

LONDON BOROUGH OF TOWER HAMLETS

RECORD OF THE DECISIONS OF THE LICENSING SUB COMMITTEE

HELD AT 2.00 P.M. ON TUESDAY, 24 FEBRUARY 2015

**THE COUNCIL CHAMBER, 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 Procedures were noted.

3. ITEMS FOR CONSIDERATION

3.1 Application for Premises Licence for Sonos Studios, 7-9 Old Nichol Street, London E2 7HR

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. Members decided to grant the application as amended together with conditions. It was noted that there were no representations from Responsible Authorities and

there was no actual evidence of crime and disorder or anti-social behaviour specifically linked to the premises.

Members noted the concerns of local residents and felt that the imposing of conditions would help address the concerns raised and promote the licensing objectives.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Sonas Studios, 7-9 Old Nichol Street, London E2 7HR be **GRANTED** with conditions.

The Provision of Regulated Entertainment consisting of Plays, Films, Live Music, Recorded Music, Performance of dance and anything of similar nature

- Monday to Sunday from 10:00 hours to 18:30 hours

Hours premises are open to the public:

- Monday to Sunday from 10:00 hours to 18:30 hours
- Non Standard Timings – as below

Conditions

1. A CCTV system shall be installed at the premises covering the areas of the premises including main exit/entrance to the premises, the areas where licensable activities takes place and the holding area. Recordings of the CCTV shall be made and kept for a period of 31 days and made available to the police and licensing authority upon reasonable request. Normally a person shall be present on the premises who is able to play back recordings should the police or licensing authority have an urgent need to review the same.
2. The total capacity of the venue shall be 200 (excluding staff).
3. The venue shall implement a site management plan and adhere to the same. Such plan shall specifically deal with any events to be held at the premises.
4. The non-standard timings in respect of opening times and hours for and terms upon which regulated entertainment may take place shall be as follows:-
 - a. In relation to live performance events they may take place between the hours of 18.30 and 22.00 where the regulated

entertainment shall have ceased by no later than 21.30. There shall be a maximum of 175 guests attending and there shall only be 12 such events taking place in a calendar year (with no more than 2 in any calendar month) and the main feature of the event will comprise of a live music performance;

- b. In relation to Film events these may take place between the hours of 18.30 and 22.00 where the regulated entertainment shall have ceased by 21.30. There shall be a maximum of 100 guests attending such an event and the main feature of the event shall be the screening of a film;
- c. In relation to Listening Events these events may take place between 18.30 and 22.00 where the regulated entertainment shall have ceased by no later than 21.30. There shall be a maximum of 100 guests attending and the main feature of the event will be the music played before an audience; and
- d. In relation to Dinner Events these events may take place between the hours of 18.30 and 22.00. There shall be a maximum of 50 guests attending and a key feature of the event will be a sit down meal.

In relation to Events then within a calendar year there shall be no more than 36 Events of the type set out in b and c above in total and no more than 24 of the Event type set out in d above.

5. In relation to any Event held on a non standard timing basis, as set out in condition 4 above the general public at large shall not be invited to them and only pre-invited guests shall be admitted to such events.
6. The premises licence holder shall assess the need for SIA security in relation any Event held on a non-standard basis and shall ensure that such security as may be required is employed for a given event. For a live performance event then there shall be a minimum of [6] SIA security operatives employed.
7. The premises licence holder will implement a dispersal policy to ensure that any person attending an Event on a non-standard timing basis can leave the area quickly and quietly.
8. The premises licence holder shall ensure that it has arrangements in place with a local taxi firm so that there is a dedicated service available to any guests attending an Event.
9. The premises licence holder shall ensure that no nuisance from licensable activities is caused to neighbouring properties and where amplified music is played at a Live Performance Event then the noise limiting equipment installed at the premises shall be used on the amplification system used.

10. The premises licence holder has a no smoking policy in relation to any Event held on a non-standard timing basis to smoke. Where a person wishes to smoke they will be requested not to and if they chose to leave the venue to smoke then they shall not be readmitted to the premises.
11. The venue will ensure that it places suitable notices at the exits to the premises requesting those attending the premises to leave the area quietly and respectfully.
12. The premises will make available to those attending the premises in an appropriate form information relating to public transport locations in the immediate area.

3.2 Application to Review the Premises Licence for The New Globe, 359 Mile End Road, London, E3 4QS

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 PC Mark Perry and from the Premises Licence Holder and staff. Members decided to grant the review application in part with a reduction in licensing hours in accordance with the Council's Framework Hours and conditions proposed and agreed by the Premise Licence Holder. 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 Review of the Premises Licence for, The New Globe, 359 Mile End Road, London E3 4QS be **GRANTED with revised hours and conditions.**

Sale of Alcohol

- Sunday to Thursday from 06:00 hours to 23:30 hours

- Friday and Saturday from 06:00 hours to 00:00 hours (midnight)

The Provision for Regulated Entertainment

- Sunday to Thursday from 06:00 hours to 23:30 hours
- Friday and Saturday from 06:00 hours to 00:00 hours (midnight)

Hours premises are open to the public:

- Sunday to Thursday from 06:00 hours to 00:00 hours (midnight)
- Friday and Saturday from 06:00 hours to 00:30 hours (the following day)

Conditions

1. The premises shall install and maintain a comprehensive CCTV camera system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of police or authorised officer throughout the preceding 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. The staff member shall be able to download the images and present them immediately on request with the absolute minimum of delay when requested.
3. The CCTV camera system and coverage thereof must cover both internal and external to the premises.
4. No drinks to be taken outside the pub.
5. A incident reporting and refusals book to be kept and maintained, this will record all incidents at the premises including, people refused service, customers ejected, property reported lost or stolen, property found, any incidents of violence or disorder.
6. A minimum of two SIA security staff shall be employed on a Thursday, Friday and Saturday nights from 7.00pm until the premises has closed.

3.3 Application to Review the Premises Licence for Shiraz Food and Wine, 178 Hackney Road, London, E2 7QL

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 11 of the Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003 and in particular paragraph 11.28 of the statutory guidance relating to reviews;

“for the sale of smuggled tobacco and alcohol it is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence- even in the first instance- should be seriously considered”.

The Chair stated that in light of the evidence provided, selling counterfeit alcohol was in itself a criminal offence. 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 revoke the licence.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a review of the premises licence for, Shiraz Food & Wine, 178 Hackney Road, London E2 7QL be **GRANTED** with the Revocation of the Premises Licence.

The meeting ended at 5.00 p.m.

Chair, **Councillor Peter Golds**
Licensing Sub Committee