

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 11.00 A.M. ON TUESDAY, 23 SEPTEMBER 2014

**ROOM C1, 1ST FLOOR, TOWN HALL, MULBERRY PLACE, 5 CLOVE
CRESCENT, LONDON, E14 2BG**

Members Present:

Councillor Peter Golds (Chair)

Councillor Khaled Uddin Ahmed

Councillor Rajib Ahmed

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 Misschu, 91 Whitechapel
High Street, London E1 7RA**

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 representations from the Applicant's representative and PC Alan Cruickshank.

Members reached a decision and the decision was unanimous. Members decided to grant the application with conditions agreed with the Police. Members noted that the premises was within the cumulative impact zone,

however, Members were satisfied that having seen the evidence prior to and at the meeting, 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, Misschu, 91 Whitechapel High Street, London E1 7RA be **GRANTED with conditions**.

Sale of Alcohol (on sales only)

Monday to Sunday from 11:00 hours to 22:30 hours

Hours Premises is open to the Public

Monday to Sunday from 11:00 hours to 23:00 hours

Conditions

1. Alcohol shall not be sold, supplied or consumed on the premises otherwise than to persons who are seated in the premises and bona fide taking meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
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 premise is open, a person who can operate the CCTV system must be present on the premises.
6. Prominent and clearly legible notices shall be displayed at all exits of the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.

3.2 Application for a New Premises Licence for Second Home Ltd. - Ground Floor, 68-80 Hanbury Street, London, E1 5JL

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 representations from the Applicant and objectors.

Members noted the concerns of public nuisance and noted the fact that the premises was within the cumulative impact zone. However Members noted how the Applicant had agreed to various conditions prior to the meeting to address the concerns of residents and responsible authorities.

Members were satisfied that the premises would not have a detrimental cumulative impact in the area and therefore granted the application with a reduction in hours and conditions which would help promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for Second Home Ltd, Ground Floor, 68-80 Hanbury Street, London E1 5JL be **GRANTED** with conditions.

Sale of Alcohol (on sales only)

Monday to Friday from 08:00 hours to 22:30 hours

Saturday from 09:00 hours to 22:30 hours

Sunday from 09:00 hours to 22:00 hours

The Provision of Regulated Entertainment in the form of Plays, Films, Indoor Sporting Events, Live Music, Recorded Music and Performance of Dance (indoors only)

Monday to Friday from 08:00 hours to 23:00 hours

Saturday from 09:00 hours to 23:00 hours

Sunday from 09:00 hours to 22:00 hours

Hours premises is open to the public

Monday to Friday from 08:00 hours to 23:00 hours

Saturday from 09:00 hours to 23:00 hours

Sunday from 09:00 hours to 22:00 hours

Conditions

1. Regulated entertainment shall not be audible at the façade of any residential or commercial property and/or within any residential or commercial property so as to cause a nuisance.
2. No noise emanating from events in the building will be audible at the facades of neighbouring residents.
3. There will be no more than a maximum of five people (occupants or visitors to the building) waiting outside the building whether smoking, awaiting transport or for any other purpose.
4. There will be no more than 150 (occupants or visitors to the building) in total attending any event (or events) held within the building.
5. The building management will designate a “preferred taxi supplier” to be used to collect occupants and visitors needing a taxi service on leaving the building. This preferred taxi supplier will be contracted to provide a service that avoids all unnecessary noise (eg: no hooting, no running engines whilst waiting, no slamming doors, et al).
6. For any event (or events) held within the building attended by more than 60 occupants and visitors, the building management will employ a “steward” specifically to manage the egress of people from the building, and to ensure there is no undue noise caused outside the building.
7. The applicant will define on the plans submitted the only two areas of the building within which the licensed activities will be permitted; namely the “bar area” at Ground floor (North) of the building, and the middle “events area” at Ground floor (central) of the building.
8. No drinks are to be taken outside or consumed outside the premises
9. 1 SIA staff to be employed during provisions of regulated entertainment
10. A proof of age scheme, such as Challenge 25, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
11. Incident and refusals log books shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. all ejections of patrons

- c. any incidents of disorder
 - d. all seizures of drugs or offensive weapons
 - e. any faults in the CCTV system or searching equipment or scanning equipment
 - f. any refusal of the sale of alcohol
 - g. any visit by a relevant authority or emergency service.
12. CCTV camera system covering both internal and external to the premises is to be installed.
 13. 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.
 14. At all times when the premises is open, a person who can operate the CCTV system must be present on the premises.
 15. Prominent and clearly legible notices shall be displayed at all exits of the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
 16. If there is to be a promoted event with DJ's then a F696 must be submitted within the relevant time period.
 17. No more than one event per year in relation to regulated entertainment, in each type of the following;
 - Plays
 - Films
 - Indoor sporting events
 - Live Music
 - Recorded Music
 - Performances of Dance
- Any additional events of this kind would require a temporary event notice.

