

LICENSING SUB COMMITTEE

Tuesday, 8 January 2019 at 6.30 p.m.

The Council Chamber, Town Hall, Mulberry Place, 5 Clove Crescent,
London, E14 2BG

This meeting is open to the public to attend.

Contact for further enquiries:

Simmi Yesmin, Senior Democratic Services Officer
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APOLOGIES FOR ABSENCE

To receive any apologies for absence.

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST (Pages 7 - 10)

To note any declarations of interest made by Members, including those restricting Members from voting on the questions detailed in Section 106 of the Local Government Finance Act, 1992. See attached note from the Monitoring Officer.

2. RULES OF PROCEDURE (Pages 11 - 20)

To note the rules of procedure which are attached for information.

	PAGE NUMBER(S)	WARD(S) AFFECTED
3. ITEMS FOR CONSIDERATION		
3.1 Application for a New Premises Licence for Electric Shuffle, 3-6 Steward Street & 50 Gun Street, London E1 6FQ	21 - 152	Spitalfields & Banglatown

Licensing Objectives:

- Public Nuisance
- Crime & Disorder
- Prevention of Children from harm

Representations by:

- Licensing Authority
- Environmental Protection
- Local Resident(s)

3 .2 Application for a New Premises Licence for (The Tap Room) Railway Arch 162, Malcolm Place, London E2 0EU

153 - 252

Bethnal Green

Licensing Objectives:

- Public Nuisance
- Crime & Disorder
- Public Safety
- Prevention of Children from harm

Representations by:

- Ward Councillor
- Local Resident(s)

**4. EXTENSION OF DECISION DEADLINE:
LICENSING ACT 2003**

The Sub Committee may be requested to extend the decision deadline for applications to be considered at forthcoming meetings due to the volume of applications requiring a hearing. Where necessary, details will be provided at the meeting.

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Agenda Item 1

DECLARATIONS OF INTERESTS - NOTE FROM THE MONITORING OFFICER

This note is for guidance only. For further details please consult the Members' Code of Conduct at Part 5.1 of the Council's Constitution.

Please note that the question of whether a Member has an interest in any matter, and whether or not that interest is a Disclosable Pecuniary Interest, is for that Member to decide. Advice is available from officers as listed below but they cannot make the decision for the Member. If in doubt as to the nature of an interest it is advisable to seek advice **prior** to attending a meeting.

Interests and Disclosable Pecuniary Interests (DPIs)

You have an interest in any business of the authority where that business relates to or is likely to affect any of the persons, bodies or matters listed in section 4.1 (a) of the Code of Conduct; and might reasonably be regarded as affecting the well-being or financial position of yourself, a member of your family or a person with whom you have a close association, to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward affected.

You must notify the Monitoring Officer in writing of any such interest, for inclusion in the Register of Members' Interests which is available for public inspection and on the Council's Website.

Once you have recorded an interest in the Register, you are not then required to declare that interest at each meeting where the business is discussed, unless the interest is a Disclosable Pecuniary Interest (DPI).

A DPI is defined in Regulations as a pecuniary interest of any of the descriptions listed at **Appendix A** overleaf. Please note that a Member's DPIs include his/her own relevant interests and also those of his/her spouse or civil partner; or a person with whom the Member is living as husband and wife; or a person with whom the Member is living as if they were civil partners; if the Member is aware that that other person has the interest.

Effect of a Disclosable Pecuniary Interest on participation at meetings

Where you have a DPI in any business of the Council you must, unless you have obtained a dispensation from the authority's Monitoring Officer following consideration by the Dispensations Sub-Committee of the Standards Advisory Committee:-

- not seek to improperly influence a decision about that business; and
- not exercise executive functions in relation to that business.

If you are present at a meeting where that business is discussed, you must:-

- Disclose to the meeting the existence and nature of the interest at the start of the meeting or when the interest becomes apparent, if later; and
- Leave the room (including any public viewing area) for the duration of consideration and decision on the item and not seek to influence the debate or decision

When declaring a DPI, Members should specify the nature of the interest and the agenda item to which the interest relates. This procedure is designed to assist the public's understanding of the meeting and to enable a full record to be made in the minutes of the meeting.

