've always been a little disappointed by shop-bought Christmas puddings made in huge numbers, so we make our own using the very finest ingredients. We mix entirely by hand, and 'one third' cook them prior to despatch so you just need to finish them on the day. The vintage puddings are aged for an extra year to allow the flavours to develop further. They say the proof is in the pudding and we get five star reviews, year after year. Check out the full range at formanandfield.com

Clockwise from top left: Panettone & Butter Pudding; Luxury Mince Pies; Meg Rivers Christmas Cake
Opposite: Vintage Christmas Pudding

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NEW YEAR'S EVE

HAPPY NEW YEAR!

It comes round faster than you think so be prepared; whether you're throwing a New Year's Eve party or starting 2024 with a bang it's so much nicer to stay at home and avoid the crowds. Just makes sure you check out our website for last ordering dates for deliveries over the holidays.

New this year, Pempem de Choc, *opposite*, is a range of exceptional handmade chocolates from West Sussex. Exquisite in every sense.

Clockwise from top left: Balfour Winery's Leslie's Reserve; Royal Fillet Tartlet; Salmon Coulibiac; Large Beef Wellington
Opposite: NEW Pempem de Choc Chocolate Selection





VEGETARIAN OPTIONS

VEGGIE HEAVEN!

Catering for non-meat eating guests is never a problem with Forman & Field. Pescatarians will love our fish and seafood, and vegetarians have plenty of delicious options. You can go all out veggie or substitute key dishes. Here are a few ideas but please check out formanandfield.com for more.

Clockwise from top left: Whole Roasted Cauliflower in Miso; Walnut & Cheese Pithivier; Vegan Ratatouille; Artichoke & Wild Mushroom en croûte; *Opposite:* NEW Mushroom & Chestnut Sausage Rolls





VEGAN AND GLUTEN FREE
YOUR GOOD HEALTH

We believe everyone has the right to enjoy the best food possible – whatever is best for their body or their ethical beliefs is absolutely fine by us. We also want to make entertaining at home as easy as possible, which is why we offer many gluten-free options and vegan as well as vegetarian dishes. If you have any suggestions for dishes we could add, please get in touch. We'd love to hear from you.

Clockwise from top: Galeta Peanut Butter Blondies;
Giant Cous Cous & Pomegranate Salad;
NEW Salmon, Pea & Chive Fishcakes;
All Restaurant Collection Fishcakes are now gluten free
Opposite: Venerable Vegan Hamper





CHEESE

BLESSED ARE THE CHEESEMAKERS

When you're entertaining at home cheese always features strongly. A cheeseboard at a dinner party is essential. All our cheeses are from British artisan makers who are among the most passionate and most skilled food producers you'll ever meet. We review the range we offer every season; new this year, for example, are Katherine, Bix, and Burt's Blue.

*Top, left to right: Tunworth; Cropwell Bishop Stilton
Middle, left to right: Katherine; Bix; Burt's Blue
Bottom: Cheese Straws in a Tin;
Opposite Page: Classic Cheese Box*



SAUCES

THE PERFECT COMPLEMENT

There's power in a sauce – a good sauce, made by a professional chef. We make all ours in-house with the freshest ingredients, and then dispatch them in airtight kilner jars you'll be using for years to come. They make fantastic gifts for foodie friends. So where do we start? It's difficult when there are so many to choose from – the full range is online – but let's go savoury then sweet. Creamy Lobster Sauce adds a gourmet flair to any fish dish. Dover Sole bursts into life; Salmon Coulubiach becomes an experience. For dessert our Forman's Naughty Sauces are fantastic. All you need is a few berries. Happy days.

We can also personalise jars of homemade sauces with the recipient's name and a short message of goodwill. Please call our team to discuss your requirements.

Top left to right: Fresh Salmon with Champagne Cream Sauce White Chocolate Silk; Salted Caramel Sauce
Opposite: All sauces, conserves and condiments come in re-usable air-tight jars

SAUCE	GOES WELL WITH...
Creamy Lobster Sauce	Salmon Coulubiach, Dover Sole, Fresh Salmon
Champagne Cream Sauce	Fresh Fish, Lobster & Salmon Fishcakes
Sweet Mustard & Dill Dressing	Smoked Salmon, Gravdax, Fresh Cooked Salmon
Miso Marinade	Black Cod, Fresh Salmon, Chicken
Red Wine Jus	Beef, Beef Wellington, Lamb
Classic Cumberland Sauce	Lamb, Pork, Game, Goose, Confit Duck, Sausages
Rye Bread Sauce	Turkey, Roast Chicken, Ballotine of Chicken
Apple Sauce with Cider Brandy	Suckling Pig, Porchetta, Latkes
Spiced Apricot Compôte	Ham, Foie Gras, Blue Cheeses
Date, Apple & Ginger Chutney	Cheese, Scotch Eggs, Pork Pie
Traditional Piccalilli	Pork Pie, Salt Beef, Charcuterie
White Chocolate Silk	Frozen berries, Brownies
Salted Caramel Sauce	Sticky Date Pudding
Crème Anglaise	Tarte Tatin, Bread & Butter Pudding
NEW Proper Gravy	Three Bird Roast, Beef





AFTERNOON TEA

TEA IS THE NEW BRUNCH

The time-honoured British tradition of afternoon tea is back in vogue, so why not invite friends over for sandwiches, scones, cake and whatever else takes your fancy. We make it easy by preparing fresh sandwich fillings – Coronation Chicken has been popular this year for some reason – while our feather-light scones, despatched the day of baking, come with a jar of Strawberry Ripple Cream, a heavenly blend of clotted cream, fresh buttercream and homemade strawberry jam. PS. This year's hot tip for scones is our new Lemon Curd. It'll blow your mind!

Clockwise from top: Scones with Strawberry Ripple Cream; Trio of Homemade Mini Cakes; Macaroons
Opposite: NEW Homemade Lemon Curd



DESSERTS

KEEP 'EM SWEET

No meal is complete without something sweet to satisfy the palate. As with all our ready-prepared dishes these are made by our pâtisserie chefs to order. Nothing sits on shelves. You order, we make, we deliver, simple as that. Apple & Bramble Crumble is deliciously old school, a real heartwarmer, Burnt Orange Tart is a stunner that serves up to 10 guests for tea or dinner, our Bread & Butter Pudding laced with Irish cream liqueur gets rave reviews and Mrs Forman's is quite simply the best baked cheesecake this side of New York. Oodles more online, too.

Clockwise from top: Mrs Forman's Cheesecake with Cherries in Brandy; Luxurious Chocolate Brownie Loaf; Lemon & Pistachio Cake; Tarte Tatin
Opposite: Burnt Orange Tart





INDIVIDUAL DESSERTS

TREAT YOURSELF

You don't have to share these desserts and puddings with anyone else because they're made as individual portions. We know you're not throwing parties or hosting large gatherings every day, so individual desserts make far more sense, plus there's less waste. Our potted puds are so easy to serve, and yet so chic. Rum Baba, Mrs Forman's Cheesecake, Valrhona Chocolate & Salted Caramel Pot – all you need is a teaspoon! New this year is Summer Pudding in a Pot, *opposite*. Light, refreshing and incredibly Instagrammable.

Clockwise from top left: Hand-made Petits Fours; Syrup Sponge Pudding; Sticky Date Pudding Kit with Salted Caramel Sauce & Pistachio Praline
Opposite: NEW All Year Round Summer Pudding

formanandfield.com | 0203 601 5464



NEW

OUR TOP PRODUCTS FOR 2023/2024

Visit formanandfield.com for a complete range of our products:

SEASONALITY

We print our catalogue once a year but new products appear all the time.

INGREDIENT DETAILS

In our online shop all ingredients are listed with known allergens highlighted.

STORAGE AND COOKING INFO

Can you freeze smoked salmon? How do you cook a three-bird roast? It's all there online.

SEARCH FOR FAVOURITES

Find what you want in nanoseconds using the search facility.

CREATE YOUR OWN ACCOUNT

Storing payment details saves time and you can check your order history at any time.

Due to the volatility of market conditions, the following prices are only correct at the time of printing. We advise you to check prices online before compiling your order. When ordering online or by phone the price of all items will be clearly stated before payment is taken and will be guaranteed even if your delivery is much later.

Prices exclude P&P.

Last order date for Christmas 2023 deliveries is Friday 15 Dec 2023.

NEW PRODUCTS

B1079D	D-Cut Smoked Salmon Convenience Pack	5 x 100g	50.50
D2058	Char-grilled Salmon Fillet	serves 8-10	52.50
V1189	Truffled Potato Pavé	serves 4-6	14.95
F3509	Beetroot Falafel	x 6	9.95
J5396	Steak & Ale Pie min 200g	serves 1	6.50
F3243	Mushroom & Chestnut Sausage Roll	serves 4	9.95
H4307	Duck a L'orange	serves 2	29.95
D2070	Pissaladiere x 2, 8"	serves 2-4	12.95
V1682A	Vegetarian Shepherd's Pie 420g	serves 1-2	8.95
V1682	Vegetarian Shepherd's Pie 1.2kg	serves 3-6	22.50
D2251	King Prawn & Coconut Fishcake 2x150g	serves 2	10.95
D2249	Salmon, Pea & Chive Fishcake 2x 150g	serves 2	7.95

F3525	Lobster & Salmon Scotch Egg x2	serves 2	12.95
F3526	Wild Mushroom & Tarragon Arancini	x 12	21.95
V1173	Polenta Chips 650g x 14	serves 2-4	7.95
R9202	Mini Bagel Crisps in Tin	100g	8.95
J5149	Mrs. Forman's Chopped Liver 350g	serves 2-4	9.95
L6189	Proper Gravy	500ml	6.50
L6034	Bix Cheese	100g	9.50
L6033	Burt's Blue Cheese	180g	9.50
L6022	Katherine Cheese	250g	14.50
N7912	All Year Round Summer Pudding	serves 1	6.95
N7646	Williams Pear & Dark Chocolate Tart	serves 8-10	28.50
N7349	Black Treacle Spotted Dick	serves 1	6.95
L6351	Homemade Lemon Curd	225g	5.50
P8346	Pempem-de-choc Chocolate Selection	x 12	24.95
R9407	Fraser's Mulled Wine	75cl	17.95
V9018	Thank-you Hamper For Her		133.95
V9019	Thank-you Box For Him		133.95



FISH

FISHCAKES

D2256	Thai Crab 2 x 150g	serves 2	10.95
D2414	Smoked Haddock 2 x 150g	serves 2	8.95
D2260	Lobster & Salmon 2 x 150g	serves 2	11.95
D2266	Cocktail Fishcakes 16 x 25g		22.95

PREPARED FISH

D2059	Poached Salmon - min. 1kg	serves 8-10	49.95
D2067	Salmon Couloubiac 850g	serves 4-8	34.95
D2067A	Salmon Couloubiac 180g	serves 1	10.95
D2270A	Salmon & Dill Burgers 2 x 150g	serves 2	9.95
D2034	Salmon Fishfingers 500g	serves 3-5	30.95

D2036	Haddock Goujons 500g	serves 3-5	21.95
D2037	Sole Goujons 500g	serves 3-5	26.50
D2039	Fried Whitebait 400g	serves 4	13.95
D2335	Whitefish Salad 350g	serves 4-8	17.95
D2333	Salmon Sandwich Spread 350g	serves 3-5	8.95
D2334	Tuna Sandwich Spread 350g	serves 3-5	9.50
D2228	Yellowfin Tuna in Infused Olive Oil	200g	8.95

FRESH FISH

B1165	Fresh Salmon Darnes 2 x 150g	serves 2	12.50
B1165A	Fresh Salmon Darnes 4 x 100g	serves 2-4	16.50
D3060	Fresh Salmon Escalopes 4 x 100g	serves 2-4	16.50
D2066	Whole Fresh Salmon Fillet - 1.2kg	serves 8-10	47.95
D2190	Classic Dover Sole x 2	serves 2	55.95
D2135	Red Mullet with Saffron & Garlic	serves 2	17.95
D2025A	Salt-Baked Seabass Kit approx. 650g	serves 2-4	22.95
V9008	The Fishy Favourites Bundle	see website	57.50



SMOKED FISH

B1190	Smoked Eel Fillets 200g	serves 3-4	27.95
B1100	Smoked Trout Fillets 200g	serves 2-4	11.50
B1090	Smoked Cod's Roe 200g	serves 2-4	9.95
B1150	Kippers On the Bone Pair	serves 2	9.50
B1155	Kippers Off the Bone Pair	serves 2	9.50
B2226	Smoked Mackerel Fillets 180g	serves 2-4	6.95
B2227	Peppered Mackerel Fillets 180g	serves 2-4	7.50
B2310	Arbroath Smokies 450g min	serves 2	13.95
B2311	Smoked Haddock Fillets 350g	serves 2-4	13.95
B1160	Smoked Tuna Carpaccio 200g	serves 3-4	14.50
B1170	Smoked Swordfish 200g	serves 3-4	13.95
B1080	Smoked Wild Halibut Carpaccio 200g	serves 3-4	21.50

LOBSTER & SHELLFISH

D2068	Lobster Thermidor - 2 halves	serves 2	79.50
D2085	Dressed Lobster - 2 halves	serves 2	79.50
D2371	Whole Cooked Lobster approx 850g	serves 2	47.95
D2237	Lobster Roll Kit 300g	serves 1-2	31.95
D2083	Dressed Crab 200g min	serves 2	22.50
D2103	Raw Large Tiger Prawns 240g	serves 2-3	25.95
D2101	Raw Large Tiger Prawns (frozen)	1kg	16.50
D2089	Fresh King Scallops 500g	serves 2	28.95
D2093	Langoustine Tails with Sauce Vierge	350g	34.50
D2235	Crayfish Cocktail with Royal Roe 350g	serves 4-5	21.50
D2230	Potted Lobster 225g	serves 3-5	28.95
D2115	Traditional Potted Shrimp 100g	serves 2	7.95
D2086	Salmon & Scallop Kebab in Oil 2x125g	serves 2	14.50

THERE'S MORE ONLINE

Visit formanandfield.com for our complete product listing complete with ingredients, potential allergens, cooking instructions and storage advice

JAPANESE CLASSICS

D1020	Black Cod in Miso Sauce 2 x 125g	serves 2	31.95
D1021	Black Cod in Miso Skewers 200g	12 skewers	31.95
D2013	Salmon Tataki with Sesame 2 x 150g	serves 3-5	33.95
D2014	Tuna Tataki with Peppercorns 2 x 150g	serves 3-5	30.95
D2010	Salmon & Tuna Tataki 2 x 150g	serves 3-5	33.95
D1023	Salmon Teriyaki Canapes 350g	12 skewers	27.95
D1024	Salmon Tempura Skewers x 4	serves 4	17.50

CAVIAR

B1141	Baerii Classic	30g	69.95
B1142	Baerii Classic	50g	115.95
B1143	Baerii Classic	100g	219.95
B1147	Oscietra	30g	124.95
B1148	Oscietra	50g	199.95
B1149	Oscietra	100g	394.95
B1152	Beluga	30g	155.95
B1153	Beluga	50g	256.95
B1154	Beluga	100g	499.95
B1030	Royal Roe	100g	16.50

MEAT

BEEF

J5391	Beef Wellington Large 1kg	serves 4-6	88.95
J5393	Individual Beef Wellingtons 2 x 150g	serves 2	27.50
J5232B	Beef Bourguignon 3 x 500g	serves 6	34.95
J5232D	Beef Bourguignon 1 x 500g	serves 2	13.95
D2078	Surf 'n' Turf	serves 2	42.95
J5231	Prime Beefburgers 2 x 150g	serves 2	12.95
J5090	Northfield Farm Salt Beef 500g	serves 6-8	29.95
J5155	Ribs on Bone 4.5kg	serves 10-12	162.50
J5160	Ribs Rolled 1.5kg	serves 6-8	79.95
J5140	Rolled Sirloin 1.5kg	serves 6-8	80.50
J5198	Prime Fillet 1kg	serves 5-6	78.95
J5199	Fillet Steaks 2 x 170g	serves 2	22.50
J5203	Châteaubriand 700g	serves 4	79.00
J5186	Tomahawk Beef min. 900g	serves 1-2	32.95
J5195	Tomahawk Beef min. 1.2kg	serves 2	82.50
J5192	Steak & Chip Skewers x 12	serves 3-4	37.50

POULTRY

H4170	Roast Poussin Done Two Ways	serves 2	15.95
H4161L	English Label Chicken	serves 4-6	21.50
H4166	Spatchcock English Label Chicken	serves 2	21.95
H4308	Buttermilk Chicken 8pcs	serves 2-4	15.50
H4242	Ballotine of Chicken	serves 2	14.95
H4217	Chicken Kyiv	serves 2	14.95
H4190	Coronation Chicken	serves 3-5	9.95

FESTIVE CENTREPIECE & ACCOMPANIMENTS

H4250	Small Seldom Seen Turkey	4.5-5.5 kg	99.95
H4251	Medium Seldom Seen Turkey	5.5-7 kg	103.95
H4252	Large Seldom Seen Turkey	7-8 kg	123.95
H4220	Small Seldom Seen Goose	4.5-5 kg	88.95
H4230	Medium Seldom Seen Goose	5-5.5 kg	123.95
H4240	Large Seldom Seen Goose	5.5-6 kg	134.50
H4016	Three Bird Roast Small Min.2.5kg	serves 6-8	97.50
H4017	Three Bird Roast Large Min 5.5kg	serves 12-14	157.50
H4243	Ballotine of Turkey 300g	serves 2	19.95
H4248	Ballotine of Turkey 1kg	serves 6	46.50
F3399	All The Trimmings (see website)	serves 4-6	26.50
R9243	Christmas Stuffing	500g	7.95
V1095	Pommes Châteaux with Goose Fat 1kg	serves 6	12.50
V1116	Brussels Sprouts & Pancetta 500g	serves 4	8.95

