

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 5.30 P.M. ON THURSDAY, 26 JUNE 2014

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

Members Present:

Councillor Peter Golds (Chair)

Councillor Khaled Uddin Ahmed
Councillor Ansar Mustaqim

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST

There were no declarations of disclosable pecuniary interest.

2. RULES OF PROCEDURE

The rules of procedure were noted.

3. MINUTES OF THE PREVIOUS MEETING(S)

The minutes of the Licensing Sub Committees held on 22nd April, 8th May and 15th May 2014 were agreed.

4. ITEMS FOR CONSIDERATION

**4.1 Application for a New Premises Licence for Qualm Free Tearoom/The
Hawkhurst Vault, 240 Brick Lane, London, E2 7EB**

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Licensing Guidance and the Council's Statement of Licensing Policy.

Consideration

Each application must be considered on its own merits and the Chair stated that the Sub Committee had carefully considered all of the evidence before

them and had taken account of the evidence submitted by both the objectors and the applicant.

Members had reached a decision and this decision was unanimous. Members had noted the reduction in hours proposed by the Applicant and amendments to the licence sought. Members noted the issues and concerns of public nuisance and crime and disorder for and on behalf of local residents. Members were minded however that there were no representations from any of the relevant responsible authorities, namely the Police and Environmental Health.

Members noted that the issues of disorder related to items being placed on the highway outside the premises and by allowing persons to consume drinks on the highway.

Before refusing a licence outright, Members had to consider whether conditions could be placed on the licence and which could address such concerns. Members also had to take into account that issues of highway obstruction could be dealt with by the Council as the appropriate highway authority.

Members considered that with the reduced hours and by adding the additional conditions and later set out, the Licensing Objectives would be promoted .

Members would also recommend that the relevant Council Services attend the premise location and undertake relevant and deal with any issues of highway obstruction.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Qualm Free Tearoom/ The Hawkhurst Vault, 240 Brick Lane, London E2 7EB be **GRANTED with conditions.**

Sale of Alcohol (on sales)

Sunday to Thursday from 11:00 hours to 20:00 hours
Friday and Saturday from 11:00 hours to 21:00 hours

The Presentation of Films

Monday to Sunday from 08:00 hours to 21:00 hours

Hours Premises is open to the Public

Monday to Saturday from 07:00 hours to 23:00 hours
Sunday from 07:00 hours to 22:00 hours

Conditions

1. There shall be no off sales
2. No alcohol purchased within the premises is to be allowed to be taken outside the premises to be consumed outside the premises
3. Alcohol is only to be served to persons who are seated at tables within the premises .
4. There is to be no vertical drinking of alcohol
5. There will be no advertisement of alcohol sale via on street flyers
6. The capacity of the venue will be monitored and set at 35 inside the venue, 15 on the ground floor and 20 in the basement.
7. A challenge 25 policy will be operated and suitable signage will be displayed in the premises to that effect.
8. A refusal book is to be kept at the premises and maintained by logging incidents when sale of alcohol is refused.
9. No under 18s will be allowed on the premises after 9pm
10. Prominent and clearly legible notices shall be displayed at all exists of the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.

4.2 Application for a Premises Licence for (As Nature Intended), 132 Commercial Street, London E1 6NG

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Licensing Guidance and the Council's Statement of Licensing Policy.

Consideration

Each application must be considered on its own merits and after careful consideration the Chair stated that the Sub Committee had decided to grant the application. Members noted that the operating schedule (and which was confirmed by the Applicant's representative) provided that alcohol would only be sold for off sales and would make up no more than 5% of the retail stock. Further, the alcohol being supplied was organic and was therefore not likely to attract street drinkers. As a result, Members were satisfied that the operation

of the premises would not lead to an increase in crime and disorder or public nuisance and therefore would not add to cumulative impact..

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, As Nature Intended, 132 Commercial Street, London E1 6NG be **GRANTED** with conditions.

The sale by retail of alcohol (off sales)

Monday to Friday from 08:00 noon to 20:00 hours
Saturday and Sunday from 09:00 hours to 19:00 hours

Hours open to the public

Monday to Friday from 08:00 noon to 20:00 hours
Saturday and Sunday from 09:00 hours to 19:00 hours

Non standard timings

In the month of December each year the terminal hour is extended to 22:00 hours on Monday to Friday and on Saturday and Sunday to 20:00 hours.

Conditions

1. CCTV camera system covering both internal and external to the premises is to be installed.
2. The CCTV recordings are to be maintained for 30 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority.
3. At all times when the premise is open, a person who can operate the CCTV system must be present on the premises.

5. EXCLUSION OF THE PRESS AND PUBLIC

The Chair Moved and it was: -

Resolved:

That in accordance with the provisions of Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985, the press and public be excluded from the remainder of the meeting for the consideration of the Section Two business on the grounds that it contained information defined as exempt or confidential in Part 1 of

Schedule 12A to the Local Government, Act 1972.

6. RESTRICTED MINUTES

The restricted minutes of the Licensing Sub Committees held on 22nd April 2014 were agreed.

7. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT

There was no other business.

The meeting ended at 7.30 p.m.