Where you have a DPI in any business of the authority which is not included in the Member's register of interests and you attend a meeting of the authority at which the business is considered, in addition to disclosing the interest to that meeting, you must also within 28 days notify the Monitoring Officer of the interest for inclusion in the Register.

Further advice

For further advice please contact:-
Asmat Hussain, Corporate Director, Governance and Monitoring Officer, Tel 020 7364 4800

APPENDIX A: Definition of a Disclosable Pecuniary Interest

(Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012, Reg 2 and Schedule)

Subject	Prescribed description
Employment, office, trade, profession or vacation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	<p>Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the Member in carrying out duties as a member, or towards the election expenses of the Member.</p> <p>This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.</p>
Contracts	<p>Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority—</p> <p>(a) under which goods or services are to be provided or works are to be executed; and</p> <p>(b) which has not been fully discharged.</p>
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	<p>Any tenancy where (to the Member's knowledge)—</p> <p>(a) the landlord is the relevant authority; and</p> <p>(b) the tenant is a body in which the relevant person has a beneficial interest.</p>
Securities	<p>Any beneficial interest in securities of a body where—</p> <p>(a) that body (to the Member's knowledge) has a place of business or land in the area of the relevant authority; and</p> <p>(b) either—</p> <p>(i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or</p> <p>(ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.</p>

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TOWER HAMLETS



LICENSING COMMITTEE

RULES OF PROCEDURE GOVERNING APPLICATIONS FOR PREMISES LICENCES AND OTHER PERMISSIONS UNDER THE LICENSING ACT 2003

Date Last Reviewed:	14th June 2016
Reviewed By:	Senior Corporate and Governance Legal Officer
Approved By:	Licensing Committee
Date Approved:	14th June 2016
Version No.	1
Document Owner:	Paul Greeno
Post Holder:	Senior Corporate and Governance Legal Officer
Date of Next Scheduled Review:	31st March 2018

1. Interpretation

- 1.1 These Procedures describe the way in which hearings will be conducted under the Licensing Act 2003, as set out in the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) ('the Hearings Regulations'). The Procedures take into account the Licensing Act (Premises Licences and Club Premises Certificates) Regulations 2005.
- 1.2 Except where otherwise stated, references in this Code are to the Licensing Committee and its Sub-committees and the expression 'Licensing Committee' should be interpreted accordingly.
- 1.3 The Hearings Regulations provide (Regulation 21) that a Licensing Authority shall, subject to the provisions of those Regulations, determine for itself the procedure to be followed at a hearing.
- 1.4 These Procedures, therefore, set out the way in which Licensing Committee Meetings will be conducted under the Licensing Act 2003, following the requirements of the Hearings Regulations.
- 1.5 Proceedings will not be rendered void only as the result of failure to comply with any provision of the Hearings Regulations (Regulation 31) save that in any case of such an irregularity, the Licensing Committee shall, if it considers that any person may have been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure the irregularity before reaching its determination (Regulation 32).

2. Composition of Sub-Committee

- 2.1 The Sub-Committee will consist of three (3) members and no business shall be transacted unless three (3) members of the Licensing Committee are present and able to form a properly constituted Licensing Sub-Committee. In such cases the Chair shall have a second or casting vote.

3. Procedure

- 3.1 The hearing shall take place in public save that the Licensing Committee may exclude the public from all or part of a hearing where it considers that, on balance, it is in the public interest to do so. The parties and any person representing them may be excluded in the same way as another member of the public. Any person so excluded may, before the end of the hearing, submit to the Licensing Committee in writing, any information which, they would have been entitled to give orally had they not been required to leave. Where there are a number of items on the agenda, the adjournment of that item for a short period, whilst another item is heard, may allow this process to be carried out effectively.