PORK

FORMAN'S ITALIAN STYLE PORCHETTA

J5005	Sage, Rosemary & Thyme 2.25kg	serves 10-12	83.50
J5020	Sage, Rosemary & Thyme 1.2kg	serves 5-6	43.95
J5004	Date, Cider Brandy & Bay 2.25kg	serves 10-12	76.95
J5024	Date, Cider Brandy & Bay 1.2kg	serves 5-6	40.50
J5011	Simply Seasoned 2.25kg	serves 10-12	76.95
J5015	Simply Seasoned 1.2kg	serves 5-6	40.50
J5012	Yuletide 2.25kg	serves 10-12	74.95
J5019	Yuletide 1.2kg	serves 5-6	39.50
J5006	Suckling Pig Boned/Rolled 6kg	serves 25-30	229.95
J5008	Suckling Pig 4-6kg	serves 6-10	181.50



MARMALADE GLAZED ALDERTON HAM

J5091	Whole Ham, On Bone 5.5kg min	serves 20-25	126.50
J5092	Half Ham Boneless 2kg min	serves 15	81.95
J5095	Half Ham On Bone 2.75kg min	serves 15	79.50
J5096	Mini Ham 1.4kg	serves 8-10	45.95
J5081	Mini Ham 900g	serves 6-8	30.95
J5085	Ready Sliced Ham 500g	serves 4-6	22.95
J5092A	Ready Sliced Ham 250g	serves 2-3	11.95

HEPBURN'S SAUSAGES & BACON

F3388	Olde English Sausages 500g	serves 2-4	8.95
F3387	Guildsman Sausages 500g	serves 2-4	8.95
F3386	Cumberland Sausages 500g	serves 2-4	8.95
J3405	Dry Back Bacon 300g	serves 3-4	8.95
J3406	Maple Back Bacon 300g	serves 3-4	8.95
J3407	Smoked Streaky Bacon 300g	serves 3-4	8.95
J3408	Treacle & Stout Bacon 300g	serves 3-4	8.95
F3381	Chipolatas 500g	serves 4	8.95
J5093	Hepburn's Norfolk Black Pudding	200g	8.95

LAMB

J5333D	Lamb Navarin 1 x 500g	serves 2	11.50
J5333B	Lamb Navarin 3 x 500g	serves 6	33.95
J5339	Leg of Kentish Lamb 2.5kg min	serves 10-12	89.95

CHARCUTERIE

J5118	Charcuterie Platter	400g	45.95
J5030	Monmouthshire Air Dried Ham	70g	7.95
J5107	Monmouthshire Air Dried Beef	70g	9.95
J5311	Monmouthshire Air Dried Pork Collar	70g	8.95
J5112	Duck Pastrami	70g	10.50
J5122	Fennel Salami	70g	7.50
J5124	Rosemary Cure Welsh Lamb Carpaccio	70g	7.95
J5115	Spicy Smoked Paprika Chorizo	70g	6.95

THERE'S MORE ONLINE

Many of the products listed here come in different sizes. For the complete product listing visit formanandfield.com

DELI

PIES & SAUSAGE ROLLS

F3241	Old Spot Sausage Rolls with Nduja	serves 4	10.95
F3023	Mrs Kings Pork Pie 440g	serves 3-4	11.50
F3073	Classic Festive Pork Pie 454g	serves 4-6	10.50
F3080	Traditional Pork Pie 920g	serves 8-10	16.50
F3081	Game & Poultry Pork Pie 1.1kg	serves 10-12	36.95
F3082	Traditional Pork Gala Pie 2.7kg	serves 20-25	37.85

SCOTCH EGGS & ARANCINI

F3505	Classic Pork	serves 2	11.50
F3515	Black Pudding	serves 2	11.50
F3504	Smoked Haddock Kedgeree	serves 2	11.50
F3503	Wild Mushroom Risotto	serves 2	11.50
J5119	Chorizo	serves 2	11.50
F3514	Squash & Stilton Arancini Balls	x 12	21.95
F3518	Haddock Kedgeree Arancini Balls	x 12	21.95

HANDMADE FLAMICHES

F3284	Classic Lorraine	serves 6	31.50
F3284A	Classic Lorraine	serves 2	10.95
F3285	Spinach & Ricotta	serves 6	31.50

F3285A	Spinach & Ricotta	serves 2	10.95
F3286	Smoked Salmon & Leek	serves 6	34.50
F3286A	Smoked Salmon & Leek	serves 2	11.50
F3278	Selection 2 of Each	serves 6	31.95

TARTLETS

F3279	Roasted White Onion	serves 2	8.95
F3280	Cornish Yarg, Fig & Beetroot	serves 2	8.95
F3287	Asparagus, Tomato & Goat's Curd	serves 2	8.95
F3288	Courgette, Walnut & Cheese Pithivier	serves 4-6	19.50

PÂTÉS, TERRINES & SPREADS

B1199	Smoked Salmon Pâté 225g	serves 3-5	7.50
B1200	Wild Smoked Salmon Pâté 225g	serves 3-5	14.50
B1201	Smoked Mackerel Pâté 225g	serves 3-5	9.50
F3507	Chicken Liver & Brandy Parfait 225g	serves 3-5	10.95
D2420	Taramasalata 225g	serves 3-5	7.50
B1202	Smoked Wild Salmon Butter 225g	serves 3-5	6.95
F3271	Foie Gras de Canard 250g	serves 4-6	91.50
F3272	Foie Gras de Canard 500g	serves 8-12	145.00
F3510	Layered Vegetable Terrine 300g	serves 4	12.95
F3511	Ham Hock Terrine 300g	serves 4	12.95
D2428	Salmon & Langoustine Terrine 300g	serves 4	17.50
F3508	Duck, Chicken & Pistachio Terrine 300g	serves 4	12.95
F3523	Beetroot & Goats Cheese Terrine 300g	serves 4	10.50

PASTAS & BAKES

D2243	Cod Fish Pie with Cheddar Mash 1.2kg	serves 4-6	26.50
D2243A	Cod Fish Pie with Cheddar Mash 420g	serves 1-2	10.25
D2247	Fish Pie with Lobster Mash 1.2kg	serves 4-6	29.95
D2248	Fish Pie with Lobster Mash 420g	serves 1-2	12.95
D2077	Salmon & Dill Lasagne 1kg	serves 4	25.95
V1178	Smoked Salmon Mac'n'Cheese 1kg	serves 4	20.50
V1178A	Smoked Salmon Mac'n'Cheese 100g	serves 1	5.95
V1171	Truffle & Leek Mac 'n' Cheese 1kg	serves 4	18.95
V1171A	Truffle & Leek Mac 'n' Cheese 100g	serves 1	6.50
J5395	Cottage Pie w/ Sage Derby Mash 1.2kg	serves 4-6	25.50
J5395A	Cottage Pie w/ Sage Derby Mash 420g	serves 1-2	9.95

SOUPS

D2406	Gazpacho 500ml	serves 2	6.95
D2409	Lobster Bisque 500ml	serves 2	6.95
D2410	Lobster Bisque 1.5L Kilner Jar	serves 6	18.95
B2326	Crab Chowder 750ml	serves 3-4	12.95
H3014	Mrs. Forman's Chicken Soup	500ml	8.95

HOMEMADE SAUCES & CONDIMENTS

D2250	Creamy Lobster Sauce	200ml	8.95
L6153	Champagne Cream Sauce	200ml	8.95
L6150	Sweet Mustard & Dill Dressing	200ml	6.95
D1022	Miso Marinade	200ml	8.50
L6154	Red Wine Jus with Field Mushrooms	200ml	8.50
N7702	Cranberry & Vintage Port Sauce	200ml	8.50
L6174	Classic Cumberland Sauce	200ml	8.50
R9389	Rye Bread Sauce	200ml	6.95
L6172	Apple Sauce with Cider Brandy	200ml	8.50
R9432	Spiced Apricot Compôte	225g	7.95
R9240	Date, Apple & Ginger Chutney	225g	7.95
L6420	Traditional Piccalilli	225g	8.50
R9296	Spiced Red Cabbage	750ml	10.95
R9095	Pickled Heritage Beetroot	750ml	11.50
F3517	New Green Pickled Cucumbers	750ml	9.95

VEGETARIAN

SIDE DISHES

V1230	Roasted Root Vegetables 500g	serves 3-4	9.95
V1151	Potato Dauphinoise 1kg	serves 4-6	11.95
V1151B	Potato Dauphinoise 300g	serves 2	6.50
V1068	Petits Legumes 500g	serves 3-4	11.50
V1093	Shaved Black Truffle Mash 500g	serves 3-5	10.50
V1096	Horseradish & Chive Mash 500g	serves 3-5	8.95
V1097	Velvety Herb Mash 500g	serves 3-5	8.95
V1098	Saffron Mash 500g	serves 3-5	9.95
V1070	Bubble & Squeak 500g	serves 3-5	8.95
V1075	Potato Latkes	x 6	9.95
F3520	Smoked Butter Beans in Kilner Jar	750ml	9.95
F3544	Beetroot & Smoked Mozzarella Salad	serves 2-4	9.95
F3545	Giant Couscous & Pomegranate Salad	serves 2-4	9.95
F3546	Butternut Squash & Blue Cheese Salad	serves 2-4	9.95
F3521	Vegetable Coulibiac 850g	serves 6-8	24.50
F3521A	Individual Vegetable Coulibiac 180g	serves 1	8.95
F3289	Double Baked Cheese Soufflé	serves 1	7.50
F3550	London Cure Faux Salmon 100g	serves 1-2	3.95
F3516	Forman's Vegan Ratatouille 1kg	serves 4-6	12.95
F3533	Whole Roasted Cauliflower in Miso	serves 2-4	10.50
V1172	Artichoke & Wild Mushroom en Croûte	serves 1	10.95
F3275	Field Mushroom & Tarragon Pâté	serves 2-4	8.95
BREAD & SAVOURY BISCUITS			
R9201	Mel-bagel Toasts in F&F Tin	100g	8.95

R9101	Seeded Crackers in F&F Tin	200g	11.95
R9806	Homemade Cheese Straws in Tin x20	200g	12.95
R9286	Rinkoff's Fine Dining Rolls	x6	3.95

CHEESE

L6072	British Artisan Cheese Box		63.95
L6073	Classic British Cheese Box		69.95
L6076	Cheese & Chutney Box for Two		29.95
L6017	Montgomery's Cheddar	500g	19.95
L6014	Rutland Red	500g	16.50
L6018	Shorrock's Lancashire Bomb	230g	10.95
L6061	Tunworth	250g	13.50
L6063	Baron Bigod	250g	11.95
L6068	Black Truffle Baron Bigod	250g	22.95
L6047	Winslade	230g	11.95
L6120	Solstice	200g	11.95
L6044	Ashlynn	200g	13.50
L6121	Eve	140g	10.95
L6053	Isle of Wight Blue	180g	12.95
L6080	Cropwell Bishop Stilton	500g	16.95
F3524	Potted Stilton with Port Glaze	225g	10.50

THERE'S MORE ONLINE

For a mouthwatering choice of seasonal and all year round gourmet hampers visit formanandfield.com

SWEET

PÂTISSERIE & CONFECTIONERY

N7612	Handmade Petits Fours	16 pieces	21.50
N7147	Macaroons	16 pieces	28.50
N7356	Scones & Strawberry Ripple Cream	serves 2-4	12.95
P8345	Dark Sao Tome Chocolate Truffles	x12	19.96
P8308	Artisan du Chocolat Caramels, Dark	130g	14.95
P8309	Artisan du Chocolat Caramels, Milk	130g	14.95
P8315	Artisan du Chocolat Voyage	400g	49.94
P8316	Artisan du Chocolat Voyage	1kg	89.95

PUDDINGS & PRESERVED FRUIT

N7645	Burnt Orange Tart	serves 8-10	28.50
N7625	Tarte Tatin Individual	serves 1	6.50
N7623	Tarte Tatin Large	serves 4-6	22.50



N7630	Bread & Butter Pudding & Irish Cream	serves 6-8	11.95
N7650	Apple & Bramble Crumble	serves 6-8	12.95
N7922	Rum Baba Pot	serves 1	8.50
N7330	Valrhona Choc Salted Caramel Pot	serves 1	8.50
N7914A	Jaffa Cake Pot	serves 1	7.95
N7327	Mrs Forman's Cheesecake	serves 6-8	16.50
N7327A	Mrs Forman's Cheesecake Pot	serves 1	7.50
N7324	Golden Syrup Sponge Pudding	serves 1	6.95
N7357A	Sticky Date Pudding & Caramel Sauce	serves 1	6.95
N7705	Mulled Pears 1.5l	serves 6	14.50
N7812	Cherries in Brandy	750ml	19.95

CHRISTMAS PUDDINGS & CAKES

N7000	Classic Individual Christmas Pudding	113g	4.95
N7001	Classic Family Size Christmas Pudding	454g	11.95
N7002	Classic Banquet Christmas Pudding	908g	23.95
N7003	Vintage Family Size Christmas Pudding	454g	15.95
N7004	Vintage Banquet Christmas Pudding	908g	31.50
N7023	Limited Edition Christmas Pudding	908g	60.50
N7611	Luxury Mince Pies	x 12	27.95
N7611A	Luxury Mince Pies	x 6	14.50
N7106	Meg Rivers Christmas Cake 550g	serves 3-4	14.95
N7107	Meg Rivers Christmas Cake 210g	serves 1-2	7.95
N7930	Christmas Panettone & Butter Pudding	serves 6-8	17.50

SAUCES

N7703	Brandy Sauce	750ml	13.50
N7704	Crème Anglaise	750ml	13.50
N7700	Brandy Butter	225g	10.50
N7331	White Chocolate Silk	200ml	9.95
N7049	Salted Caramel Sauce	200ml	9.95
L6350	Conference Pear & Lemon Conserve	225g	6.50
L6347	Homemade Strawberry Jam	225g	6.50
L6439	Olympic Park Honey	227g	9.50

HOME-BAKED CAKES

N7332	Lemon & Pistachio Cake	serves 6-8	20.50
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N7045	Homemade Banana Bread	serves 6-8	9.50
N7360	Espresso, Date & Pecan Cake	serves 6-8	14.95
N7338	Luxurious Chocolate Brownie Loaf	serves 6-8	21.50
N7320	Orange & Cardamom Cake	serves 6-8	16.50
N7348	Forman's Tiffin Cake	serves 6-8	19.95
N7341	Chef's Blueberry Victoria Sponge	serves 6-8	15.95
N7319	Bakewell Tart	serves 6-8	45.95
N7353	Mrs Gill's Cake Quartet	serves 2-4	17.95
N7160	Mrs Gill's Almond Cake 620g	serves 6-8	22.50
N7344	Trio of Homemade Mini Cakes	serves 1-2	15.95
N7165	Galeta Peanut Butter Blondies 1kg	serves 12	27.50

WINE

SPARKLING

R9549	Court Garden Ditchling Quartet 2014	75cl	31.96
R9548A	Court Garden Classic Cuvee Brut	75cl	37.50
R9548	Court Garden Classic Cuvee Brut	37.5cl	25.96
R9395	Bolney Estate Cuvée Noir Brut	75cl	38.50
R9330	Forman & Field Limited Edition	70cl	69.95
R9309	Ambriel English Reserve Demi-Sec	75cl	43.96
R9299	Balfour Winery Leslie's Reserve	75cl	43.96
R9308	Balfour Winery Brut Rosé 2016	75cl	46.96

RED

R9304	Balfour Winery Pinot Noir 2022	75cl	32.50
R3979	Meopham's Union Red 2020	75cl	19.96
R9377	Meopham's Union Red Limited Ed	75cl	25.94
R9392	Bolney Estate Pinot Noir 2021	75cl	29.50
R9528	Brightwell Oxford Regatta 2016	75cl	16.50

WHITE

R9345	Balfour Winery Skye's Chardonnay	75cl	27.50
R9400	Biddenden Ortega 2021	75cl	16.96
R9381A	Bolney Estate Bacchus 2018	75cl	30.95
R9391	Bolney Estate Pinot Gris 2018	75cl	24.95
R9527	Three Choirs Coleridge Hill 2017	75cl	21.95

ROSE

R9344	Balfour Nannette's Rose 2022	75cl	23.50
R9393	Bolney Estate Lychgate Rosé 2020	75cl	19.96
R9396	Biddenden Gribble Bridge Rose 2018	75cl	16.96

SWEET WINES AND SPIRITS

R9320	Balfour Winery Late Harvest	50cl	43.96
R9440	Lyme Bay Traditional Mead	37.5cl	11.95
R9413	Somerset Pomona	50cl	14.50

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Appendix 15

**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 16

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 17

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 18

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 19

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 20

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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Agenda Item 3.2

Committee: Licensing Sub Committee	Date	Classification Unrestricted	Report No.	Agenda Item No.
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Report of: David Tolley Head of Environmental Health & Trading Standards Originating Officer: Corinne Holland Licensing Officer	Title: Licensing Act 2003 Application for a new Premise Licence for PFC 273 Commercial Road, London, E1 2PS Ward affected: Whitechapel
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1.0 Summary

Applicant: **Mohammad Afruz Miah**

Name and Address of Premises: **PFC
273 Commercial Road
London
E1 2PS**

Licence sought: **Licensing Act 2003
Provision of Late-Night Refreshments**

Objectors: **Police
Environmental Health**

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 PFC, 273 Commercial Road, London, E1 2PS.
- 3.2 The applicant has described the premises as a restaurant with seating capacity for 30 people.
- 3.3 A copy of the application is shown in **Appendix 1**.
- 3.4 The hours applied for are as follows:

Provision of Late-Night Refreshments

Monday - Sunday – Thursday 23:00 hours – 04:00 hours

Opening times

Not specified on application

There has been some discussion with the police to reduce the hours.

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, 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 9**.
- 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.
- **Police (inc SNT email) – Appendix 6**
 - **Environmental Health – Appendix 7**
- 6.9 The applicants correspondence with the Police – **Appendix 8**
- 6.10 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)

6.11 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

6.12 The objections relate to:

- Public nuisance
- ASB
- Crime & disorder

6.13 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.

6.14 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.

6.15 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. Children must be accompanied by an adult.

8.0 Conditions Agreed/Requested by Responsible Authority

None

9.0 Licensing Officer Comments

9.1 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.

