

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 2.00 P.M. ON THURSDAY, 24 JULY 2014

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

Members Present:

Councillor Peter Golds (Chair)

Councillor Mahbub Alam

Councillor Muhammad 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)

This item was not considered at the meeting.

4. ITEMS FOR CONSIDERATION

**4.1 Application for a New Premises Licence for Victoria, 110 Grove Road,
London, E3 5TH**

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 submissions made by both the objectors and the applicants.

Members had reached a decision and this decision was unanimous. Members were satisfied that the conditions proposed by the Police and Environmental Health would help promote the licensing objectives.

Members did note the concerns of noise disturbance from patrons using the beer garden late at night and the number of smokers outside the premises and therefore amended the conditions to restrict the hours for the use of the beer garden and limit the number of smokers outside at any one time in order to help alleviate the concerns of local residents.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a Variation of the Premises Licence for, The Victoria, 110 Grove Road, London E3 5TH be **GRANTED with conditions**.

The Provision of Late Night Refreshment

Sunday to Thursday from 23.00 hours to 00:00 hours (midnight)
Friday and Saturday from 23.00 hours to 01.00 hours (the following day)

The Exhibition of Films

Monday to Sunday from 10.00 hours to 00:00 hours (midnight)

The Performance of Live Music and Anything of a Similar Description

Monday to Sunday from 10.00 hours to 00:00 hours (midnight)

The Opening Hours of the Premises

Sunday to Thursday from 07.00 hours to 00.30 hours (the following day)
Friday and Saturday from 07.00 hours to 01.30 hours (the following day)

Conditions

1. An incident book shall be kept at the premises, that records all incidents at the premises including incidents of disorder, anti-social behaviour, people refused entry to or ejected from the premises and reports of stolen property made by customers, as well as any customers refused the sale of alcohol. The reports should include a description of what happened, action taken by staff, any police reference numbers and outcome. The incident book should be made available on request to an authorised officer of the Council or the Police.

2. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
3. CCTV camera system covering both internal and external to the premises is to be installed.
4. 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.
5. At all times when the premises is open, a person who can operate the CCTV system must be present on the premises.
6. The rear external garden will be used by customers until 9pm
7. The external area at the front of the premises will only be used after 10pm by patrons who are smoking.
8. No more than 5 smokers will be permitted in the front outside area at any one time after 10pm.

4.2 Application for a Variation of the Premises Licence for Boho Mexica - 151-153 Commercial Street, London, E1 6BJ

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 written evidence submitted by the objectors and the submission made on behalf of the Applicant.

Members noted the concerns of public nuisance and crime and disorder reported by the objectors and believed that the gradual creep in hours would lead to an increase in public nuisance and crime and disorder and likely to cause a negative impact on the cumulative impact zone with more people staying for longer within the cumulative impact zone and that there were no conditions that could be added to alleviate these concerns and promote the licensing objectives. Therefore Members were not satisfied that the licensing objectives would be upheld.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a Variation of the Premises Licence for Boho Mexica, 151-153 Commercial Street, London E1 6BJ be **REFUSED**.

5. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT**Application for a Temporary Event Notice for ICan Studios, Smeed Road, London E3 2PT.**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 listened to the submissions made by the Applicant's representative and the Police.

Members took into account the strong evidence and representations from the Police and Environmental Health and noted the issues and concerns over event management, breaches in security, evidence of drugs use at recent events and noise nuisance and felt that the licensing objectives would not be upheld.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a Temporary Event Notice for Ican Studios, Smeed Road, London E3 2PT be **REFUSED**.

6. TEMPORARY EVENT NOTICE FOR THE "CHLOE JEAN" BOAT, CANAL FISH ISLANDThe 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 listened to the submissions made by both the Applicant and the Police and had reached a decision and this decision was unanimous.

Members were not satisfied that the licensing objectives would be upheld due to concerns about lateness of the application, lack of organisation for the event and concerns of public safety. It was also noted that there had been no agreement with the Hackney Wicked Festival for the event to take place.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a Temporary Event Notice for Chloe Jean Boat, Canal Fish Island London E3 be **REFUSED**.

The meeting ended at 4.15 p.m.