- 3.2 The Chair will begin by asking the parties to identify themselves and confirm whether or not they are represented.
- 3.3 The Licensing Committee should always satisfy itself that sufficient notice of the hearing has been given to all parties and if not satisfied, then the Licensing Committee should take such steps as it thinks fit to deal with that issue before reaching its determination and this could include adjourning that application to a later date.
- 3.4 The Licensing Committee will then consider any requests by a party for any other person to be heard at the hearing in accordance with the Regulations. Permission will not be unreasonably withheld provided proper notice has been given.
- 3.5 The Chair will then explain how the proceedings will be conducted, and indicate any time limits that may apply to the parties to the application. In setting time limits, the Licensing Committee will take into account the importance of ensuring that all parties receive a fair hearing, and the importance of ensuring that all applications are determined expeditiously and without undue delay. Further the Licensing Committee must have regard to the requirement to allow each party an equal amount of time.
- 3.6 If a party considers that any time limit is not sufficient then they should address the Licensing Committee and which will determine accordingly.
- 3.7 If any party has informed the Authority that they will not be attending or be represented at the hearing or any party does not give notice that they will not be attending but fails to attend and is not represented, the Licensing Committee may proceed in their absence or adjourn the hearing if it considers it to be necessary in the public interest. An adjournment will not be considered where due to the operation of the Hearing Regulations it would not be possible to adjourn.
- 3.8 If the Licensing Committee adjourns the hearing to a specified date it must specify the date, time and place to which the hearing has been adjourned and why it is considered necessary in the public interest.
- 3.9 If the Licensing Committee holds the hearing in the absence of a party, it will consider at the hearing the application, representation or notice given by that party.
- 3.10 The Chair will invite an Officer of the Licensing Section to present the report by briefly summarising the application and the number and type of the representations as set out in the papers circulated. The Officer will also advise of any discussions held with the parties; any amendments made to the application; any representations withdrawn; and any agreed conditions that the Licensing Committee is being asked to consider. The Officer shall not give

any opinion on the application or ask the Committee to make an inference based on such an opinion.

- 3.11 Members of the Licensing Committee can then ask questions of clarification of the Licensing Officer or seek legal advice from the Legal Adviser to the Licensing Committee if they require in respect of matters raised during the presentation by the Licensing Officer.
- 3.12 The Legal Adviser to the Licensing Committee will then give any relevant legal advice that the Licensing Committee need to take into consideration.
- 3.13 The Chair will then ask the applicant or their representative, if present, to present a summary of the nature and extent of the application. This should be brief, avoid repetition of material already available to the Licensing Committee in the Officer's report or otherwise, and include any reasons why an exception should be made to the Council's Licensing Policy, where appropriate, and respond to the written representations received. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence on behalf of the applicant or who has made a representation in favour of the application.
- 3.14 The application is to be presented within the time limit that has been set.
- 3.15 Where an applicant is unrepresented and having difficulty in presenting their application then the Legal Adviser to the Licensing Committee may ask questions of the applicant so that the relevant points are addressed and clarified for the Licensing Committee.
- 3.16 Members of the Licensing Committee may ask questions of the person presenting the case after their address as well as any other person who has spoken in support of the application. Members can also ask questions of the applicant as well as any other person present for the applicant who they consider can assist.
- 3.17 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.18 The Chair will then ask the persons who have made representations against the application to address the Licensing Committee within the time limit that has been set. They should not repeat what is already set out in their representations or notice or raise new matters. In their address they should provide clarification on any points previously requested by the Council. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence.
- 3.19 Members of the Licensing Committee may then ask questions of the persons making representations against the application and any other person who has

spoken in support of such representation. Members can also ask questions of any other person present who they consider can assist.

- 3.20 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.21 Petitions will be treated as representations provided they meet the requirements for relevant representations set out in the Licensing Act 2003. Members should proceed with caution when relying upon petitions used as evidence due to the structure and wording used.
- 3.22 The Licensing Committee will disregard any information given by a party, or any other person appearing at the hearing, which is not relevant to:
 - a) their application, representation or notice; and
 - b) the promotion of the licensing objectives or the crime prevention objective where notice has been given by the police.
- 3.23 The Chair will intervene at any stage of the hearing to prevent repetitious or irrelevant points being raised.
- 3.24 Cross examination of any party or any other person allowed to appear will not be allowed unless specifically permitted by the Chair.
- 3.25 There is no right for any party to sum up but they may be permitted to do at the discretion of the Chair and within time limits prescribed by the Chair.
- 3.26 The Licensing Committee will consider its decision in private save that the Legal Adviser and Democratic Services Officer will remain with them.
- 3.27 The Licensing Committee will normally return to open session to announce its decision but in cases where the prescribed time limit allows for a later determination and it is appropriate to determine the matter within that time then the Chair will advise the parties present that the decision will not be announced then but that the determination will take place within the prescribed time limit and that written notification will be dispatched to all parties advising them of the determination.