9.2 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)

- 9.3 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.
- 9.4 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.5 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.
- 9.6 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)
- 9.7 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.8 In **Appendices 9 – 16** 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 Police x 2
Appendix 7	Representation from EH
Appendix 8	Applicants' correspondence to the Police Rep
Appendix 9	Section 182 Advice by the DCMS- Relevant, vexatious and frivolous representations
Appendix 10	Licensing Officer comments on public nuisance
Appendix 11	S182 advice on public nuisance
Appendix 12	Licensing Officer comments on Crime & Disorder
Appendix 13	S182 advice on crime & disorder
Appendix 14	ASB leaving the premises
Appendix 15	Licensing Policy relating to hours of trading
Appendix 16	Planning

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Appendix 1

This form should be completed and forwarded to: London Borough of Tower Hamlets, Licensing Section, Tower Hamlets Town Hall, 160 Whitechapel Road, London E1 1BJ or by email to licensing@towerhamlets.gov.uk with the correct fee. Payments can be by phoning 020 7364 5008 or on-line: www.towerhamlets.gov.uk/payit



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 Mohammad Afruz Miah
(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 273 Commercial Road, London E1 2PS			
Post town	London	Postcode	E1 2PS
Telephone number at premises (if any)		[REDACTED]	
Non-domestic rateable value of premises		£12,200.00	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|-----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | <input type="checkbox"/> | |
| | i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | 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 | <input type="checkbox"/> | 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 | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |

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

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Miah			First names Mohammad Afruz		
Date of birth I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes					
Nationality British Citizen					
Current residential address if different from premises address		[REDACTED]			
Post town	London			Postcode	E1 2PL
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)		[REDACTED]			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					
N/A					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth I am 18 years old or over <input type="checkbox"/> Please tick yes					
Nationality:					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
25	11	2 02 3

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
 The premise is a Restaurant, selling hot food and drinks (no alcohol) currently open from 11.00 am to 23.00pm. The premises consist of ground floor and basement with sitting capacity for 30 customers. There are no other activities carried out at the premise which may give rise to concern in respect of children regardless of whether they have access.

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)

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

X

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

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

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) The business hours currently are from 11.00 am to 23.00 pm and we propose to vary the hours from 11.00 am to 04.00 am in the early morning.		
Mon	11.00am	04.00am			
Tue	11.00am	04.00am	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed	11.00am	04.00am			
Thurs	11.00am	04.00am	<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) Those listed in the column on the left.		
Fri	11.00am	04.00am			
Sat	11.00am	04.00am			
Sun	11.00am	04.00am			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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

Name	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

NONE

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p>State any seasonal variations (please read guidance note 5)</p>
Day	Start	Finish	
Mon			<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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 proposed extension of closing hours will not have any adverse effect or impact on the promotion of any of the four licensing objectives, because this restaurant does not sell alcohol, does not carry out entertainment, music or video inside the building.

b) The prevention of crime and disorder

I do believe the restaurant will not be prone to crime or disorder as we do not serve alcohol which usually changes customers behaviour and conduct. We have ample staffs to politely remove any unruly customers. We also have CCTV cameras and if any problems arise we will be contacted the police immediately.

c) Public safety

I believe there will be no issue with public safety as customers will be sitting inside the restaurant and not outside, further this restaurant strictly does not serve alcohol, only hot food and non-alcohol drinks

d) The prevention of public nuisance

By extending the hours there will be no nuisance to the public since the restaurant does not serve alcohol which usually changes customers behaviour and conduct, further no live entertainment or loud music nor unwanted video or films will be shown in the restaurant

e) The protection of children from harm

Children, we believe will not be on the road late hours and even if they do come to the restaurant they must be with their parents or an adult accompanying them, otherwise we cannot serve food to them and will strictly asked them to go home. In any event, the restaurant does not serve alcohol, entertainment, loud music nor unwanted video of firms that would jeopardise their protection in any way.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- 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. X
- I understand that if I do not comply with the above requirements my application will be rejected. X
- [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). X

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	[REDACTED]
Date	27/10/2023
Capacity	Business Partner

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	[REDACTED]
Date	[REDACTED]
Capacity	[REDACTED]

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

Appendix 2

THIS DRAWING IS PREPARED BY CONTRACTOR AND MUST NOT BE USED AS A BASIS FOR ANY OTHER DRAWING WITHOUT THE WRITTEN CONSENT OF MAROOD ARCHITECTS. NORTH POINTS SIGNATURE INDICATIVE ©

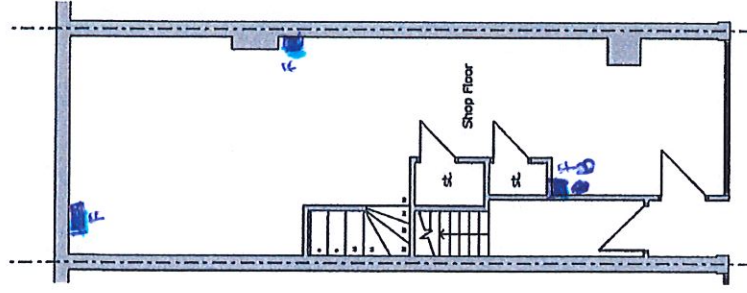
SITE SPECIFIC NOTES

IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONSTRUCTION (GENERAL) REGULATIONS 2007, THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN AND CONSTRUCTION OF THE PROPOSED AND EXISTING STRUCTURE AND SERVICES IN ACCORDANCE WITH THE REQUIREMENTS OF THE BUILDING REGULATIONS 2010 AND THE BUILDING ACT 2003. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN AND CONSTRUCTION OF THE PROPOSED AND EXISTING STRUCTURE AND SERVICES IN ACCORDANCE WITH THE REQUIREMENTS OF THE BUILDING REGULATIONS 2010 AND THE BUILDING ACT 2003.

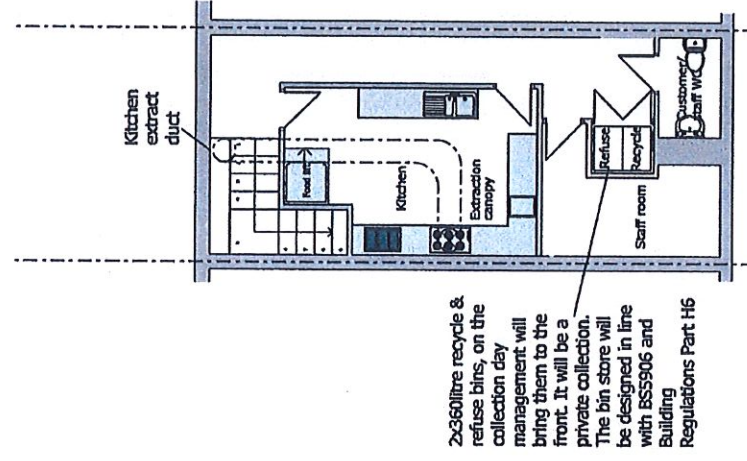
Note: All dimensions shown on the drawings are indicative and should be checked prior to start of the works on site. It is the responsibility of the client to notify the Architect of any discrepancies



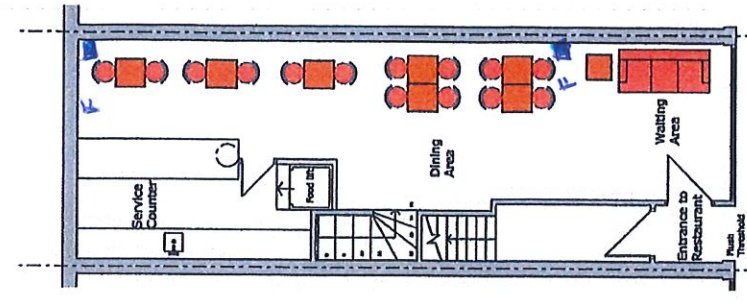
Existing Basement Floor Plan



Existing Ground Floor Plan



Proposed Basement Floor Plan



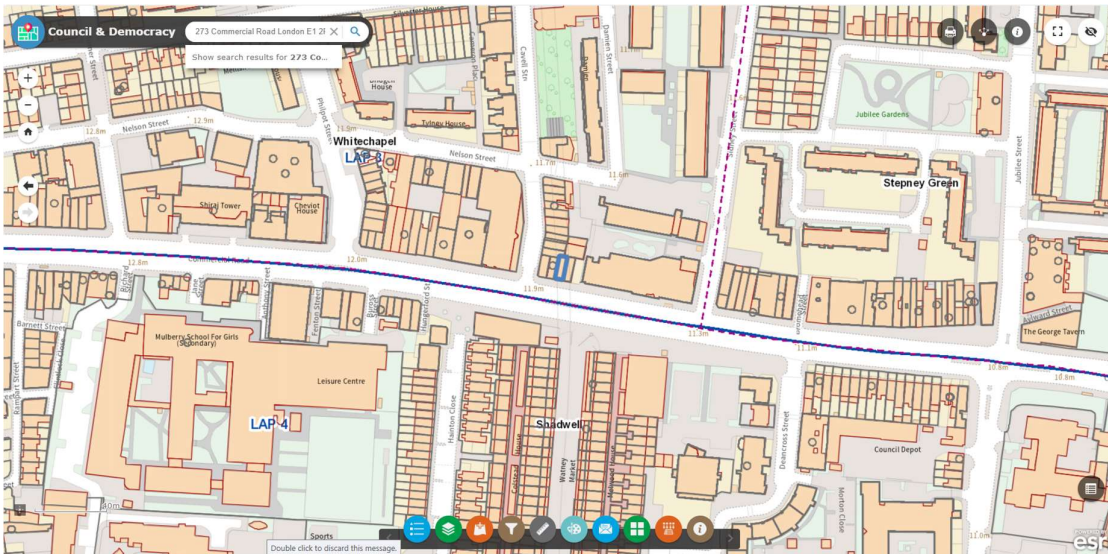
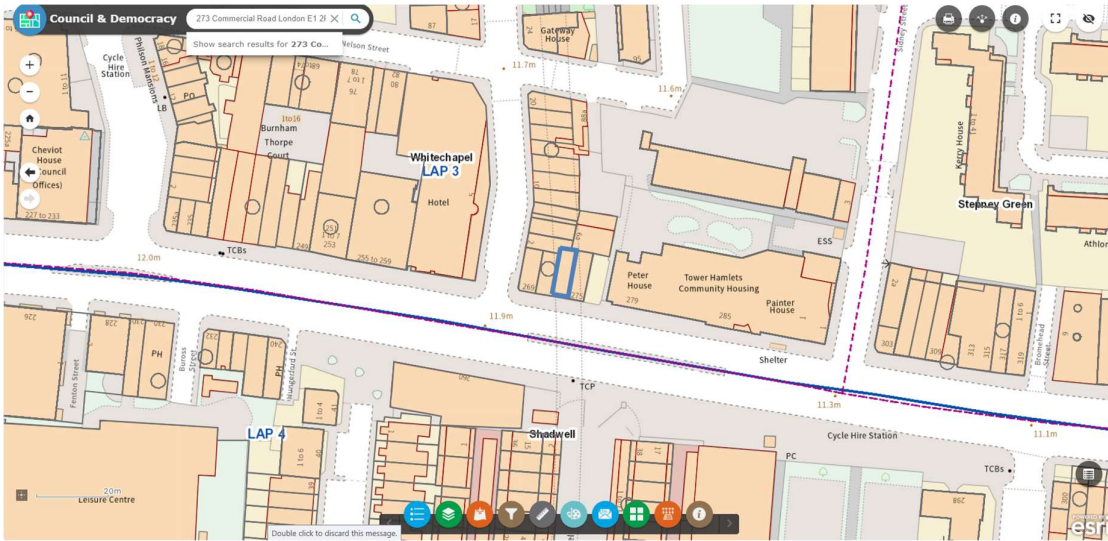
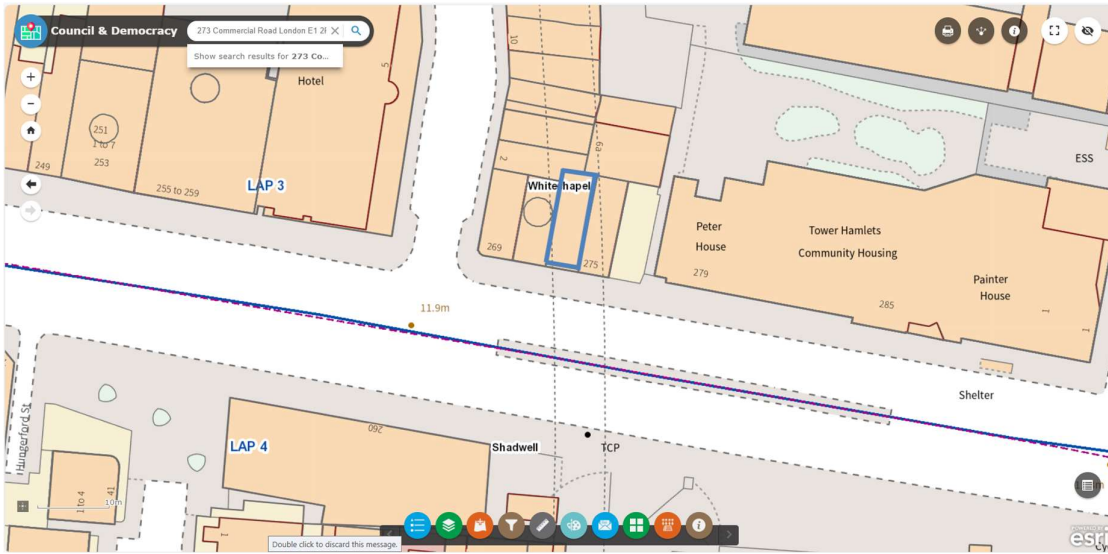
Proposed Ground Floor Plan



PROJECT NO: 201101
 DATE: 05.11.2011
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 PROJECT: [Name]
 CLIENT: [Name]
 ADDRESS: [Address]
 CONTACT: [Phone Number]
 WEBSITE: [Website]
 ARCHITECT: Marood Architects
 ADDRESS: 41 VINEYARD ROAD, DUNDEE, DD1 1JG
 TEL: 0772022555
 FAX: 0772022555
 EMAIL: info@maroodarchitects.com
 WWW: www.maroodarchitects.com

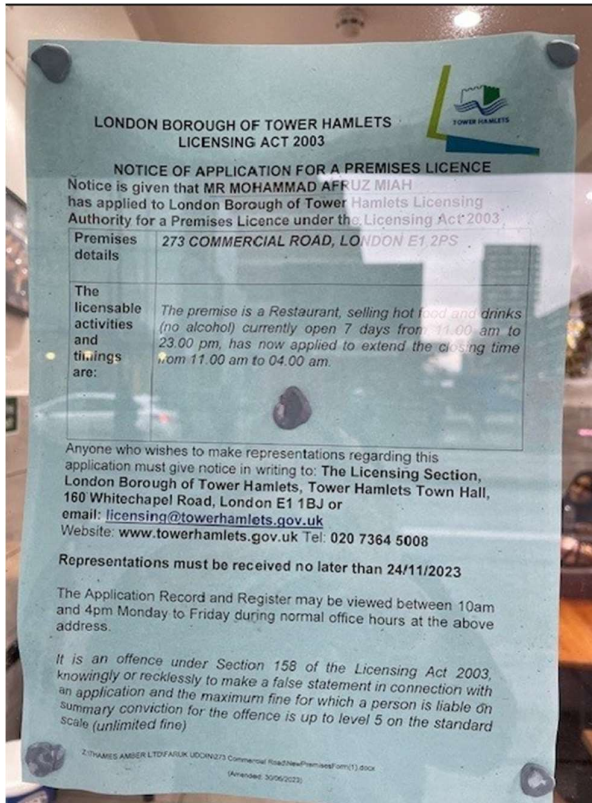
Appendix 3

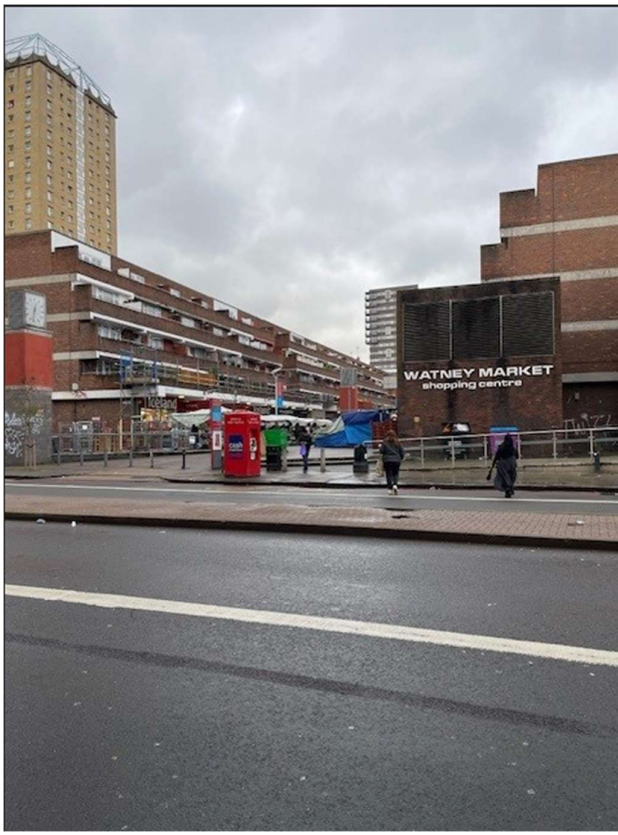
Maps – 273 Commercial Road



Appendix 4

Photos – 273 Commercial Road







Appendix 5

Nearby Licensed Premises

<u>Premises address</u>	<u>Licensable Hours</u>	<u>Opening Times</u>
(Wings of East) 269 Commercial Road	<u>The provision of late night refreshment</u> <ul style="list-style-type: none"> • Friday and Saturday from 23:00hrs to 00:00hrs (midnight) 	<ul style="list-style-type: none"> • Sunday to Thursday from 10:00hrs to 23:00hrs • Friday and Saturday from 10:00hrs to 00:00hrs (midnight)
(Best Kebab) 275 Commercial Road	<u>The provision of late night refreshment</u> <ul style="list-style-type: none"> • Sunday to Thursday, from 23:00 hours to 02:00 hours the following day • Friday and Saturday, from 23:00 hours 03:00 hours the following day 	<ul style="list-style-type: none"> • Sunday to Thursday 12:00 hours to 02:00 hours the following day • Friday and Saturday 12:00 hours to 03:00 hours the following day
(4th Floor Studios) 255-259 Commercial Road	<u>Supply of Alcohol (on premises only):</u> <ul style="list-style-type: none"> • Monday to Thursday from 11:00hrs to 23:00hrs • Friday to Saturday from 11:00hrs to 00:00hrs (midnight) • Sunday from 11:00hrs to 22:00hrs <u>Late Night Refreshment (indoors):</u> <ul style="list-style-type: none"> • Friday to Saturday from 23:00hrs to 00:00hrs (midnight) <u>Regulated Entertainment in the form of plays (indoors), films (indoors), indoor</u>	<ul style="list-style-type: none"> • Monday to Thursday from 11:00hrs to 23:00hrs • Friday to Saturday from 11:00hrs to 00:00hrs (midnight) • Sunday from 11:00hrs to 22:00hrs

