

**LONDON BOROUGH OF TOWER HAMLETS**

**RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE**

**HELD AT 2.00 P.M. ON TUESDAY, 16 DECEMBER 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 Mohammed Mufti Miah

**1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST**

There were no apologies for absence.

**2. RULES OF PROCEDURE**

There were no declarations of disclosable pecuniary interest.

**3. MINUTES OF THE PREVIOUS MEETING(S)**

The minutes of the Licensing Sub Committees held on 23<sup>rd</sup> September, 21<sup>st</sup> October, 4<sup>th</sup> November (2pm & 4pm) and 18<sup>th</sup> November 2014 were agreed as a correct record.

**4. ITEMS FOR CONSIDERATION**

**4.1 Application for a New Premises Licence for The Loove, 82A Commercial Street, London, E1 6LY**

It was reported to the Sub Committee that the statutory notice for the application had not been in place for the relevant period. Following submissions from the Applicant's solicitor/representative, Members agreed for the consultation process for this application to restart due to this administrative error and discrepancies with the consultation end date in order to ensure fairness to both sides and compliance with legal requirements.

Licensing Officer's to restart the consultation process for an application for a new premises licence for The Loove, 82a Commercial Street, London E1 6LY.

#### 4.2 **Application to Review the Premises Licence for Café Bangla - 128 Brick Lane, London, E1 6RL**

##### 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 Home Office 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 representation from all interested parties.

Members reached a decision and the decision was unanimous. Whilst making the decision Members had regard to section 51 of the Licensing Act 2003 and paragraph 11 of the statutory guidance relating to reviews. The Chair stated that in light of the evidence provided and breaches of the premise licence conditions in relation to touting which is in itself was a criminal offence, Members felt that it was appropriate and proportionate to suspend the premises licence for the maximum period of 3 months.

The Chair stated that it was the Sub Committee's view that there were clear problems of crime and disorder and therefore felt it was necessary and proportionate to suspend the licence and add CCTV conditions in order to reorganise and improve the management of the premises. The Chair also suggested that the Premises Licence Holder work closely with the Police and Licensing Services to help promote the licensing objectives.

##### Decision

Accordingly, the Sub-Committee unanimously –

#### **RESOLVED**

That the application for a Review of the Premises Licence for, Café Bangla, 128 Brick Lane, London E1 6RL be **GRANTED** with a suspension of the licence.

##### Suspension

Three month's suspension, with effect from the date of the meeting. (the commencement date for suspension, to be detailed, in the decision notification letter)

##### Conditions

1. CCTV camera system shall be installed at the premises. One camera be placed outside the entrance and one on entry to the premise
2. The CCTV system shall incorporate a recording facility and recordings shall be retained and stored in a suitable and secure manner for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. There must also be someone on the premises, who can download the images and present them on request by a police officer or other responsible authority.
3. CCTV to be maintained in good working order.

#### **4.3 Application for a New Premises Licence for Khushbu - 74 Whitechapel High Street, London, E1 7QX**

##### 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 Home Office 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 carefully listened to the Applicant's representative and PC Alan Cruickshank and decided to grant the application with a reduction in hours and CCTV conditions. Members believed that reduced hours and conditions imposed would alleviate the concerns raised by the Metropolitan Police and help promote the licensing objectives.

##### Decision

Accordingly, the Sub-Committee unanimously –

##### **RESOLVED**

That the application for a New Premises Licence for, Khushbu, 74 Whitechapel High Street, London E1 7QX be **GRANTED** with conditions.

##### The Provision for Late Night Refreshments

- Friday and Saturday, 23.00 hours to 02.00 hours (the following day)

Hours premises are open to the public:

- Sunday to Thursday, from 11.00 hours to 23.00 hours
- Friday and Saturday from 11.00 hours to 02.00 hours (the following day)

Conditions

1. CCTV camera system is to be installed.
2. The CCTV system shall incorporate a recording facility and recordings shall be retained and stored in a suitable and secure manner for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. There must also be someone on the premises, who can download the images and present them on request by a police officer or other responsible authority.

(one camera be placed outside the entrance and one on entry to the premise)

3. No takeaway orders during the late night refreshment hours.

**4.4 Application for a New Premises Licence for Royal PFC - 178a Whitechapel Road, London, E1 1BJ**

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 Home Office 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 with a reduction in hours and conditions proposed by the Police. The reduction in hours was in line with other similar premises in the area and agreed by the Applicants and the Police. The imposing of the conditions would also address the concerns raised in relation to the licensing objectives of "the prevention of public nuisance" and 'the prevention of crime and disorder'.

Decision

Accordingly, the Sub-Committee unanimously –

**RESOLVED**

That the application for a review of the premises licence for, Royal PFC, 178a Whitechapel Road, London E1 7BJ be **GRANTED in part with conditions**.

The Provision for Late Night Refreshments

- Sunday to Thursday from 23:00 hours to 00:30 hours (the following day)
- Friday and Saturday, 23.00 hours to 01.30 hours (the following day)

Hours premises are open to the public:

- Sunday to Thursday, from 11.00 hours to 00.30 hours
- Friday and Saturday from 11.00 hours to 01.30 hours (the following day)

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 31 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
3. At all times when the premise is open, a person who can operate the CCTV system must be present on the premises, who can download the images and present them on request by a police officer or other responsible authority.
4. That an incident report book be kept and record all incidents of crime and disorder associated with the premises.
5. Signs to be prominently displayed both inside and outside asking customers to respect local residents and to be quiet when leaving the premises.

**5. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT**

There was no other business.

The meeting ended at 4.30 p.m.

Chair, Councillor Peter Golds  
Licensing Sub Committee