4. Exclusions

- 4.1 In addition to any exclusion under paragraph 3.1 above, The Licensing Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit the person to return; or allow them to return only on such conditions as Licensing Committee may specify.

- 4.2 Any person so excluded may, before the end of the hearing, submit to the Authority in writing, any information which, they would have been entitled to give orally had they not been required to leave.

Guidance for Licensing Sub-Committee Meetings.

(1) Attendance at Meetings.

All meetings of the Sub-Committee are open to the public and press to attend. On rare occasions, the Sub-Committee may retire to consider private business that will be clearly marked on the agenda as such. The press and public will be excluded for those confidential items only. We try to keep confidential reports to an absolute minimum. We request that you show courtesy to all present and please keep mobile phones on silent. Meetings can reach full capacity and seats are allocated on a first come first come served basis.

(2) Licensing Sub-Committee Role and Membership.

In summary, the Sub-Committee will consider and determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made. The full terms of reference can be found on the Committee webpages (see below). The Licensing Sub-Committee will consist of 3 Members of the main Licensing Committee. Meetings are normally held in the Town Hall Council Chamber.

Licensing Sub-Committee Webpages

To view go to the Committee and Member Services web page:
www.towerhamlets.gov.uk/committee - 'agenda, reports, decisions and minutes', then click on 'Licensing Sub-Committee'.

The pages include:

- Terms of Reference for the Licensing Sub-Committee.
- Meeting dates, agendas and minutes.
- Agenda timetable including agenda publication dates. (To view click 'browse meetings and agendas for this committee', then 'show agenda management timetable').

(3) Access to Committee Papers.

The agenda for Sub-Committee meetings is published five clear (working) days before the Sub-Committee meeting on the Committee webpages (except for certain types of applications where special rules apply). All Committee papers (i.e. agendas, reports, minutes and decisions) are published on the website and also available on iPad and Android tablet apps downloadable for free from their respective app stores.

(4) Who can speak at Licensing Sub-Committee meetings?

Only interested parties may address the Sub-Committee (those who have made a valid representation) and the applicant and their representatives. Although the Sub-Committee may allow other persons to present the interested parties evidence or to give supporting evidence. If you are planning to attend the hearing to address the committee, you are advised to contact the Committee officer - see the Committee

pages and agenda front page for contact details. Speakers are advised to arrive at the start of the meeting in case the order of business is changed. Speakers will be called to speak by the Chair at the appropriate time. If speakers are not present by the time their application is heard, the Committee may consider the item in their absence.

(5) What can be circulated?

Should you wish to submit any material, please contact the Committee/Licensing Officer as soon as possible. The Sub-Committee may accept information at the hearing, however this is only with the agreement of all parties present.

(6) How will the applications be considered?

The Sub-Committee will normally consider the items in agenda order subject to the Chair’s discretion. The hearing procedure is detailed at the end of this guidance.

(7) How can I find out about a decision?

You can contact Democratic Services the day after the meeting to find out the decisions.

(8) Queries on reports.

For any questions, please contact the Officer named on the front of the report.

Typical Seating Plan for Licensing Sub - Committee Meetings in the Town Hall Council Chamber.

Public Seating		Objectors Benches		Sub-Committee Members
Public Seating				Chair
Public Seating				Legal Officer
Public Seating		Applicants Benches		Committee Officer
Public Seating				Licensing Officer

LICENSING SUB COMMITTEE HEARING PROCEDURE

All interested parties to the hearing must notify Democratic Services within prescribed timescales that they intend to attend and/or be represented at the hearing and whether any witnesses will be attending on their behalf. The meeting will be in the form of a discussion led by the Sub Committee, cross examination of either party will not be permitted.

The Chair will allocate an equal amount of speaking time to each party. Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing.

The hearing will proceed as follows (subject to the discretion of the Chair).