	<p>sporting events, live music (indoors), recorded music (indoors), performances of dance (indoors), anything similar:</p> <ul style="list-style-type: none"> Monday to Thursday from 11:00hrs to 23:00hrs Friday to Saturday from 11:00hrs to 00:00hrs (midnight) Sunday from 11:00hrs to 22:00hrs <p>Regulated Entertainment in the form of indoor sporting events:</p> <ul style="list-style-type: none"> Monday to Thursday from 11:00hrs to 23:00hrs Friday to Saturday from 11:00hrs to 02:00hrs (the following day) Sunday from 11:00hrs to 22:00hrs <p>Non-standard timings:</p> <ul style="list-style-type: none"> 10 Non-standards timings for sale of alcohol, recorded music and late night refreshment until 02:00hrs 	
<p>(Vista Food and Wine) 309 Commercial Road</p>	<p><u>The sale by retail of alcohol (off sales)</u> Monday to Sunday 00:00-24:00</p>	<p>Monday to Sunday 00:00-24:00</p>
<p>(Hungerford Arms) 240 Commercial Road</p>	<p><u>Sale of alcohol (on and off sales)</u></p>	<ul style="list-style-type: none"> Monday to Saturday from

	<ul style="list-style-type: none"> Monday to Saturday, from 09.00 hours to 12 midnight Sunday, from 10.00 hours to 12 midnight <p><u>Provision of regulated entertainment</u> <u>(Recorded music and anything of a similar description)</u></p> <ul style="list-style-type: none"> Monday to Saturday, from 09.00 hours to 12 midnight Sunday, from 10.00 hours to 12 midnight 	<p>09.00 hours to 12 midnight</p> <ul style="list-style-type: none"> Sunday from 10.00 hours to 12 midnight
<p>(Iceland) 1-11 Watney Market</p>	<p><u>The sale by retail of alcohol (off sales)</u> Monday to Sunday from 07:00 hours to 23:00 hours</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>

Appendix 6

Corinne Holland

From: MARK.J.Perry [REDACTED]
Sent: 17 November 2023 14:57
To: info [REDACTED] Licensing; Nicola Cadzow
Cc: [REDACTED]
Subject: Objection Premises License Application 273 Commercial Road E1 2PS

Dear Mr Miah, Tower Hamlets Licensing,

Central East Police Licensing formally object to the application of a premises license for 273 Commercial Rd, E1 2PS. This objection is on the grounds of preventing crime and disorder and public nuisance.

This application is for late night refreshment until 4am every day. I have tried to contact the applicant by phone but been unsuccessful when I have tried and the applicant has not returned my calls.

One of the key concerns is that the area suffers from drug dealing and anti-social behaviour. Having spoken to Whitechapel Safer Neighbourhood Team they are concerned that having a takeaway open until 4am every day will make it a hub for drug related crime and anti social behaviour. They will be providing a statement in support of this. This premises will be one of the latest open in the area will attract those in the area looking to be involved in criminal activity as it is a place they can base themselves and take refuge from the elements and rival gangs.

The applicant has stated in the application that he does not believe there will be problems as the venue does not sell alcohol, yet at 4 am in the morning who are the venues customers going to be? We believe that in the early hours of the morning one of the main groups of customers will be those who have been drinking and socialising in Shoreditch and the rest of London, who are staying in hotels close by. The applicant has not said how they will deal with intoxicated or customers causing anti-social behaviour except to say they will remove them from the premises. What will the venue do if their drunk customers fighting or causing noise nuisance to local residents. We do not know as the applicant does not say.

We also believe that the noise of customers who may have been drinking alcohol queuing to get food at 3 am in the morning will cause noise nuisance to local residents, as will the sound of Uber's and Taxi's pulling up to pick up customers, with car doors being opened and closed and engines revving. Again the applicant has not said how they can manage this.

We believe that going from closing at 11pm to closing at 4am is simply too big a jump, and the risk of crime and disorder and public nuisance taking place at the premises is too big. We therefore suggest the following hours.

Late Night Refreshment

Sunday to Wednesday 23:00 – 00:00

Thursday to Saturday 23:00 – 01:00

This will give the applicant 1 extra hour 4 days a week, and 2 hours over the busy weekend days.

If the applicant wished to be delivery only then we could extend that to the following:

Late Night Refreshment

Sunday to Wednesday 23:00 – 00:00 and until 01:00 for delivery only

Thursday to Saturday 23:00 – 01:00 and until 02:00 for delivery only.

This would give the applicant a chance to demonstrate that they can operate at later hours without the local community being at risk of increases in crime and disorder and public nuisance.

Likewise we also ask that the following conditions are added to the license:

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, searching equipment or scanning equipment;
 - g) any visit by a relevant authority or emergency service.
4. 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.
5. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

- The License holder shall also ensure that the venues customers are not congregating outside the venue or causing nuisance outside the premises.


We therefore ask that the application as requested is refused and the above hours and conditions imposed.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)
[Redacted]
Email [Redacted]
A: Licensing Office, 1st Floor Stoke Newington Police Station



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Corinne Holland

From: Anamaria.Evans [REDACTED]
Sent: 26 November 2023 15:27
To: info@[REDACTED]; Licensing; Nicola Cadzow
Subject: Objection Premises License Application 273 Commercial Road E1 2PS

To Whom it May Concern,

I am a Safer Neighbourhoods Officer attached to Whitechapel SNT Team and I have received the request from our Licensing team to provide a statement in regards to a new take-away business at 273 Commercial Road E1 2PS to remaining open until 0400hrs.

Whitechapel Area is already experiencing a high level of ASB and drug-related crime. This includes but is not limited to: drug using, drug dealing, vehicle crime, and repeated ASB as a result of the above. The area is also known as an operating location for gangs and cannabis cafes. This also leads to violent crime such as assaults, robberies and burglaries.

I believe that having a take-away business open until 0400hrs in the night will not deter but further attract similar crime to those described above. Both police and local authorities are working hard to reduce crime in the area and having a business open until this time will result in the opposite – an increase. This is due to the fact that individuals involved in crime will be drawn to the area not only as customers of the business but also as a focal point for drug dealing and drug using. Local drug users could also use this spot as a begging location which would also increase the likelihood of further crime occurring. The above could also result in violent crime such as fights breaking out and would negatively affect the residents quality of life with increased noise disturbances.

Whitechapel Ward Panel also recognises the above issues and ongoing Anti-social behaviour. The level in crime in the area is a main concern for local authorities and residents alike; therefore, having businesses open this late/early hours is seen as a source of criminality and ASB.

PC EVANS 1590CE

Please let me know if you require any further info.

Kind Regards,



Anamaria Evans PC 1590CE
Central East BCU (Hackney & Tower Hamlets)
Whitechapel SNT
Metropolitan Police Service
a: Bethnal Green Police Station, 12 Victoria Park Square, E2 9NZ
w: www.met.police.uk
e: [REDACTED]



Appendix 7

Corinne Holland

From: Tim Hung
Sent: 09 November 2023 15:52
To: Licensing
Subject: Premises Licence Application - MAU164368

Dear Licensing,

Hope you are well.

2. I have considered the premises license application for PFC Watney Market, 273 Commercial Road London on the potential impact of public nuisance and measures to prevent noise generated from within the premises or outside it which could cause disturbance to people in the vicinity. The applicant is proposing licensable hours well beyond the Council's framework hours.

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

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

4. The applicant is proposing Licensable Activities: Late Night Refreshment:

- Monday to Thursday from 2330 hours, until 0400 an increase of 4.5 hours on council framework hours
- Friday and Saturday from Midnight, until 0400 an increase of 4 hours on council framework hours
- Sunday (LNR is only required from 23:00 hours), until 0400 hours, an increase of 5.5 hours considering framework hours from Sunday starts from 2230hr.

5. Also, 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 condition under public nuisance in section M d) of the application form "*By extending the hours there will be no nuisance to the public since the restaurant does not serve alcohol which usually changes customers behaviour and conduct, further no live entertainment or loud music nor unwanted video or films will be shown in the restaurant.*" This is quite general and does not consider the impact on public nuisance from increase footfall from persons accessing and egressing the premises, which is so close to residential properties above and beside the premises, particularly when considering the late hours applied for by the applicant.

Noise Sensitive premises: premises in close proximity to residential flats (see photo attached) Shop below residential properties above shown in picture. (pink circle - PFC Watney Market, green circle - residential premises)



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

- Noise breakout from the venue affecting neighbouring residents.
- Access & egress to and from the venue, of patrons; and
- The hours of operation

7. In conclusion, Environmental Protection does not support the application. If the committee are minded granting this application, I would ask the following -

- Operating hours are in line with council framework hours.
- Conditions as below -
 - 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 patrons to respect the needs of local residents and businesses and leave the area quietly. And no loitering of patrons outside the premises having ordered and received their takeaway.
 - Also, the premises licence holder will display notices within their premises requesting that delivery drivers remain respectful of neighbours by keeping noise to a minimum by waiting inside the premises to collect deliveries.
 - No idling of delivery vehicles/bikes outside the premises, no drivers hooting, shouting, or raised voices nor loud music/radios, whilst premises is in operation.
 - The premises licence holder will display notices requiring drivers of delivery vehicles not to leave vehicle engines idling outside the premises whilst the premises is in operation.

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

www.towerhamlets.gov.uk

Appendix 8

Corinne Holland

From: info@t[REDACTED] >
Sent: 06 December 2023 14:42
To: Corinne Holland
Subject: RE: Premise Licence application - PFC Watney Market, 273 Commercial Road - M/164368

Dear Ms Holland

We write further to the telephone conversation Mr Miah had with you today.

Mr Miah agrees to the condition proposed by PC Perry/you, however still wish to increase the hours from 23.00pm to 2.00am from Sunday to Wednesday and 23.00pm to 3.00am from Friday to Saturday. If this is not agreeable then Mr Miah is willing to attend the hearing on 19th December 2023 to have his request heard and considered.

Await hearing from you.

Kind regards

Thames Amber Ltd

From: Corinne Holland <[REDACTED]>
Sent: 05 December 2023 10:00
To: info@[REDACTED]
Cc: CEMailbox-[REDACTED]
Subject: Premise Licence application - PFC Watney Market, 273 Commercial Road - M/164368

Dear Sir/Madam

I have liaised with PC Perry regarding his representation and as you have agreed to reduce your hours PC Perry would be happy to withdraw his representation with the following conditions being agreed.

If you can let me know if you accept these conditions as soon as possible please.

The explanation as to the hours for delivery only are as my email yesterday (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, searching equipment or scanning equipment;
 - g) any visit by a relevant authority or emergency service.
4. 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.
5. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

6. The License holder shall also ensure that the venues customers are not congregating outside the venue or causing nuisance outside the premises.

Kind regards

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

www.towerhamlets.gov.uk

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From: info@[REDACTED]
Sent: Thursday, November 30, 2023 6:20 PM
To: Corinne Holland [REDACTED]
Subject: Premise Licence application - PFC Watney Market, 273 Commercial Road - M/164368

Dear Sirs

Thank you for your email below.

Please take note that we have responded to the email accepting the suggestion made by Mr Mark J Perry and requesting for explanation as to the timing. Please see email attached for your ease of reference.

Please consider the attached email as part of an afford by Mr Miah to conform to the suggestion made by Mr Perry, so that a hearing can be avoided.

Await hearing from you.

Kind regards

Thames Amber Ltd

From: Corinne Holland <[REDACTED]>
Sent: 29 November 2023 18:11
To: info@[REDACTED]
Subject: Premise Licence application - PFC Watney Market, 273 Commercial Road - M/164368

Dear Sir/Madam

I am obliged to tell you that objections to the granting of this Premises Licence have been received from the Responsible Authorities.

Please see the attached representations.

The matter will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-Committee. The objections will be put into a committee report and forwarded to the Democratic Services section who will arrange a date for the hearing. You will be sent a copy of the report which will include details of the representations; you will also be notified at this point of the date and time of the Licensing subcommittee hearing.

Please let me know if you come to an agreement with the police and noise team.

Kind regards

Corinne Holland

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


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Please Note : We have moved offices. We are now at:

Tower Hamlets Town Hall

160 Whitechapel Road

London

E1 1BJ

Hearings will also be held here.

Corinne Holland

From: info@[REDACTED]
Sent: 24 November 2023 16:11
To: MARK.J.Perry [REDACTED]
Cc: Licensing; Nicola Cadzow
Subject: RE: Objection Premises License Application 273 Commercial Road E1 2PS

Dear Sirs

Thank you for your email below.

Mr Miah is unaware of the issue of druggies in that area he did not encounter such persons until the current closing time of 23.00 pm and neither he had customers walking in from the areas suggested by you during the time of business. As such did not sought to explain how he would handle those kinds of customers.

Obviously, it is not possible to expect Mr Miah to stop the sound of vehicles or opening and closing of the car doors.

Miah appreciate the concern raised by the Police Officer and would agree to the timing extended in the following days:

Sunday to Wednesday 23:00 – 00:00 and until 01:00 for delivery only

Thursday to Saturday 23:00 – 01:00 and until 02:00 for delivery only.

The only query is, does the delivery only time runs from 00.00 to 01.00 am from Sunday to Wednesday and delivery only times runs from 01.00 am to 02.00 am on Thursday to Saturday. We shall appreciate if you can confirm this? Which means that Mr Miah can have customers until 00.00 on Sunday to Wednesday and until 1.00 am on Thursday to Saturday. Please confirm if this is a situation.

With regards to the CCTV at the premises, Mr Miah already operated 6 CCTV cameras on the premises however as suggested will extend continuous recording for 31 days whilst the premise is open.

Mr Miah confirms that he is one of the persons who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. He does also have another staff with the same knowledge. Both will 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.

Please let us know is extension to time suggested by yourself be granted to Mr Miah to run his business.

Await hearing from you.

Kind regards

Thames Amber Ltd

From: MARK.J.Perry [REDACTED]
Sent: 17 November 2023 14:57
To: info@[REDACTED] Licensing [REDACTED]
Nicola.Cadzow [REDACTED]
Cc: Anamaria.Evans [REDACTED]
Subject: Objection Premises License Application 273 Commercial Road E1 2PS

Dear Mr Miah, Tower Hamlets Licensing,

Central East Police Licensing formally object to the application of a premises license for 273 Commercial Rd, E1 2PS. This objection is on the grounds of preventing crime and disorder and public nuisance.

This application is for late night refreshment until 4am every day. I have tried to contact the applicant by phone but been unsuccessful when I have tried and the applicant has not returned my calls.

One of the key concerns is that the area suffers from drug dealing and anti-social behaviour. Having spoken to Whitechapel Safer Neighbourhood Team they are concerned that having a takeaway open until 4am every day will make it a hub for drug related crime and anti social behaviour. They will be providing a statement in support of this. This premises will be one of the latest open in the area will attract those in the area looking to be involved in criminal activity as it is a place they can base themselves and take refuge from the elements and rival gangs.

The applicant has stated in the application that he does not believe there will be problems as the venue does not sell alcohol, yet at 4 am in the morning who are the venues customers going to be? We believe that in the early hours of the morning one of the main groups of customers will be those who have been drinking and socialising in Shoreditch and the rest of London, who are staying in hotels close by. The applicant has not said how they will deal with intoxicated or customers causing anti-social behaviour except to say they will remove them from the premises. What will the venue do if their drunk customers fighting or causing noise nuisance to local residents. We do not know as the applicant does not say.

We also believe that the noise of customers who may have been drinking alcohol queuing to get food at 3 am in the morning will cause noise nuisance to local residents, as will the sound of Uber's and Taxi's pulling up to pick up customers, with car doors being opened and closed and engines revving. Again the applicant has not said how they can manage this.

We believe that going from closing at 11pm to closing at 4am is simply too big a jump, and the risk of crime and disorder and public nuisance taking place at the premises is too big. We therefore suggest the following hours.

Late Night Refreshment

Sunday to Wednesday 23:00 – 00:00

Thursday to Saturday 23:00 – 01:00

This will give the applicant 1 extra hour 4 days a week, and 2 hours over the busy weekend days.

If the applicant wished to be delivery only then we could extend that to the following:

Late Night Refreshment

Sunday to Wednesday 23:00 – 00:00 and until 01:00 for delivery only

Thursday to Saturday 23:00 – 01:00 and until 02:00 for delivery only.

This would give the applicant a chance to demonstrate that they can operate at later hours without the local community being at risk of increases in crime and disorder and public nuisance.

Likewise we also ask that the following conditions are added to the license:

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, searching equipment or scanning equipment;
 - g) any visit by a relevant authority or emergency service.
4. 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.

5. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
6. The License holder shall also ensure that the venues customers are not congregating outside the venue or causing nuisance outside the premises.

We therefore ask that the application as requested is refused and the above hours and conditions imposed.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)
[Redacted]
Email [Redacted]
A: Licensing Office, 1st Floor Stoke Newington Police Station



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Appendix 9

**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 10

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 11

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 12

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 13

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 14

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 be 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 15

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

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

(see 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

Appendix 16

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.

