

**LONDON BOROUGH OF TOWER HAMLETS**

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

**HELD AT 2.00 P.M. ON TUESDAY, 8 JULY 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 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. ITEMS FOR CONSIDERATION**

The order of business was varied at the meeting, however the minutes are in the order as the agenda for ease of reference.

**3.1 Application for a New Premises Licence for Spianata & Co - 41  
Brushfield Street, London, E1 6AA**

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 had reached a decision and this decision was unanimous. Members were satisfied 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, Spianata & Co, 41 Brushfield Street, London E1 6AA be **GRANTED with conditions.**

### Sale of Alcohol (on sales only)

Monday to Sunday from 11:00 hours to 21:30 hours

### Hours Premises is open to the Public

Monday to Friday from 07:30 hours to 22:00 hours

Saturday & Sunday from 11:00 hours to 22:00 hours

### Conditions

1. Substantial food and suitable beverages other than alcohol, including drinking water, shall be equally available during the whole of the permitted hours in all parts of the premises where alcohol is sold or supplied.
2. The sale of alcohol shall be ancillary to food.
3. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police.
4. Clear signage is to be displayed prominently and maintained at all exits of the premises requiring patrons to leave and enter the premises and area quietly out of respect for local residents.
5. No deliveries or collections of waste/recycling/bottles during the hours of 22:00 hours to 07:00 hours.
6. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas at times which will cause a nuisance.
7. 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.

8. All staff will be trained in respect to the promotion of all four licensing objectives under the Licensing Act 2003.
9. Notices will be displayed warning customers in respect of theft and crime.
10. CCTV camera system covering both internal and external to the premises is to be installed.
11. 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.
12. At all times when the premise is open, a person who can operate the CCTV system must be present on the premises.

### **3.2 Application for a Time Limited Premises Licence for Ican Centres UK Limited, External Yard Area, 33-35 Monier Road, London E3 2PR**

#### 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 applicants.

Members noted the grave concerns of public nuisance and crime and disorder. Members also noted the issues of ID scanners not working properly, and evidence of drugs being found at the premises.

Before refusing a licence outright, Members had to consider whether conditions could be placed on the licence which could address such concerns. Members also took into account that the Police and Environmental Health had worked closely with the applicants over a long period or time and that there had been improvements, however, there were serious concerns and complaints and Members were satisfied that granting of the licence would lead to an increase in public nuisance and crime and disorder and that there were no conditions that could be added to alleviate these concerns and promote the licensing objectives.

#### Decision

Accordingly, the Sub-Committee unanimously –

**RESOLVED**

That the application for a Time Limited Premises Licence for Ican Centres UK Ltd, External Yard Area, 33-35 Monier Road, London E3 2PR be **REFUSED**.

**3.3 Application for a Variation to the Premises Licence for Ican Centres UK Limited, 35 Monier Road, London, E3 2PR.**

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. Members reached a decision and this decision was unanimous. Members were satisfied that the conditions proposed would promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

**RESOLVED**

That the application for a Variation of the Premises Licence to extend the licensable area, by adding a pizzeria at Ican Centres UK Ltd, 35 Monier Road, London E3 2PR be **GRANTED with conditions**.

Sale of alcohol (on sales only)

Sunday to Thursday from 10:00 hours to 23:00 hours  
Friday and Saturday from 10:00 hours to 00:00 hours (midnight)

The provision of Late Night Refreshments

Friday and Saturday from 23:00 hours to 00:00 hours (midnight)

The Opening Hours of the Premises

Sunday to Thursday from 10:00 hours to 23:00 hours  
Friday and Saturday from 10:00 hours to 00:00 hours (midnight)

Conditions

1. There will be no regulated entertainment in the pizzeria area, including the roof of the pizzeria and the external area of the pizzeria.
2. On days when the other areas of the venue are going to be open to customers, the pizzeria will close one hour before those areas are opened to customers.
3. The external area of the pizzeria, including the roof, will be closed to customers from 21:30 hours each day. After this time customers of the pizzeria can use the ground level external area of the pizzeria for smoking. Customers going into this area to smoke cannot take drinks with them.
4. During events that utilise other areas of the Ican Centre, the pizzeria will only be open to existing guests of the event, there will be no extra admission to customers who solely wish to use the pizzeria. On these occasions the opening hours, and hours for the sale of alcohol and the provision of late night refreshments, will be the same as those of the other areas of the venue.
5. Drinking will be permitted in the outdoor area of the pizzeria when only the pizzeria is trading
6. The service to outside tables will cease at 21.30 hours, the terrace and external areas of the pizzeria will close and furniture will be put away.

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

There was no other business.

The meeting ended at 4.00 p.m.