1. Chair will introduce him/herself and ask Members, officers, and all interested parties present at the meeting to introduce themselves.
2. Licensing Officer to present the report.
3. Committee Members to ask questions of officer (if any).
4. The Applicant to present their case in support of their application (including any witnesses they may have).
5. Committee Members to ask questions of applicants and their witnesses or ask for points of clarification.
6. The relevant Responsible Authorities in attendance will present their case and their reasons for representation (including any witnesses they may have).
7. The Objectors/Interested Parties in attendance will present their case and their reasons for objecting (including any witnesses they may have).
8. Committee Members to ask questions of Responsible Authorities, objectors and their witnesses or ask for points of clarification.
9. Applicant (with exception and with permission of the Chair) can ask questions of the other parties to the hearing and their witnesses.
10. Interested Parties to the hearing (with exception and with the permission of the Chair) can ask questions of the applicant/other parties to the hearing and their witnesses.
11. Chair's closing remarks
12. Sub-Committee retire from the meeting with the Committee Officer and Legal Officer and consider their decision.
13. The Sub-Committee will return to the meeting and Chair announces the decision together with the reasons for the decision and any right to appeal.
14. A Decision letter will be sent to all interested parties confirming the decision made.

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Agenda Item 3.1

Committee :	Date	Classification	Report No.	Agenda Item No.
Licensing Sub Committee	08 January 2019	Unclassified		

Report of : David Tolley Head of Environmental Health & Trading Standards	Title: Licensing Act 2003 Application for a New Premises Licence for Electric Shuffle, 3-6 Steward Street & 50 Gun Street, London E1 6FQ
Originating Officer: Lavine Miller-Johnson Licensing Officer	Ward affected: Spitalfields,

1.0 Summary

Applicant: **Flight Club Darts Ltd**

Name and **Electric Shuffle**

Address of Premises: **3-6 Steward Street & 50 Gun Street,
London
E1 6FQ**

Licence sought: **Licensing Act 2003 –**

- **The provision of regulated entertainment**
- **The provision of late night refreshment**
- **The sale by retail of alcohol**

Representations: **Environmental Health Noise Team
Residents
Licensing Authority (Responsible Authority)**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

- Guidance Issued under Section 182 of the licensing Act 2003
- Tower Hamlets Licensing Policy
- File

Lavine Miller-Johnson
020 7364 2665

3.0 **Background**

3.1 This is an application for a new premises licence for Electric Shuffle, 3-6 Steward Street & 50 Gun Street, London E1 6FQ.

3.2 The applicant has described the premises as follows:
“Social entertainment in the form of shuffleboard together with ancillary bar/food offering.

3.3 A copy of the application is enclosed as **Appendix 1**.

3.4 The applicant has applied for the following licensable activities and timings:

The Provision of Regulated Entertainment – Indoors

(Recorded Music)

- Monday to Wednesday, from 12:00 hours to 00:00 hours (Midnight)
- Thursday to Saturday, from 12:00 hours to 00:30 hours (The following day)
- Sunday, from 12:00 hours to 22:30 hours

The provision of late night refreshment - Indoors

- Monday to Wednesday, from 23:00 to 00:00 hours (Midnight)
- Thursday to Saturday, from 23:00 to 00:30 hours (The following day)

The sale by retail of alcohol – (On sales only)

- Monday to Wednesday 12:00 hours to 23:30 hours
- Thursday to Saturday 12:00 hours to 00:00 hours (Midnight)
- Sunday, from 12:00 hours to 22:00 hours

Non-standard timings

- From the end of permitted hours on New Year’s Eve to the start of the permitted hours on New Year’s Day

Hours premises are open to the public:

- Monday to Wednesday 12:00 to 00:00 hours (Midnight)
- Thursday to Saturday 12:00 to 00:30 hours (The following day)
- Sunday 12:00 hours to 22:30 hours

Non-standard timings

- From the end of permitted hours on New Year’s Eve to the start of the permitted hours on New Year’s Day

4.0 **Location and Nature of the premises**

4.1 Photographs of the venue and immediate vicinity will be provided at the hearing.

- 4.2 The site plan of the venue is included as **Appendix 2**.
- 4.3 Maps showing the vicinity are included as **Appendix 3**.
- 4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 4**.
- 5.0 **Licensing Policy and Government Advice**
- 5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2018.
- 5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.
- 5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in April 2018.
- 5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.
- 6.0 **Representations**
- 6.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing
- 6.2 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.3 All representations must be "about the likely effect of the grant of the premises licence on the promotion of the licensing objectives." Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.4 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.5 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.6 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 5**.

6.7 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.