Agenda Item 3.3

Committee : Licensing Sub-Committee	Date	Classification Unclassified	Report No.	Agenda Item No.
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Report of: David Tolley Head of Environmental Health & Trading Standards Originating Officer: Mohshin Ali Senior Licensing Officer	Title: Licensing Act 2003 Application for a Premises Licence for (the Ragged School Museum), 46-50 Copperfield Road, London E3 4RR Ward affected: Mile End
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1.0 Summary

Applicant: **The Ragged School Museum Trust**

Name and Address of Premises: **Ragged School Museum**
46-50 Copperfield Road
London
E3 4RR

Licence sought: **Licensing Act 2003 – premises licence**

- **The sale by retail of alcohol (on and off sales)**
- **The provision of regulated entertainment**
- **The provision of late night refreshment**

Representations: **Resident (one)**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and representations 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

- Guidance Issued under Section 182 of the Licensing Act 2003
- Tower Hamlets Licensing Policy
- File

Mohshin Ali
020 7364 5498

3.0 Background

3.1 This is an application for a premises licence for (the Ragged School Museum), 46-50 Copperfield Road, London E3 4RR.

3.2 The applicant has described the premises as:

“Three adjoining Victorian Warehouses on Copperfield Road backing onto the Regent's Canal. Once a Barnado's School and now the restored Ragged School Museum with a visitor cafe, visitor facilities, museum, Victorian classrooms, workshops event and community space. The premises will primarily operate as a museum, education centre, community space and cafe but just occasionally be used for small classical music concerts, theatre, dance and film as well as small events, meetings and parties”.

3.3 A copy of the premises licence application form is enclosed as **Appendix 1**. The licensable activities and timings that have been applied for are as follows:

The sale by retail of alcohol (On and off sales)

- Monday to Friday, from 11:00 hrs to 23:00 hrs
- Saturday and Sunday, from 11:00 hrs to 00:00 hrs

The provision of late night refreshment – Indoors

- Friday and Saturday, from 23:00 hrs to 00:00 hrs

Note: (Sunday to Thursday – no provision of late night refreshment)

The provision of regulated entertainment - Indoors (Plays and Films)

- Monday to Saturday, from 10:00 hrs to 22:00 hrs
- Sunday, from 11:00 hrs to 18:00 hrs

(Live music, Recorded Music)

- Monday to Thursday, from 10:00 hrs to 22:30 hrs
- Friday and Saturday, from 10:00 hrs to 23:00 hrs
- Sunday, from 10:00 hrs to 22:30 hrs

(Performance of dance)

- Monday to Sunday, from 10:00 hrs to 22:00 hrs

Hours premises are open to the public

- Monday to Thursday, from 09:00 hrs to 23:00 hrs
- Friday and Saturday, from 09:00 hrs to 24:00 hrs
- Sunday, from 10:00 hrs to 23:00 hrs

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 Details of the nearest licensed venues 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 the 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 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 Since the representation was made, the applicant has responded to the allegations raised (See **Appendix 7**).
- 6.10 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
 - Environmental Protection (Noise)
 - Trading Standards
 - Child Protection
 - Public Health
 - Home Secretary (Home Office Immigration Enforcement)
- 6.11 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only representations 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
- 6.12 Essentially, the relevant parties oppose the application because in their opinion, the applicant has not explained how within the context of the application they will meet the licensing objective of the prevention of crime and disorder, the prevention of public nuisance and public safety.
- 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 (offered by the applicant)

LICENSING OFFICER COMMENTS: The following conditions are weak so members may wish to modify/clarify them to make them more enforceable if the conditions are required:

- 7.1 *Registered SIA Door Supervisors for larger events*
- 7.2 *Crime prevention notices on the premises*
- 7.3 *Food is available during opening hours.*
- 7.4 *All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police and the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.*
- 7.5 *Calibrated noise meter in event space with colour digital warning display and data logging.*
- 7.6 *After 19.00hrs, children will only be allowed into the cafe area when accompanied by an adult Museum staff are trained to be aware of children wandering around the premises and ensure they are safe.*
- 7.7 The remaining conditions in the operating schedule have been enhanced with those agreed with the responsible authorities as follows.

8.0 Conditions in consultation with the Responsible Authorities

8.1 Conditions agreed with Met Police (See Appendix 8)

- 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.*

8.2 Conditions agreed with Environmental Protection (See **Appendix 9**)

1. *Loudspeakers shall not be located in the entrance lobby, or outside the premise building nor on ceilings. And anti-vibration mounts used is speakers attached to the walls*

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

3. 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.

9.0 Licensing Officer Comments

9.1 The Business & Planning Act 2020 came into force on Wednesday 22nd July 2020 and provides a temporary permission for businesses that have a premises licence that permits them to sell alcohol in regards to the ability to sell alcohol as an off sale, i.e. for consumption off the premises. The permission will end on 31st March 2025 unless the legislation is changed by the Secretary of State.

It will only apply to businesses that hold a Premises Licence up to 22nd July 2020 and that in the last 3 years preceding 22 July 2020 those licences have NOT:

- had a premises licence application where permission for off sales was refused;
- had a variation of a premises licence seeking permission for off sales refused
- had a variation seeking to exclude off sales permission granted
- had a premises licence varied or modified by a review hearing to exclude off sales.

9.2 The new off-sales permission will permit off-sales to be made at a time when the licensed premises are open for the purposes of selling alcohol for consumption on the premises, subject to a cut off time of 11pm or the cut off time of the current licensed hours stated on the licence, whichever is earlier. Measures also temporarily suspend existing licence conditions in so far as they are inconsistent with the new off-sales permission. Further Guidance on this can be found at <https://www.gov.uk/government/publications/guidance-for-temporary-alcohol-licensing-provisions-in-the-business-and-planning-bill>

9.3 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.

9.4 The following is intended simply 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.

9.5 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)

- 9.6 The Licensing Act 2003 permits children of any age to be on the premises which primarily sells alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.7 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.8 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.
- 9.9 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)
- 9.10 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.11 In **Appendices 10 – 15** 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	Other licensed venues in the area
Appendix 5	Home Office concerning relevant, vexatious and frivolous representations
Appendix 6	Representation of resident
Appendix 7	Applicant's response to the representation
Appendix 8	Conditions agreed with Police
Appendix 9	Conditions agreed Environmental Protection
Appendix 10	Licensing Officer comments on noise while the premise is in use
Appendix 11	Licensing Officer comments on access/egress Problems
Appendix 12	Licensing officer comments on Underage Drinking or other Harm to Minors
Appendix 13	Licensing officer comments on Inappropriate Underage Admissions
Appendix 14	Planning
Appendix 15	Licensing Policy relating to hours of trading

Appendix 1



This form should be completed and forwarded to: London Borough of Tower Hamlets, Licensing Section, Tower Hamlets Town Hall, 160 Whitechapel Road, London E1 1BJ or by email to licensing@towerhamlets.gov.uk with the correct fee. Payments can be by phoning 020 7364 5008 or on-line: www.towerhamlets.gov.uk/payit

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 The Ragged School Museum Trust

(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			
The Ragged School Museum 46/50 Copperfield Road Mile End			
Post town	London	Postcode	E3 4RR
Telephone number at premises (if any)		[REDACTED]	
Non-domestic rateable value of premises		£16,700	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|-----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input checked="" type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | 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 | <input type="checkbox"/> | 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 | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | 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	<input type="checkbox"/>
a function discharged by virtue of Her Majesty's prerogative	<input type="checkbox"/>

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/>	Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/>	Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name	The Ragged School Museum Trust Magnus Von Wistinghausen (Chairman)
Address	The Ragged School Museum, 46/50 Copperfield Road, London E3 4RR
Registered number (where applicable)	
Charity No 800538	Company Number 02308621
Description of applicant (for example, partnership, company, unincorporated association etc.)	Charity
	(if any)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	8	112023

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

DD	MM	YYYY

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

Three adjoining Victorian Wharehouses on Copperfield Road backing onto the Regent's Canal. Once a Barnado's School and now the restored Ragged School Museum with a visitor cafe, visitor facilities, museum, victorian classrooms, workshops event and community space.

The premises will primarily operate as a museum, education centre, communiuty space and cafe but just occasionally be used for small classical music concerts, theatre, dance and film as well as small events, meetings and parties.

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

not applicable

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10.00	22.00	Please give further details here (please read guidance note 4) Occasional performance produced by outside organisations which may include live or recorded music.		
Tue	10.00	22.00			
Wed	10.00	22.00	State any seasonal variations for performing plays (please read guidance note 5) None planned		
Thur	10.00	22.00			
Fri	10.00	22.00	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 (please read guidance note 6) None planned		
Sat	10.00	22.00			
Sun	11.00	18.00			

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	22.00	Please give further details here (please read guidance note 4) Occasional film showing which may be part of an exhibition, educational project community event or similar		
Tue	10.00	22.00			
Wed	10.00	22.00	State any seasonal variations for the exhibition of films (please read guidance note 5) none planned		
Thur	10.00	22.00			
Fri	10.00	22.00	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 (please read guidance note 6) none planned		
Sat	10.00	22.00			
Sun	11.00	18.00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4) None
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
			None		Outdoors	<input type="checkbox"/>
Day	Start	Finish			Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)			
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)			
Thur						
Fri			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 (please read guidance note 6)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	22.30	Please give further details here (please read guidance note 4) Music as part of a theatre school or community event. Classical concerts such as Ragged Music Festival. Music at private events. Some music will be unamplified others amplified		
Tue	10.00	22.30			
Wed	10.00	22.30	State any seasonal variations for the performance of live music (please read guidance note 5) none planned		
Thur	10.00	22.30			
Fri	10.00	23.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6) none planned		
Sat	10.00 - 23.00				
Sun	10.00	22.30			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	22.30	Please give further details here (please read guidance note 4) Mainly background music Mainly but not exclusively in cafe and event space		
Tue	10.00	22.30			
Wed	10.00	22.30	State any seasonal variations for the playing of recorded music (please read guidance note 5) None planned		
Thur	10.00	22.30			
Fri	10.00	23.00	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 (please read guidance note 6) None planned		
Sat	10.00	23.00			
Sun	10.00	22.30			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10.00	22.00	<u>Please give further details here</u> (please read guidance note 4) Very occasional Dance Events which may be part of the schools program or a touring company. Not part of core business		
Tue	10.00	22.00			
Wed	10.00	22.00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5) None planned		
Thur	10.00	22.00			
Fri	10.00	22.00	<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) None planned		
Sat	10.00	22.00			
Sun	10.00	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 none planned		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur					
Fri			<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)		
Sat					
Sun			<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)		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Weekend extra hour		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) None planned		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6) None planned		
Fri	23.00	00.00			
Sat	23.00	00.00			
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 type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None Planned 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) These are standard times , on the few occasions that a later or earlier licence is required an extension will be applied for.		
Mon	11.00 -	23.00			
Tue	11.00 -	23.00			
Wed	11.00 -	23.00			
Thur	11.00 -	23.00			
Fri	11.00 -	23.00			
Sat	11.00 -	00.00			
Sun	11.00 -	00.00			

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 David Trevor Hughes	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) London Borough of Enfield EN13XY	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

No adult entertainment

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) None planned
Day	Start	Finish	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) None planned
Mon	09.00	23.00	
Tue	09.00	23.00	
Wed	09.00	23.00	
Thur	09.00	23.00	
Fri	09.00	24.00	
Sat	09.00	24.00	
Sun	10.00	23.00	

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)

Premises is a local museum with cafe, coffee shop and bar with the emphasis on food.
The main focus of the food and drink operation will be in the LGF cafe spaces.
Other parts of the building will from time to time be used for events and performances.
Maintenance of the street, pavements and towpath adjacent to the premises.
The building has security cameras on the access doors and the cafe areas.
Exterior Lighting
Good neighbourhood relations.
Staff trained for best practice management.
Complaint & concern register on premises

b) The prevention of crime and disorder

1. 1.Registered SIA Door Supervisors for larger events
2. 2.Governed by industry best practice.
3. 3.Crime prevention notices on the premises
4. 4.Food is available during opening hours.
5. 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.
6. 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.
7. 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.
8. 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:
 - all crimes reported to the venue;
 - all ejections of patrons;
 - any complaints received concerning crime and disorder
 - any incidents of disorder;
 - all seizures of drugs or offensive weapons;
 - any faults in the CCTV system, searching equipment or scanning equipment;
 - any refusal of the sale of alcohol;
 - any visit by a relevant authority or emergency service.

continued

In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that the police (and, where appropriate, the London Ambulance Service) are called without delay;

9. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police and the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

Protection of Children from Harm

10. 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.
11. 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.

c) Public safety

1. Fully refurbished building
2. In-house operations managers monitoring the building
3. Fire inspection.
4. First aid support.
5. Building evacuation plan
6. Kitchen Ansul fire system
7. Emergency lighting in all areas
8. Exit via Copperfield Road after 10pm
9. Waiting staff on the floor observing behaviour
10. Health & Safety Assessments

d) The prevention of public nuisance

1. New extraction system with carbon filters to eliminate smells
- 2.
3. Signage and verbal reminders to leave quietly
- 4.
5. Good transport links:
 - Seven minicab companies within one mile,
 - Bus stops - night buses
 - Underground station(Mile End) - Overground(Limehouse)
 - Uber.
 - Bicycle Park outside.
6. Loudspeakers shall not be located in the entrance lobby, or outside the premise building nor on ceilings. And anti-vibration mounts used is speakers attached to the walls.
7. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
8. 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. Calibrated noise meter in event space with colour digital warning display and data logging.

e) The protection of children from harm

1. After 19.00hrs, children will only be allowed into the cafe area when accompanied by an adult
2. Museum staff are trained to be aware of children wandering around the premises and ensure they are safe.
3. The premises operates a proof of age policy when serving alcohol.
4. 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.

Checklist:

Please tick to indicate agreement

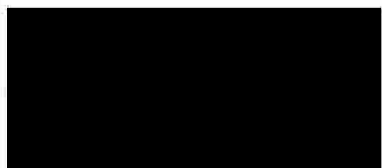
- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, 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	 X Magnus Von Wistinghausen Chairman
Date	17/10/2023
Capacity	Chairman Ragged School Museum Trust

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	Not applicable
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Erica Davies The Director The Ragged School Museum 46/50 Copperfield Road Mile End			
Post town	London	E3 4RR	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) 			

Appendix 2

RSM Lower Ground Floor

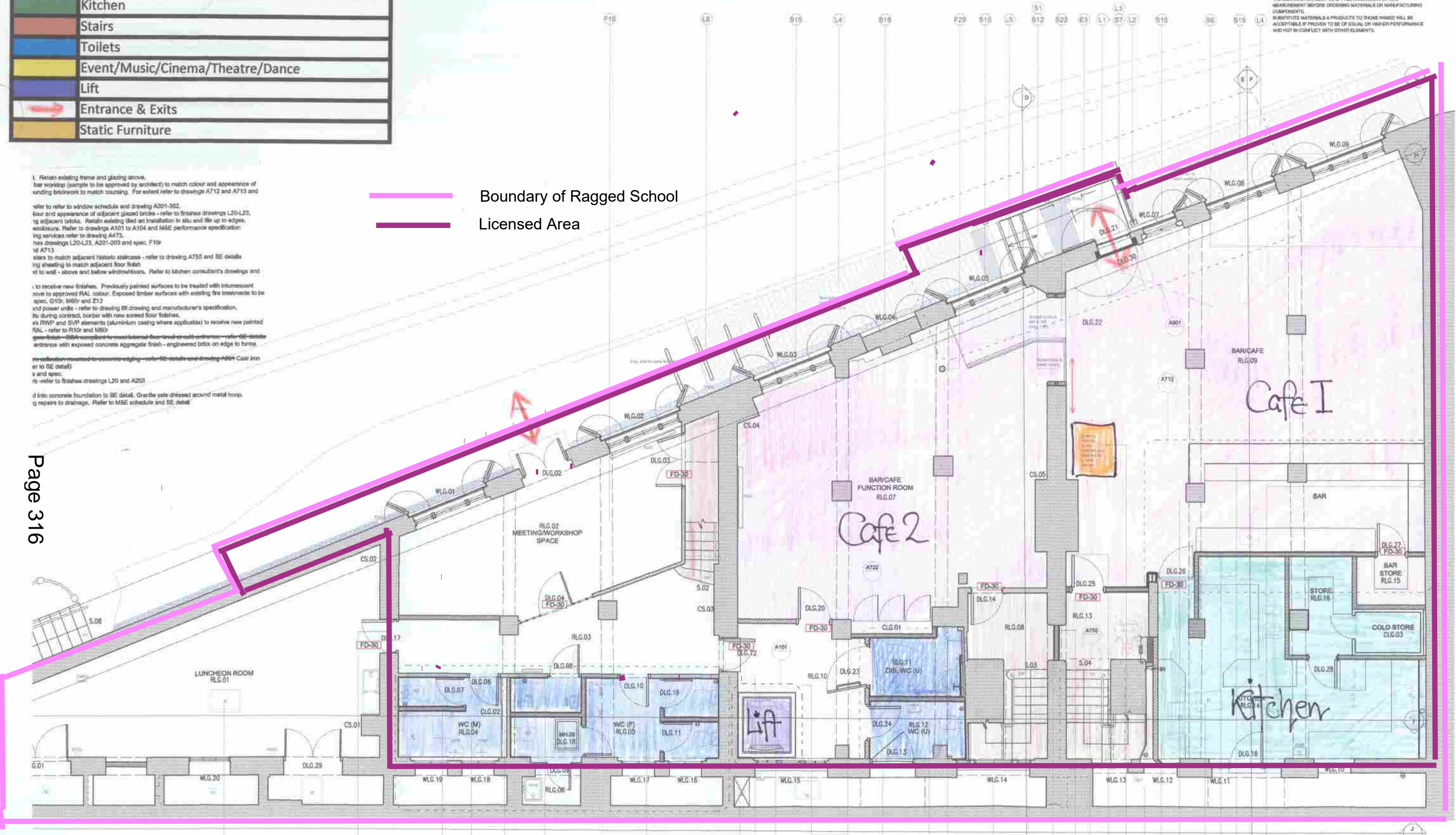
	Kitchen
	Stairs
	Toilets
	Event/Music/Cinema/Theatre/Dance
	Lift
	Entrance & Exits
	Static Furniture

DO NOT SCALE FROM THIS DRAWING
 DRAWING TO BE READ IN CONJUNCTION WITH ALL OTHER ARCHITECTURAL AND ENGINEERING CONTRACT DRAWINGS & SPECIFICATIONS. ANY DISCREPANCIES MUST BE BROUGHT TO THE ATTENTION OF THE ARCHITECT IMMEDIATELY.
 THE CONTRACTOR MUST VERIFY ALL DIMENSIONS BY SITE MEASUREMENT BEFORE ORDERING MATERIALS OR MANUFACTURING COMPONENTS.
 SUBSTITUTE MATERIALS & PRODUCTS TO THOSE NAMED WILL BE ACCEPTABLE IF PROVEN TO BE OF EQUAL OR HIGHER PERFORMANCE AND NOT IN CONFLICT WITH OTHER ELEMENTS.

