

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 6.30 P.M. ON TUESDAY, 5 AUGUST 2014

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

Members Present:

Councillor Amy Whitelock Gibbs (Chair)

Councillor Andrew Cregan
Councillor Candida Ronald

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. ITEMS FOR CONSIDERATION

**3.1 Application for a New Premises Licence for (Close Up Cinema), 97 - 99
Sclater Street, London E1 6HR**

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 heard representations and taken account of the evidence submitted by both the objectors and the applicant.

Members had reached a decision and this decision was unanimous. Members decided to grant the application as amended and add all the conditions offered by the applicant and those agreed with responsible authorities prior to the hearing. Members noted that the premises was within the cumulative

impact zone, however, Members were satisfied that having seen the evidence prior to and at committee, the Applicant had done everything they could to mitigate further impact within the cumulative impact zone and Members were content that the conditions proposed would promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Close-Up Cinema, 97-99 Sclater Street, London E1 6HR be **GRANTED with conditions**.

Sale of Alcohol (on sales only)

Monday to Sunday from 10:00 hours to 23:30 hours

The Provision of Regulated Entertainment - Films (indoors)

Monday to Sunday from 10:00 hours to 23:30 hours

The Provision for Late Night Refreshments

Monday to Sunday from 23:00 hours to 23:30 hours

Hours Premises is open to the Public

Monday to Sunday from 08:00 hours to 00:00 hours (midnight)

Conditions

1. Regulated entertainment shall not be audible inside any affected residential premise so as to cause a nuisance
2. Limit the number of smokers in the courtyard to a maximum of 5 at any one time after 22:00 hours.
3. An incident log shall be kept at the premises and made available on request to the Police or an authorised officer of the Council

The log will record the following

- (a) all crimes reported to the venue
- (b) all ejections of customers
- (c) any incidents of disorder (disturbance caused either by one person or a group of people)

[There is no requirement to record the above incidents (a), (b) or (c) where they do not relate to a licensable activity]

4. Alcohol to be sold only to patrons who attend the venue for film related purposes.
5. No drinks to be consumed outside the front of the premises and no smokers to be allowed outside the front of the premises.
6. 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.
7. No refuse to be put outside during the hours of 21:00 hours to 07:00 hours.
8. 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.
9. CCTV camera system covering both internal and external to the premises is to be installed.
10. 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.
11. At all times when the premises is open, a person who can operate the CCTV system must be present on the premises.

3.2 Application for a Variation to the Premises Licence for W B Spitalfields Ltd, 8-9 Lamb Street, London, E1 6EA.

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 objector and the applicant.

Members noted the concerns of public nuisance raised by the objectors and that the premises was within the cumulative impact zone. Members were able to consider cumulative impact because of an increase to capacity, however small that increase was. Members noted the amendments to the application

offered by the Applicant in the run up to the sub-committee hearing and the conditions proposed and agreed to by the Applicant at the hearing itself. Members were of the view that the application as amended promoted the licensing objectives and was sufficient to mitigate any potential impact in the cumulative impact zone in relation to the increase in capacity.

Members were satisfied that the variation would not have a detrimental cumulative impact in the area and therefore granted the application as amended with conditions which would promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a Variation of the Premises Licence for Wright Brothers Spitalfields Ltd, 8-9 Lamb Street, London E1 6EA be **GRANTED** with conditions.

To extend the area allowed for the sale of alcohol to the pavement outside the premises.

Sale of Alcohol (on sales only)

Monday to Saturday from 10:00 hours to 21:00 hours
Sunday from 12 noon to 21:00 hours

Conditions

1. Any patrons that smoke after 21:00 hours will not be permitted to take any drinks out with them.
2. No consumption of alcohol outside other than those seated and as part of a substantial meal.
3. A maximum of 8 patrons to dine in the extended area at any one time.
4. External dining to cease at 21:00 hours at which point the external dining area will be closed. The external dining area to be cleared of all furniture by 21:30 hours.

3.3 Application for a Temporary Event Notice for 3 Hancock Road, London, E3 3DA

The Chair stated that the Temporary Event Notice Application had been withdrawn by the Applicant and therefore they did not require consideration.

4. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT

The Chair stated that the Temporary Event Notice Applications had been withdrawn by the Applicants and therefore they did not require consideration.

4.1 Licensing Act 2003 Temporary Event Notice for 3 Hancock Road, London, E3 3DA.

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The meeting ended at 9.00 p.m.

Chair, Councillor Amy Whitelock Gibbs
Licensing Sub Committee