3.3 Application for a New Premises Licence for Redchurch General Store, 64-66 Redchurch Street, London, E2 7DP

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 representations from the Applicant's representative and the Police. In the absence of the resident objectors Members noted and considered their written submissions.

Members noted the concerns of public nuisance and noted the fact that the premises was within the cumulative impact zone. However Members noted that the Applicant had proposed conditions to address the concerns raised by the residents and the Police. Members believed that by granting one licence for the whole of the premises would be a better way of regularising and managing the premises and would help with the promotion of the licensing objectives.

Members were satisfied that the premises would not have a further detrimental cumulative impact in the area as there was already existing licences for the premises and therefore granted the application with a reduction in hours upon advice from the Police and conditions offered by the applicant. This licence would only be subject to the Applicant surrendering both the 1st floor and basement floor premises licences.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for Redchurch General Store, 64-66 Redchurch Street, London E2 7DP be **GRANTED** with conditions.

Basement Cinema/ Ground Floor/ First Floor

Sale of Alcohol (on sales only)

Monday to Saturday from 09:00 hours to 23:00 hours
Sunday from 10:00 hours to 23:00 hours

The Provision of Regulated Entertainment in the form of Films (indoors) & Recorded Music (indoors)

Monday to Saturday from 09:00 hours to 23:00 hours
Sunday from 10:00 hours to 23:00 hours

Hours premises is open to the public

Monday to Saturday from 09:00 hours to 23:30 hours
Sunday from 10:00 hours to 23:30 hours

Conditions

1. No entry after 22:30 hours
2. The retail sale of alcohol shall be ancillary to;
 - The provision of nail treatments, hair treatments and male/female grooming treatments and/or
 - The purchase of food and/or
 - The purchase of retail products and/or
 - The purchase of a cinema ticket on the same day as the screening in the basement.
3. There shall be no off sales of alcohol permitted with the exception of patrons seated outside the premises at tables and only ancillary to food purchased in the premises.
4. The outdoor seating area to be used only between the hours of 09:00 hours to 21:00 hours from Monday to Saturday and 10:00 hours to 21:00 hours on Sundays.
5. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to nuisance to local residents and businesses.
6. 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.
7. There shall be no advertising of the sale of alcohol outside the premises.
8. The premises licence holder shall devise and implement a dispersal policy to ensure that patrons do not congregate outside the premises and they disperse from the premises in an orderly and quiet manner so as not to disturb the residents within the vicinity.
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.
12. Prominent and clearly legible notices shall be displayed at all exits of the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.

3.4 **Application for a Time Limited Premises Licence for Former Shoreditch Train Station, corner of Pedley Street and Code Street, London, E1 5EW.**

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 representations from the Applicants and PC Alan Cruickshank.

Members reached a decision and the decision was unanimous. Members decided to grant the application with conditions agreed with the Police. Members noted that the premises was within the cumulative impact zone, however, Members were satisfied that having seen the evidence prior to and at the meeting, 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 Time Limited Premises Licence from the 1st October 2014 to 1st October 2015 for, the Former Shoreditch Train Station, Corner of Pedley and Code Street London E1 5EW be **GRANTED with conditions.**

1st October 2014 to 1st October 2015

Sale of Alcohol (on sales only)

Monday to Friday from 18:00 hours to 22:30 hours
Saturday and Sunday from 12:00 hours (noon) to 22:30 hours

The Provision of Regulated Entertainment in the form of Films

Monday to Friday from 18:00 hours to 23:00 hours
Saturday and Sunday from 12:00 hours (noon) to 23:00 hours

Conditions

1. No promoted events that involve DJ's.
2. Two SIA staff to be employed on a Friday and Saturday from 18:00 until closing time.
3. An incident and refusals log book shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. all ejections of patrons
 - c. any incidents of disorder
 - d. all seizures of drugs or offensive weapons
 - e. any faults in the CCTV system or searching equipment or scanning equipment
 - f. any refusal of the sale of alcohol
 - g. any visit by a relevant authority or emergency service.
4. CCTV camera system covering both internal and external to the premises is to be installed.
5. 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.
6. At all times when the premises is open, a person who can operate the CCTV system must be present on the premises.

The meeting ended at 1pm.

Chair, Councillor Peter Golds
Licensing Sub Committee