1. Retain existing frame and glazing above bar works (sample to be approved by architect) to match colour and appearance of existing brickwork to match coursing. For extent refer to drawings A712 and A713 and refer to window schedule and drawing A301-302.
 2. Colour and appearance of adjacent glazed bricks - refer to finishes drawings L20-L23, to adjacent bricks. Retain existing leaded glass panes in situ and tie up to edges, enclose. Refer to drawings A101 to A104 and M&E performance specification. For services refer to drawing A473.
 3. Bar works drawings L20-L23, A201-203 and spec. F10r & A713
 4. Stairs to match adjacent historic staircase - refer to drawing A755 and SE details including drawing to match adjacent floor finish and to wall - above and below window/doors. Refer to kitchen consultant's drawings and spec. G10r, M00r and Z12
 5. To receive new finishes. Previously painted surfaces to be treated with intumescent paint to approved RAL colour. Exposed timber surfaces with existing fire treatments to be treated with intumescent paint to approved RAL colour. Exposed timber surfaces with existing fire treatments to be treated with intumescent paint to approved RAL colour. Exposed timber surfaces with existing fire treatments to be treated with intumescent paint to approved RAL colour.
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Boundary of Ragged School
 Licensed Area

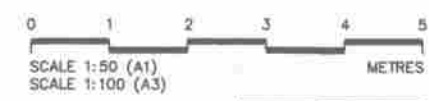
Page 316



REV DATE REVISION
 E 25.06.2021 Wall setting out revised following demolitions
 F 12.07.2023 Cafe entrance updated

FOR CONSTRUCTION

Project: Ragged School Museum, 46-50 Copperfield Rd
 From Warehouse to Schoolhouse
 Drawing: Lower Ground Floor Plan
 As Proposed
 Date: 1:50@A1, 1:100@A3 - Apr 2021



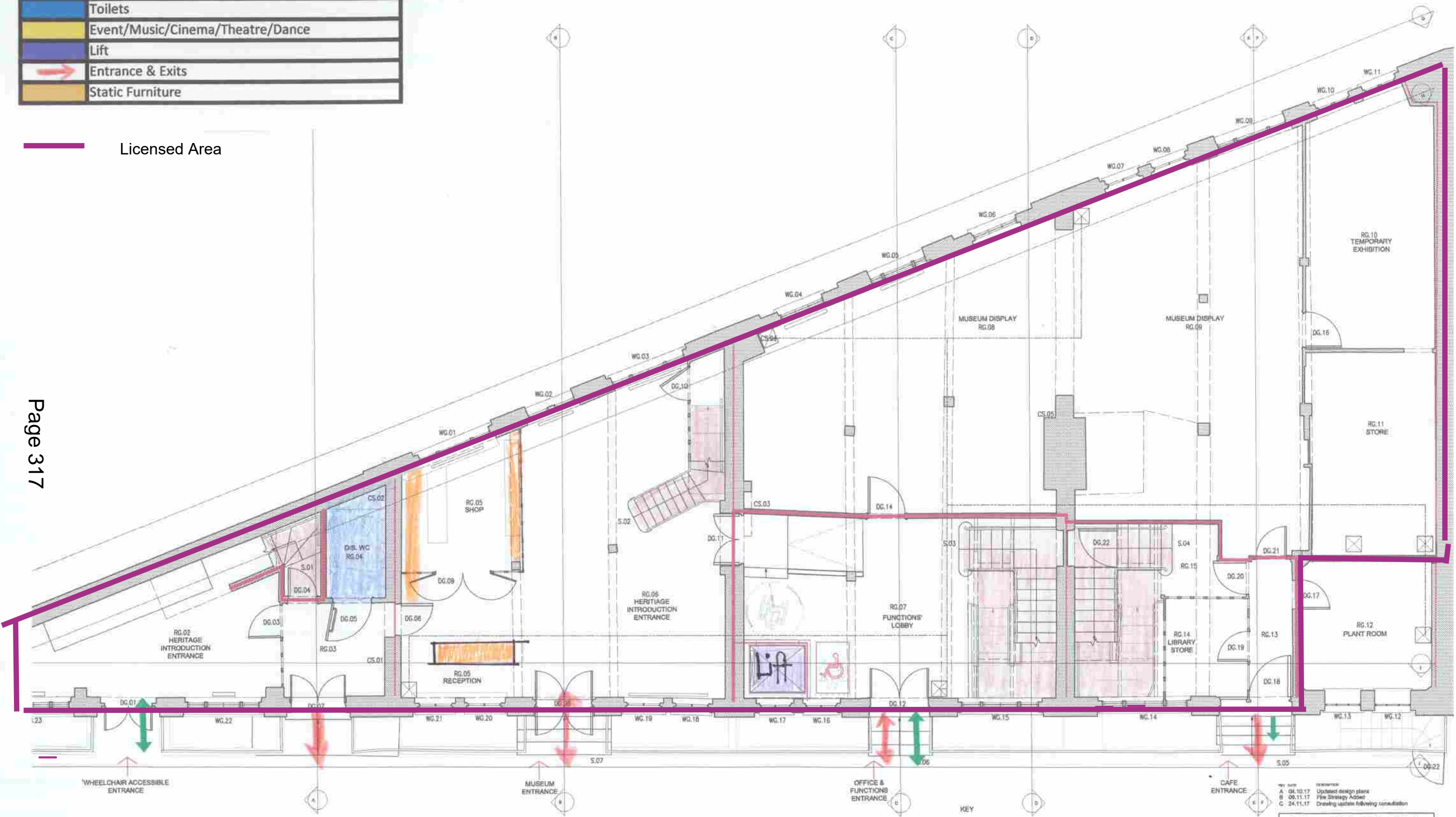
RSM Ground Floor

	Kitchen
	Stairs
	Toilets
	Event/Music/Cinema/Theatre/Dance
	Lift
	Entrance & Exits
	Static Furniture

 Licensed Area

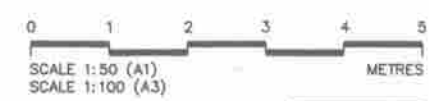
DO NOT SCALE FROM THIS DRAWING
 DRAWING TO BE READ IN CONJUNCTION WITH ALL OTHER ARCHITECTS AND ENGINEERS CONTRACT DRAWINGS & SPECIFICATIONS. ANY DISCREPANCIES MUST BE BROUGHT TO THE ATTENTION OF THE ARCHITECT IMMEDIATELY.
 THE CONTRACTOR MUST VERIFY ALL DIMENSIONS BY SITE MEASUREMENT BEFORE ORDERING MATERIALS OR MANUFACTURING COMPONENTS.
 SUBSTITUTE MATERIALS & PRODUCTS TO THOSE NAMED WILL BE ACCEPTABLE IF PROVEN TO BE OF EQUAL OR BETTER PERFORMANCE AND NOT IN CONFLICT WITH OTHER ELEMENTS.
 NOTES:
 WRITE NOTES SPECIFIC TO THIS DRAWING & REFERENCES TO OTHER ARCHITECTS / ENGINEERS DRAWINGS WITHIN THE INTENT BOX.

Page 317



KEY

-  30 min (minimum) fire resisting separation
-  60 min (minimum) fire resisting separation
-  Refuge locations for managed escape
-  Permanent Fire Entrance / Exit
-  Fire Exit Only



REV DATE REVISION
 A 06.10.17 Updated design plans
 B 06.11.17 Fire Strategy Advice
 C 24.11.17 Drawing update following consultation

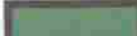
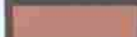
FOR INFORMATION

JOB TITLE
 Ragged School Museum, 46-50 Copperfield Rd
 From Warehouse to Schoolhouse
 DRAWING TITLE
 Ground Floor Plan
 As Proposed

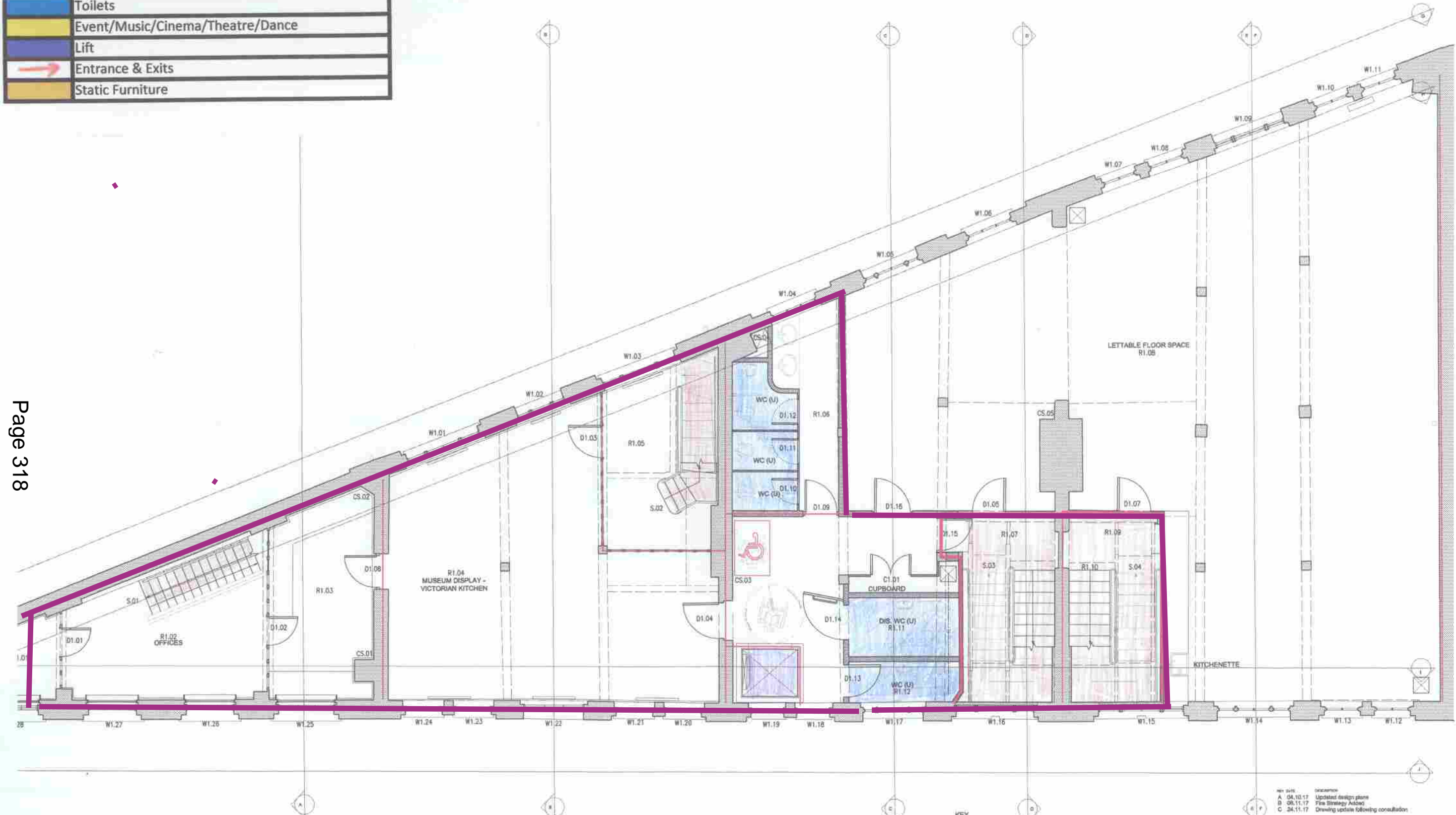
DATE	DATE	REV
530b	D06	C
DRAWN BY	SCALE / SET BY	DATE
JG	1:50@A1, 1:100@A3	Sept. 2017

RICHARD GRIFFITHS ARCHITECTS
 5 Milestone Mews, 72-76 Borough High Street, London SE1 1JH
 T +44(0)20 7307 6768 | F +44(0)20 7403 7887
 E admin@rgrarchitects.com | www.rgrarchitects.com

RSM First Floor






	Kitchen
	Stairs
	Toilets
	Event/Music/Cinema/Theatre/Dance
	Lift
	Entrance & Exits
	Static Furniture

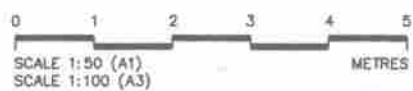
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 SUBSTITUTED MATERIALS & PRODUCTS TO THOSE NAMED WILL BE ACCEPTABLE IF PROVEN TO BE OF EQUAL OR HIGHER PERFORMANCE AND NOT IN CONFLICT WITH OTHER ELEMENTS.
 NOTES: WRITE NOTES SPECIFIC TO THIS DRAWING & REFERENCES TO OTHER ARCHITECTS / ENGINEERS DRAWINGS WITHIN 540 METRE BOX



Page 318

KEY

-  30 min (minimum) fire resisting separation
-  60 min (minimum) fire resisting separation
-  Refuge locations for managed escape
-  Permanent Fire Entrance / Exit
-  Fire Exit Only




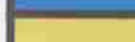

REV	DATE	DESCRIPTION
A	04.10.17	Updated design plan
B	05.11.17	Fire Strategy Added
C	24.11.17	Drawing update following consultation

FOR INFORMATION

FOR INFORMATION
 Job Title: Ragged School Museum, 46-50 Copperfield Rd From Warehouse to Schoolhouse
 Drawing Title: First Floor Plan As Proposed
 Job No: 531a
 Date: D07
 Rev: C
 Drawn By: JG
 Scale: 1:50@A1, 1:100@A3
 Date: Sept, 2017



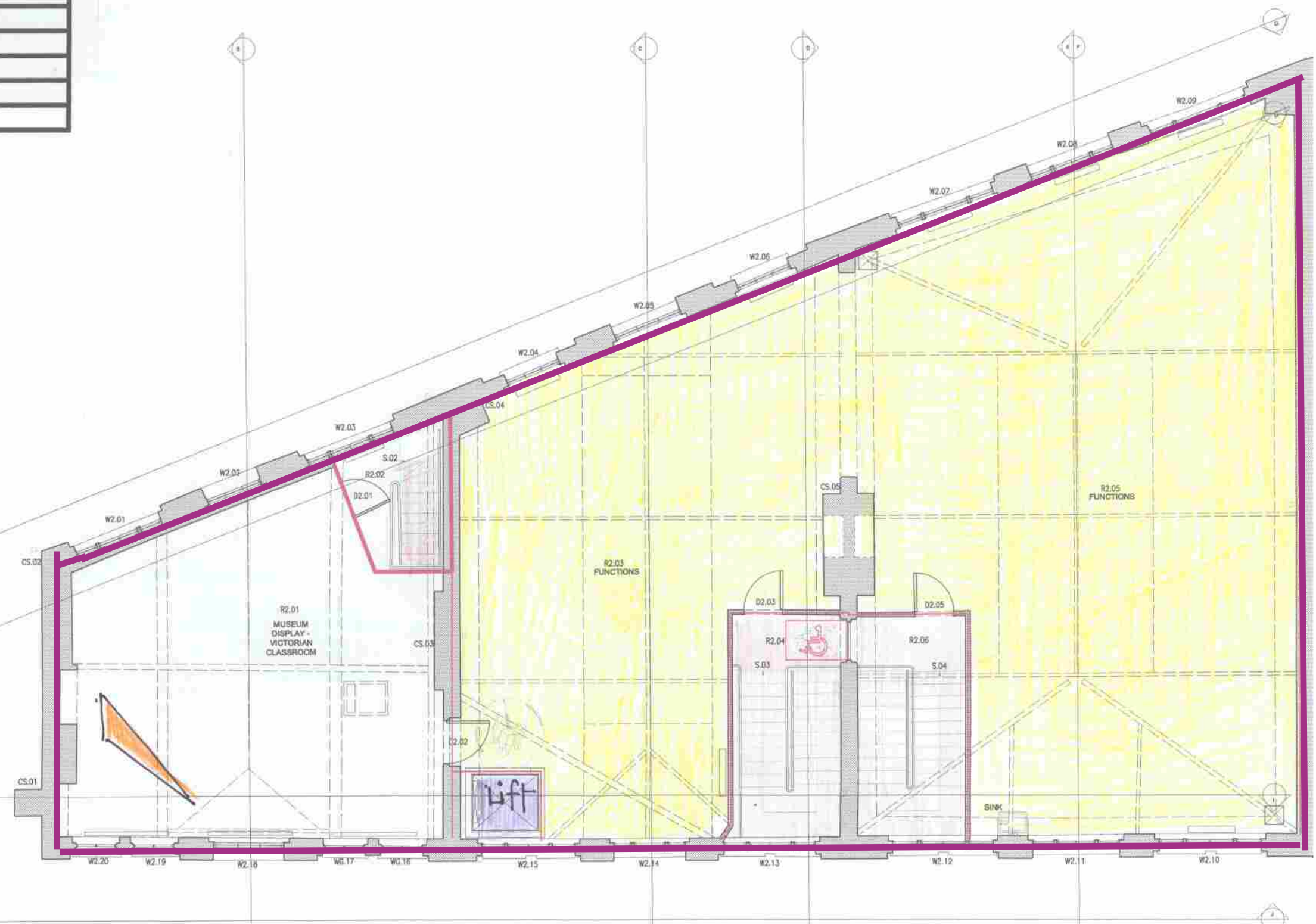
RSM Second Floor

	Kitchen
	Stairs
	Toilets
	Event/Music/Cinema/Theatre/Dance
	Lift
	Entrance & Exits
	Static Furniture