6.8 This hearing is required by the Licensing Act 2003, because relevant representations have been made by the Responsible Authority (RA) and residents, including a petition:

Responsible Authority / Other persons	Appendix
Environmental Health Noise team (Nicola Cadzow)	6
Licensing Authority (Samantha Neale)	7
Abu Zaman (includes a petition)	8
Ameen Khan	9
Charles Cresswell	10
Chiara Sotis	11
David Latham	12
Jimmy Shamash	13
Robin Moore	14
Sevda Gungormus	15

6.9 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police
- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise (Environmental Health)
- Trading Standards
- Child Protection
- Public Health
- Home Secretary (Home Office Immigration Enforcement)

6.10 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

6.11 Essentially, the relevant parties oppose the application because in their opinion, the applicant has not explained how within the context of the application they will meet licensing objective of the prevention of public nuisance and the prevention of crime and disorder and the protection of children from harm.

6.12 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.

6.13 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule

7.1 There shall be a minimum of 7 playing surfaces available at any time the premises is open to the public. Playing surface means the shuffleboard playing area, which consists of a designated area for playing shuffleboard.

7.2 Substantial food and suitable beverages other than alcohol (including drinking water) shall be available at all times when alcohol is supplied at the premises.

7.3 The Premises Licence Holder will ensure that staff are trained, as appropriate, in respect of relevant licensing law; crime scene best practice and upon the sale of alcohol to drunks and to persons underage.

7.4 There shall be no admittance or re-admittance to the premises after 23:30 except for patrons permitted to temporarily leave the premises to smoke.

7.5 A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

The Prevention of Crime and Disorder

7.6 A digital hard drive CCTV system shall be in operation to cover internal and external areas of the premises and any area where customers have legitimate access shall be sufficiently illuminated for the purposes of CCTV.

- a. All CCTV recorded images shall have sufficient clarity/quality/definition to enable facial recognition.

- b. CCTV footage shall be kept in an unedited format for a period of 31 days; any footage subsequently produced shall be in a format so it can be played back on a standard personal computer or standard DVD player.
 - c. Any manager left in charge of the premises shall be trained in the use of any such CCTV equipment and able to produce/download/burn CCTV images upon request by an authorised officer from a Responsible Authority.
 - d. CCTV shall be maintained on a regular basis and kept in good working order. CCTV maintenance records to be kept details of contractor used and work carried out to be recorded.
- 7.7 The need for door security shall be assessed by the Premises Licence Holder or Designated Premises Supervisor and door staff shall be employed when and where the risk assessment deems this appropriate.
- 7.8 The number of Door Supervisors employed at the premises when licensable activities are taking place, their locations and the times they will be employed will be decided in consultation with the Tower Hamlets Police Licensing Officer.
- 7.9 Any person who tries to gain entry to the premises who is involved in disorderly conduct or anti-social behaviour outside the premises shall not be permitted entry. The Premises Licence Holder or Designated Premises Supervisor shall ensure that any person within the premises who is involved in disorderly conduct or any anti-social behaviour within the premises shall be removed from the premises.
- 7.10 No customers shall be allowed to leave the premises while in possession of any drinking vessel or open glass bottle, whether empty or containing any beverage. This includes patrons using any smoking area.
- 7.11 The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
- 7.12 An incident log shall be kept at the premises, and made available on request to an authorised officer or the Police, which will record the following:
- a. All crimes reported to the venue
 - b. All ejections of patrons
 - c. Any complaints received
 - d. Any incidents of disorder and violence

- e. All seizures of drugs or offensive weapons
- f. Any faults in the CCTV system or searching equipment or scanning equipment
- g. Any visit made by a relevant authority or emergency service.

The Prevention of Public Nuisance

- 7.13 No music or amplified sound shall be generated on the premises so as to give rise to a nuisance.
- 7.14 A prominent notice shall be displayed at the exit from the premises requesting patrons to respect local residents and to leave the premises and area quietly.
- 7.15 A dispersal policy shall be in place at the premises to ensure that customers leave the area quietly.
- 7.16 Adequate and suitable receptacles shall be provided to receive and store refuse from the premises and shall be emptied regularly to minimise nuisance smells.
- 7.17 A smoking policy shall be in place at the premises to ensure that customers smoking outside the premises do so quietly.
- 7.18 From 21:00 hours the premises licence holder shall not permit more than 10 people to use the smoking area immediately outside the premises.
- 7.19 A notice shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
- 7.20 Deliveries to the premises are prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
- 7.21 Collections from the premises are prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
- 7.22 Disposal of refuse from the premises is prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
- 7.23 Local taxi numbers shall be available for customers to assist in ordering a taxi.
- 7.24 Loudspeakers shall not be located in the entrance lobby or outside the premises building.