 Type text here

DO NOT SCALE FROM THIS DRAWING
 DRAWING TO BE READ IN CONJUNCTION WITH ALL OTHER ARCHITECTS AND ENGINEERS CONTRACT DRAWINGS & SPECIFICATIONS.
 ANY DISCREPANCIES MUST BE BROUGHT TO THE ATTENTION OF THE ARCHITECT IMMEDIATELY.
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 SUBSTITUTE MATERIALS & PRODUCTS TO THOSE NAMED WILL BE ACCEPTABLE IF PROVEN TO BE OF EQUAL OR BETTER PERFORMANCE AND NOT IN CONFLICT WITH OTHER ELEMENTS.
 NOTES
 WRITE NOTES SPECIFIC TO THIS DRAWING & REFERENCES TO OTHER ARCHITECTS / ENGINEERS DRAWINGS WITHIN THE TEXT BOX

Page 319



KEY

-  30 min (minimum) fire resisting separation
-  60 min (minimum) fire resisting separation
-  Refuge locations for managed escape
-  Permanent Fire Entrance / Exit
-  Fire Exit Only

0 1 2 3 4 5
 SCALE 1:50 (A1)
 SCALE 1:100 (A3)
 METRES

REV	DATE	DESCRIPTION
A	04.10.17	Updated design plans
B	05.11.17	Fire Strategy Added
C	24.11.17	Drawing update following consultation

FOR INFORMATION

JOB TITLE
 Ragged School Museum, 46-50 Copperfield Rd
 From Warehouse to Schoolhouse

CLIENT TITLE
 Second Floor Plan
 As Proposed

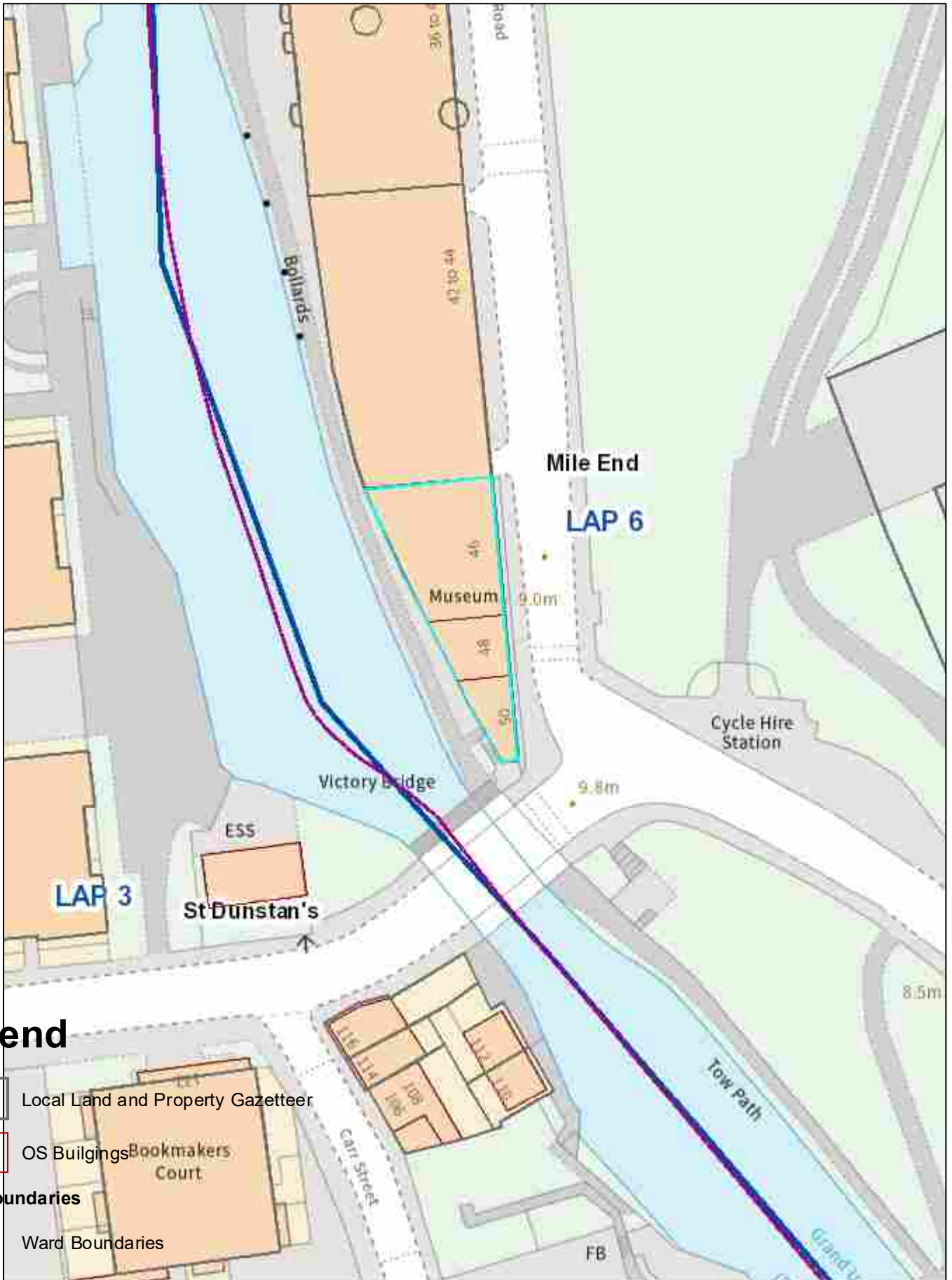
JOB NO	631a	DATE	D08	REV	C
DESIGNER	JG	SCALE / SET NO	1:50@A1, 1:100@A3	DATE	Sept. 2017

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 T +44(0)20 7357 8788 | F +44(0)20 7403 7807
 E admin@rgarchitects.com | www.rgarchitects.com

Appendix 3



Map1

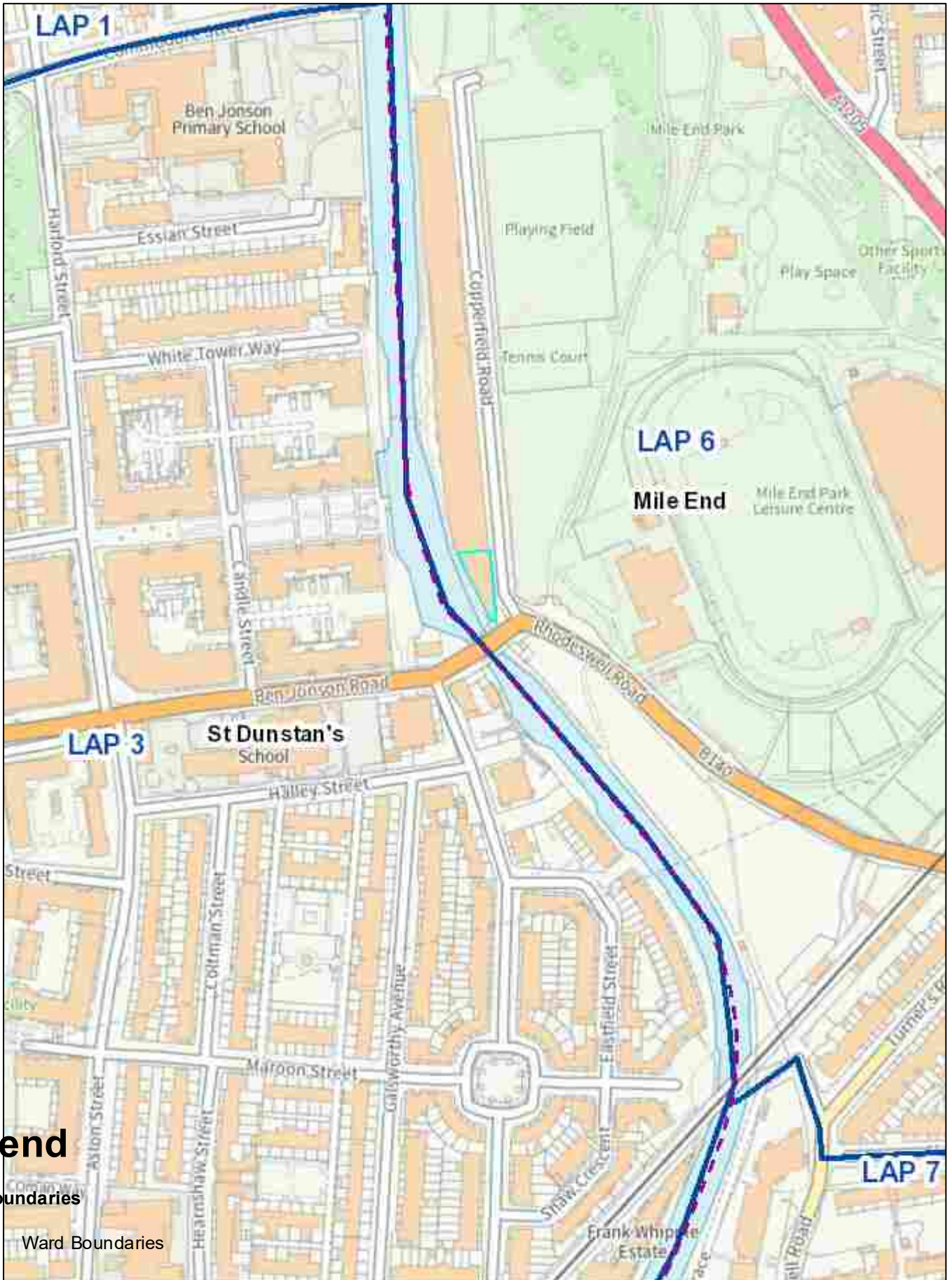


Legend

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



Map2



Legend

Ward Boundaries

--- Ward Boundaries

LAP Boundaries

== LAP Boundaries

Appendix 4

Nearest licences: (the Ragged School Museum), 46-50 Copperfield Road, London E3 4RR

Name and address	Licensable activities and hours	Opening hours
<p>(Mile End Park Leisure Centre) 190 Mile End Road London E3 4AA</p>	<p>Sale by retail of alcohol (On sales only)</p> <ul style="list-style-type: none"> • Monday to Saturday, from 11:00 hours to 23:00 hours • Sunday, from 12:00 hours to 22:30 hours <p>The provision of regulated entertainment – Outdoors <u>Live Music, Recorded Music and anything of a similar description</u></p> <ul style="list-style-type: none"> • Monday to Saturday, from 11:00 hours to 23:00 hours • Sunday, from 12:00 hours to 22:30 hours • 	<p>Monday to Saturday, from 11:00 hours to 23:30 hours</p> <p>Sunday, from 12:00 hours to 23:00 hours</p>
<p>(Cabby's Rum Bar) Railway Arch 411 St Pauls Way London E3 4AG</p>	<p>The sale by retail of alcohol (off sales only)</p> <ul style="list-style-type: none"> • Monday to Sunday, from 09:00 hours to 23:30 hours 	<p>Monday Sunday, from 09:00 hours to 00:00 hours (midnight)</p>

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

Mohshin Ali

From: David [REDACTED]
Sent: 08 November 2023 21:46
To: Mohshin Ali; Licensing
Subject: Re: Representation - The Ragged Cafe - Licensing Act 2003

Follow Up Flag: Follow up
Flag Status: Flagged

Representation according to Licensing Act 2003
New premises licence application: The Ragged School Museum, 46-50 Copperfield Road, London E3 4RR
London, 8th November 2023

Dear Ali

The Premises have made no contact with me regarding my previous representation. I now note that there is a new announcement of license application by the Premises.

I would like to make the Representation relating to prevention of public nuisance and protection of children from harm.

Prevention of Public Nuisance:

There are number of residential properties in close vicinity of the Premises. Residents have the right for quiet enjoyment of their homes without undue noise nuisance. License granted as requested would create a continuous noise nuisance to number of residential properties.

During work week residents, including young children, require quiet time at end of the day. Weekends are days of rest where residents require rest undisturbed by noise.

I propose to limit license as follows:

Sale of Alcohol on the premises & Recorded and Live Music:

Monday to Friday -13:00 - 20:00

Saturday and Sunday - no Sale of Alcohol on the premises and no Recorded and Live Music; with exception of occasional Theatre, Cinema or Dance.

Protection of Children from Harm:

There is primary school in close vicinity. The canal walk along the Premises and public park facing it are frequently used by families for recreation. Sale of alcohol off premises would expose children to drunken behaviour and gatherings of intoxicated people in public recreation space. I propose to not grant license for sale of alcohol off premises.

Thank you for considering my representation.

Kind regards,
David Tausinger

[REDACTED]

[REDACTED]

On Mon, 18 Sept 2023 at 12:33, Mohshin Ali <[REDACTED]> wrote:

Dear David Tausinger,

Licensing Act 2003

New premises licence application: The Ragged School Museum, 46-50 Copperfield Road, London E3 4RR

Thank you for your email. I acknowledge your representation to the above application.

Please note that your representation will become a public document (contact details redacted) and the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate an amendment of their application, in order to address your concerns; with a view to you potentially withdrawing your objection. Should you wish to withdraw, please advise in writing to this email address.

If the representation(s) is not resolved then the matter will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-Committee. You will be notified by the Democratic Services of the date, time and venue of the public hearing and invited to attend. If you do not attend the Hearing, the decision may still be made in your absence and the weight of your representation will be considered. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services and copy us in.

For further details on the hearing, you can contact the Democratic Services on 020 7364 4120. Finally, if I can be of any further help, do not hesitate to contact me.

Kind regards,

Mohshin Ali

Senior Licensing Officer

Licensing and Safety Team

Environmental Health & Trading Standards

Tower Hamlets Town Hall

160 Whitechapel Road

London E1 1BJ


www.towerhamlets.gov.uk  licensing@towerhamlets.gov.uk

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From: David [REDACTED]
Sent: Tuesday, September 12, 2023 10:16 PM
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: Representation - The Ragged Cafe - Licensing Act 2003

Hello

I would like to make a representation according to Licensing Act 2003 with regards to Application for a Premises License - Sale of Alcohol on and off the Premises.

Premises details:

The Ragged Cafe

The Ragged School Museum

46/50 Copperfield Road

London E4 4RR

Representation:

Proposed hours for Sunday - Thursday are 11:00 - 23:00 hrs. I am a leaseholder in a block of flats directly across the canal from the Premises. There were two occasions recently when music was performed at the venue and this created significant noise, especially percussions which reverberate due to architectonic nature of the yard. Most bedrooms in the block face the yard and this would make a noise nuisance at late hours.

I suffer from anxiety and noise nuisance when resting for work day ahead would be detrimental to my health.

I would therefore like to propose that license be granted as either:

1) Sunday - Thursday until 22:00 hrs

OR

2) with the limitation that music production ceases at Sunday - Thursday no later than 22:00 hrs.

Thank you for considering my representation.

Kind regards,

David Tausinger

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Appendix 7

Mohshin Ali
Senior Licensing Officer
Licensing and Safety Team
Environmental Health & Trading Standards
Communities Directorate
Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ



Ragged School Museum
46-50 Copperfield Rd
London E3 4RR

Dear Mohshin Ali

New premises licence application, the Ragged School Museum - Response to Mr David Tausinger

We welcome the opportunity to respond to Mr Tausinger's representations and understand his concerns. The Trustees of the Ragged School Museum assure Tower Hamlets councillors we intend to maintain the good relations we have established with neighbours, both residential and commercial, on Copperfield Road and on Grand Union Place as we have for over 30 years.

1. Background.

The Ragged School Museum, an independent charitable trust, opened in 1990. In a typical year around 18,000 KS1 & KS2 primary school children visit for a Victorian Lesson, many schools return year after year. A major renovation, funded by the National Lottery Heritage Fund and other major foundations, was completed in June after 12 years of planning, fund-raising and extensive building works.

- The Museum has no core public funding and the NLHF project created the opportunity to develop two new income streams to support our operations. One was a lettable space now rented out to a local business, the other is the Ragged Café, a small café and bar, a new service for residents and museum visitors.
- The designated premises supervisor, David Hughes is an experienced operative having held his licence since 2003 and has been responsible for several properties including the Chelsea Physic Garden and Brands Museum, both have exterior spaces in residential areas.
- We applied for a licence to cover events to include cinema, dance and music. We have held events for many years including the Ragged Music Festival. They attracted good reviews and no complaints. These events happen occasionally. www.raggedmusicfestival.co.uk/stories.

2. To answer Mr Tausinger's Representations.

a) **"There are number of residential properties in close vicinity of the Premises. Residents have the right for quiet enjoyment of their homes without undue noise nuisance. License granted as requested would create a continuous noise nuisance to number of residential properties."**

- There is no evidence to support this. We have run events, exhibitions, filming and photoshoots without complaints. Since the Café opened in June we did not sell alcohol but we did operate on TENS licences at weekends over last summer with no problem.
- Now the café is open the increase of activity on the Canal side has made life quieter as groups of young people don't gather under 'Victory Bridge'. The Museum has CCTV on the front and rear of the building to deter hooliganism. It has a noise monitor to record sound level data inside and outside the building. Late evening exit for diners will be via the Copperfield Road entrance, and we have also agreed a maximum number of smokers outside the premises with the council officers.

- The LBTH Ecology Pavilion is a similar operation in Mile End Park, holding events and weddings for a greater number of guests than the Ragged School Museum. It has an alcohol licence and is available from 9am till 1am in the morning 7 days a week, exceeding the hours of the Ragged School Museum.

b) **“During work week residents, including young children, require quiet time at end of the day. Weekends are days of rest where residents require rest undisturbed by noise”.**

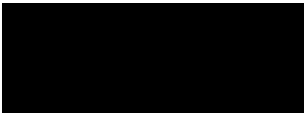
The Café has been open since June, setting up portable tables on the canal side and there have been no complaints about noise or bad behaviour. During the Winter and early Spring months (November – May) the café will generate little activity on the Canal frontage.

c) **“There is primary school in close vicinity. The canal walk along the Premises and public park facing it are frequently used by families for recreation. Sale of alcohol off premises would expose children to drunken behaviour and gatherings of intoxicated people in public recreation space. I propose to not grant license for sale of alcohol off premises.”**

- Schools are found in many urban residential areas, often close to off-licences. The local primary school has four off-licences closer to it than the museum where cut-price alcohol is available.
- The sale of alcohol by ‘off sales’ was a service suggested by local residents where café customers can purchase specialist wines and beers to take home. Our pricing level will deter purchases by binge drinkers.

As we’ve stated earlier, we appreciate Mr Tausinger’s range of concerns, but feel they are unfounded as regards the current or past activities of the Ragged School Museum, we know that some problems affect us all but derive from other sources in the area.

Kind Regards



Erica Davies, Director
Ragged School Museum

Appendix 8

Mohshin Ali

From: Kieran.Wells [REDACTED]
Sent: 13 September 2023 12:40
To: Licensin
Cc: Piers [REDACTED] Erica [REDACTED]
Subject: FW: Ragged School Museum.

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing.

As stated below, the applicant is happy for these conditions to be added/amended, based on this we have no objections to the license application for the premises.

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 [REDACTED]



**Unless otherwise stated this email is
GSC Code – Official**

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From: Piers [REDACTED]
Sent: 07 September 2023 09:21
To: Wells Kieran - CE-CU [REDACTED]
Cc: 'Erica Davies' [REDACTED]; [REDACTED]
Subject: RE: Ragged School Museum.

Dear Kieran

We are happy for these to be included.

The CCTV system is already in place.

The incident log is already in place

We will update the work practices to ensure all aspects you suggest are in place.

Many thanks for your assistance.

Apologies for misdialling you yesterday.



PIERS STURRIDGE CONSULTANCY

From: Erica Davies [REDACTED] >
Sent: Wednesday, September 6, 2023 12:50 PM
To: [REDACTED]
Subject: FW: Ragged School Museum.

From: [Kieran.Wells](mailto:Kieran.Wells@towerhamlets.gov.uk) [REDACTED]
Sent: Tuesday, September 5, 2023 10:44 AM
To: Erica Davies [REDACTED]
Cc: Licensing@towerhamlets.gov.uk
Subject: FW: Ragged School Museum.

Hi Erica,

Following on from our previous conversation yesterday, with regards to your license application and in respect of the licensing objectives, can the following amendments/additions be considered to your current licensing application so that your application is in line with the standards set out by the Licensing Act 2003 and Tower Hamlets Licensing Policy 2018-2023 and meetings the four licensing objectives:

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 to these changes to the application please email back letting me know and if you would like to discuss the wording at all or talk about adding/removing conditions please let me know and I can call/email with regards to the details.

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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Appendix 9

Mohshin Ali

From: Licensing
Sent: 15 November 2023 12:24
To: Mohshin Ali
Subject: FW: 164067-162152 RE: The Ragged School Museum 36/50 Copperfield Road, London E3 4RR Premises Licence.

From: Onuoha Olere <[REDACTED]>
Sent: Wednesday, November 15, 2023 8:35 AM
To: 'Piers [REDACTED]'; Licensing <Licensing@towerhamlets.gov.uk>
Cc: MARK.J.Perry [REDACTED]; Mohshin Ali [REDACTED]; Nicola Cadzow <[REDACTED]>
Subject: RE: 164067-162152 RE: The Ragged School Museum 36/50 Copperfield Road, London E3 4RR Premises Licence.

Dear Licensing

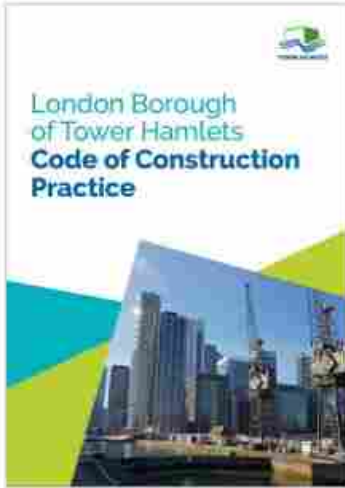
Upon review of the application and my inspection of the area for the license application for The Ragged School Museum 36/50 Copperfield Road, London E3 4RR, with particular attention to the licensing objective for the prevention of public nuisance, **I do not object to this application.** I am satisfied with the conditions listed therein and the ones subsequently agreed on in the application for the prevention of public nuisance.

Kind regards

Olere

*Onuoha OLERE
Environmental Protection Officer
Environmental Health & Trading Standards
Communities Directorate
4th Floor, Tower Hamlets Town Hall
160 Whitechapel Road
London, E1 1BJ
Phone – [REDACTED]*

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.



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 Conditions 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 will continue to operate under the 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

Section 61 consent

To apply for all Control of Pollution Act 1974 Section 61 consents, dispensations and variations please apply here:
https://www.towerhamlets.gov.uk/ignl/environment_and_waste/environmental_health/pollution/Guidance-for-Section-61-Applications.aspx

Click here to see the Tower Hamlets Noise

map: <https://towerhamlets.maps.arcgis.com/apps/webappviewer/index.html?id=ab567dca90424100b0026259e447d911>



www.towerhamlets.gov.uk

From: Piers [REDACTED]
Sent: Tuesday, November 14, 2023 12:30 PM
To: Onuoha Olere <[REDACTED]>
Subject: RE: 164067-162152 RE: The Ragged School Museum 36/50 Copperfield Road, London E3 4RR Premises Licence.

We agreed to Nichola Cadzow's request earlier and are still happy to agree. We understand the requirement to avoid public nuisance and have taken steps to both monitor noise and mitigate it.

We are happy that the Sunday hours as you prefer.

Many thanks for your help

Piers

From: Onuoha Olere [redacted]
Sent: Tuesday, November 14, 2023 11:29 AM
To: 'Piers [redacted]'; environmental.protecton@towerhamlets.gov.uk
Cc: Licensing <Licensing@towerhamlets.gov.uk>; MARK.J.Perry@met.police.uk; Mohshin Ali [redacted]; Nicola Cadzow [redacted]
Subject: 164067-162152 RE: The Ragged School Museum 36/50 Copperfield Road, London E3 4RR Premises Licence.

Hi Piers,

Thank you for your email.

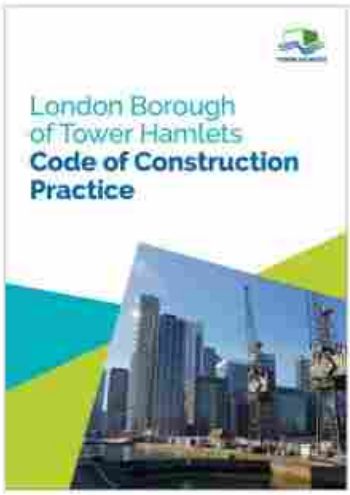
See my response below -

1. Are you agreeing to the conditions as per previous application and email with my colleague Nicola Cadzow? Please advise, as we will have to consider a representation to the new application for prevention of public nuisance under the Licensing Act 2003.
2. We do not set decibel levels – a noise management plan may be necessary as to how you are going to mitigate noise and not create public nuisance. Noise is assessed subjectively, and time of the day are one of the determining factors.

Olere

Onuoha OLERE
Environmental Protection Officer
Environmental Health & Trading Standards
Communities Directorate
4th Floor, Tower Hamlets Town Hall
160 Whitechapel Road
London, E1 1BJ
Phone – [redacted]

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Permitted to work Saturdays without s61 Agreement (8am to 1pm only)
- Development granted Planning Approval **after the 26th April 2023** and subject to Planning Conditions 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

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Click here to see the Tower Hamlets Noise

map: <https://towerhamlets.maps.arcgis.com/apps/webappviewer/index.html?id=ab567dca90424100b0026259e447d911>



www.towerhamlets.gov.uk

From: Piers [REDACTED]
Sent: Friday, November 10, 2023 2:23 PM
To: environmental.protecton@towerhamlets.gov.uk; Onuoha Olere [REDACTED]
Cc: Licensing <Licensing@towerhamlets.gov.uk>; MARK.J.Perry@towerhamlets.gov.uk [REDACTED]
Subject: The Ragged School Museum 36/50 Copperfield Road, London E3 4RR Premises Licence.

I am responding to your email dated 3rd November 2023. I have been speaking to our solicitors who have asked for some clarification.

You requested an undertaking that

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

And requested clarification.

- 2. Also, please can you confirm that the sale of alcohol on Sundays is till 23:00 hours? Your application states midnight for the sale of alcohol, however, your closing hours on your application for Sundays is 23:00 hours.**

Is there a maximum decibel level that is accepted not to be a public nuisance. If not, how is it monitored? We have noise meters fitted in the building which register internal and external noise. Can we I assume it considers the background noise level and the time of day.

Being a Grade II listed building has meant we were not able use double glazing. I am conscious that even our school parties can make substantial noise.

We are happy to accept either the premises may be open till 00.00hrs or the license is until 23.00hrs. Sunday evenings are not normally popular and we would close even earlier if there are no customers. The intention was to standardise the hours so there were no errors.

Many thanks



PIERS STURRIDGE
CONSULTANCY



Mohshin Ali

From: Nicola Cadzow
Sent: 14 September 2023 15:53
To: piers [REDACTED] Licensing
Cc: Erica Davies; [REDACTED]
Subject: 162152 New premises license application for Ragged School Museum 46-50 Copperfield Road, London

Follow Up Flag: Follow up
Flag Status: Completed

Good afternoon Piers,

Many thanks for your prompt response.

Licensing, please take this as my withdrawing of my holding objection, following agreement by the applicant to the following noise conditions:

1. Loudspeakers shall not be located in the entrance lobby, or outside the premise building nor on ceilings. And anti-vibration mounts used is speakers attached to the walls
2. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
3. 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.

Kind regards

Nicola Cadzow
Environmental Protection Officer
Communities Directorate

From: Piers [REDACTED]
Sent: Thursday, September 14, 2023 3:37 PM
To: Nicola Cadzow [REDACTED]; Erica Davies
<erica.davies [REDACTED]>;
Cc: Erica Davies [REDACTED]; [REDACTED]
Subject: FWD: RE: FW: 162152 New premises license application for Ragged School Museum 46-50 Copperfield Road, London

Not a problem we are happy to agree to all the below It comes under best practice.
Many thanks

Piers Sturridge
Ragged School Museum

Piers Sturridge Consultancy

[REDACTED]

From: "Piers [REDACTED]" <[piers@\[REDACTED\]](mailto:piers@[REDACTED])>
Sent: 9/14/23 3:31 PM
To: "Erica Davies" [REDACTED]
Subject: RE: FW: 162152 New premises license application for Ragged School Museum 46-50 Copperfield Road, London

Not a problem we are happy to agree. It comes under best practice.
Many thanks

Piers Sturridge
Ragged School Museum

Piers Sturridge Consultancy

[REDACTED]

From: "Erica Davies" [REDACTED]
Sent: 9/14/23 3:21 PM
To: "Piers [REDACTED]" <[Piers@\[REDACTED\]](mailto:Piers@[REDACTED])>
Subject: FW: 162152 New premises license application for Ragged School Museum 46-50 Copperfield Road, London

Hi Piers

Hey Ho – do I respond or you?

Best

E

From: Nicola Cadzow <[REDACTED]>
Sent: Thursday, September 14, 2023 2:58 PM
To: Licensing <Licensin@towerhamlets.gov.uk>
Cc: 'MARK.J.Perr [REDACTED]' <[MARK.J.Perr@\[REDACTED\]](mailto:MARK.J.Perr@[REDACTED])>
[Kieran.Wells@\[REDACTED\]](mailto:Kieran.Wells@[REDACTED]) | [REDACTED] Erica Davies
<[REDACTED]>

Subject: 162152 New premises license application for Ragged School Museum 46-50 Copperfield Road, London

Good afternoon Licensing,

Please take this as my holding representation to the new premises license application for Ragged School Museum 46-50 Copperfield Road, London, ref 162152, as there is insufficient conditions in the operating schedule of the license application to show how the applicant will promote the licensing objective for the prevention of public nuisance.

I am willing to withdraw my objection if the applicant can confirm agreement to the following noise conditions:

1. Loudspeakers shall not be located in the entrance lobby, or outside the premise building nor on ceilings. And anti-vibration mounts used is speakers attached to the walls

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

3. 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.

Kind regards

Nicola Cadzow

Environmental Protection Officer

Communities Directorate

Environmental Health and Trading Standards

4th Floor, Tower Hamlets Town Hall

160 Whitechapel Road

London, E1 1BJ

Appendix 10

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 11

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 12

Underage Drinking or Other Harm to Minors

General Advice

If Members hear evidence that gives them cause for concern in relation to the licensing objective of protecting children from harm, and provided it is proportionate they should consider a licence condition that all under 18 year olds are excluded, and that a registered door supervisor is employed to check the age of all customers. This should be done where the activities to be carried on, previous history or lack of effective management justifies it.

There are also other licensing conditions that may be appropriate, as explained below. This may be appropriate where the premises may have children present and it is not primarily a place for consuming alcohol. For example a restaurant or a Cinema.

Of course, it is not necessary to restate the existing law in relation to any licensing conditions.

Licensing Policy

The policy recognises that children need to be protected (**See Section 12 of the Licensing Policy**).

The policy expects licence holders to tackle child sexual exploitation and ensure they and their employees have basic awareness of the signs of CSE and how to report it. (**12.2**)

The Licensing Policy expects applicants to have sought appropriate advice from the designated Child Protection Agency. (**See 12.3**).

The following are examples of premises that will raise concern:

- Where there have been convictions for serving alcohol to minors or with a reputation for underage drinking
- With a known association with drug taking or dealing
- Where there is a strong element of gambling on the premises
- Where entertainment of an adult or sexual nature is provided
- Where irresponsible drinking is encouraged or permitted

(**See 12.5**).

The policy expects all licence holders to comply with the Portman Group Code of Practice, and in particular the Retailer Alert Bulletin. (**See Section 12.9**)

The Licensing Authority expects all applicants who are supplying alcohol to have addressed the issues relating to the protection of children from harm and to have robust measures in place to protect children. (**See Section 12.10**)

The Licensing Authority will consider attaching conditions to protect children and these may include Conditions drawn from the Model Conditions (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider the following: (this list is not exhaustive):

- Restricting access to premises where heavy or binge or underage drinking is a problem
- Restricting access where significant gambling, or adult entertainment is an issue
- There is a general presumption that where the public are allowed on a premises after 11pm children under 12 will not be allowed unaccompanied by an adult (for example a supermarket)-the applicant can however rebut this
- Restrictions may be applied at particular times, for example when adult entertainment takes place or “happy hours”
- Age restrictions that apply to cinema performances
- Age restrictions for theatres where the entertainment is “adult”
- Conditions relating to the safety of children at performances, or as performers-such as venue, fire safety, special effects and dangerous equipment
- The Portman Code relating to the naming, packaging and promotion of alcoholic drinks
- Age verification policy
- Online delivery measures

Licensing Act 2003 (Part 7)

The Licensing Act 2003 only permits under 16 years olds onto premises exclusively or primarily used for the supply of alcohol when accompanied by adults.

Children under 16 years old must be accompanied by an adult to be present between midnight and 5am on all premises supplying alcohol.

Restaurants may serve wine, beer or cider for consumption to 16-18 year olds with a meal-this is the only significant exception to the prohibition of selling alcohol to minors, and the purchase itself must be by an adult.

The Licensing Act 2003 makes it a criminal offence to serve alcohol to minors (there is however a defence of due diligence). Applicants are always free to exclude minors if they wish to do so.

Other Legislation

The Children (Performances) Regulations 1968 sets out the requirements for protecting child performers

Appendix 13

Inappropriate Underage Admissions

General Advice

No applicant can be forced by the Licensing Authority to admit minors. Some premises that are concerned about underage admissions may adopt, for example over 21 only. This is entirely a matter for the applicant's discretion. Members however should exclude minors where they think the activities on the premises are of an adult nature, or otherwise likely to cause harm to children. Members should also consider effective management of any prohibition, and the extent of any ban.

For example, suppose a public house has a "blue revue" on a Friday night which is not suitable for minors. They should be excluded from a suitable time before the performance, notices put up, and a registered door supervisor employed to check ages. If no such entertainment occurs at other times, however, minors can be admitted again on Saturday.

A "gentleman's club" however should have a permanent, effectively enforced ban on minors.

Note: this must not be an attempt at censorship by the back door.

Licensing Policy

The Licensing Policy expects applicants to have sought appropriate advice from the Area Child Protection Agency. **(See 9.3).**

The following are examples of premises that will raise concern:

- Where there have been convictions for serving alcohol to minors or with a reputation for underage drinking
- With a known association with drug taking or dealing
- Where there is a strong element of gambling on the premises
- Where entertainment of an adult or sexual nature is provided
- Where irresponsible drinking is encouraged or permitted

(See 9.4).

The Licensing Authority expects the applicant to have addressed the issues relating to the protection of children from harm, and to have robust measures in place to protect children. **(See Section 9.9).**

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the Protection of Children from Harm. **(See Appendix 2 Annex H of the Licensing Policy).** In particular Members may wish to consider the following: (this list is not exhaustive):

- Restricting access to premises where heavy or binge or underage drinking is a problem
- Restricting access where significant gambling, or adult entertainment is an issue
- There is a general presumption that where the public are allowed on a premises after 11pm children under 12 will not be allowed unaccompanied by an adult (for example a supermarket)-the applicant can however rebut this
- Restrictions may be applied at particular times, for example when adult entertainment takes place or “happy hours”
- Age restrictions that apply to cinema performances
- Age restrictions for theatres where the entertainment is “adult”
- Conditions relating to the safety of children at performances, or as performers-such as venue, fire safety, special effects and dangerous equipment
- The Portman Code relating to the naming, packaging and promotion of alcoholic drinks

Cinemas

The Licensing Authority requires that all films shown in Cinemas have an age classification. Normally this will be from the BBFC, but the Licensing Authority will also classify films itself. **(See 10.1-3).**

Licensing Act 2003

The Act, in Section 20 imposes a mandatory term in relation to the exhibition of films, that the admission of children must be restricted as required by the film classification body.

Section 22 specifically prohibits the censorship of plays, (there are similar provisions for clubs).

Guidance Issued under Section 182 of the Licensing Act 2003

The model pool of conditions adopted by the Council’s Licensing Policy relating to the protection of children from harm is approved.

The Guidance states :” The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions” (2.21)

The Government believes that it is completely unacceptable to sell alcohol to children (2.22).

It is recognised that it may be appropriate, as expressed in Tower Hamlets' Licensing Policy to exclude children in certain circumstances (Annex H of the Policy).

The Government expects that representation from Child Protection bodies or the Police will be given "considerable weight" (2.28).

Films are to be classified and restricted (13.55).

Appendix 14

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

Appendix 15

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

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

(see 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