7.25 All windows and external doors shall be kept closed after 21:00 hours or at any time Regulated Entertainment takes place, except for the immediate access and egress of persons.

The Protection of Children from Harm

7.26 A Challenge 25 policy shall be implemented and full and appropriate identification shall be sought from any person who appears under the age of 25. The only acceptable forms of identification shall be passport, photo driving licence, and those carrying the PASS logo.

7.27 A notice shall be displayed indicating that the Challenge 25 policy is in force.

7.28 Staff training shall include the Challenge 25 policy and its operation. In particular staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training shall be given to a new member of staff before they commence paid employment and all staff shall be re-trained twice yearly. All training shall be documented.

7.29 A sales refusal book shall be kept at the premises and this shall be checked each week by either the premises licence holder or the designated premises supervisor to ensure that staff are accurately recording refusals. The refusal book shall be open to inspection by appropriate officers of the Responsible Authorities.

Public Safety

7.30 The Premises Licence Holder shall ensure that adequate fire safety measures are in place at the premises and regularly maintained as per a fire risk assessment or the advice of the Fire Safety Officer.

7.31 The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

2. All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened.

3. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

8.0 Conditions Agreed/Requested by Responsible Authority

N/A

9.0 Licensing Officer Comments

9.1 The Live Music Act removed licensing requirements for the following:

- amplified live music and recorded music between 8am and 11pm before audiences of no more than 500 people on premises authorised to sell alcohol for consumption on the premises;
- Unamplified live music between 8am and 11pm in all venues.
- Further exemptions apply see Section 16.5-16.6 of Section 182 Guidance.

9.2 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.3 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule

(10.4).

- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.27) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.60) Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.4 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.5 In all cases the Members should make their decision on the civil burden of proof that is “the balance of probability.”
- 9.6 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.7 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.8 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.9 In **Appendices 16- 25** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 Legal Comments

10.1 The Council's legal officer will give advice at the hearing.

11.0 Finance Comments

11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	A copy of the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Other licensed venues in the area
Appendix 5	Section 182 advice by Home office concerning relevant, vexatious, and frivolous representations
Appendix 6	Representations of Environmental Health Noise Team
Appendix 7	Representations from Licensing Authority
Appendices 8-15	Representations from resident
Appendix 16	Licensing Officer comments on noise while the premise is in use
Appendix 17	Licensing Officer comments on access/egress Problems
Appendix 18	Licensing Officer comments on crime and disorder on the premises
Appendix 19	Licensing Officer comments on crime and disorder from patrons leaving the premises
Appendix 20	Licensing Policy advice Protection of Children from Harm
Appendix 21	Section 182 guidance Protection of Children from Harm
Appendix 22	Planning
Appendix 23	Licensing Policy relating to hours of trading
Appendix 24	Tower Hamlets Cumulative Impact Zone

Appendix 1

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Flight Club Darts Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Electric Shuffle 3-6 Steward Street & 50 Gun Street			
Post town	LONDON	Postcode	E1 6FQ

Telephone number at premises (if any)	none
Non-domestic rateable value of premises	none

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | | |
|----|--|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable) [INTENTIONALLY BLANK]

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable) [INTENTIONALLY BLANK]

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		

Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Flight Club Darts Ltd
Address Registered office: 22 Great James Street LONDON WC1N 3ES Correspondence to (please): TLT LLP 20 Gresham Street LONDON EC2V 7JE marked FAO: Mr Luke Elford
Registered number (where applicable) 08824987
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any) c/o [REDACTED]
E-mail address (optional) c/o [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P
┐	┐	┐
┐	┐	┐

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
┐	┐	┐
┐	┐	┐
┐	┐	┐

Please give a general description of the premises (please read guidance note 1)

Social entertainment in the form of shuffleboard together with ancillary bar/food offering.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)



Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A [INTENTIONALLY BLANK]

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B [INTENTIONALLY BLANK]

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish	Both		<input type="checkbox"/>	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

C [INTENTIONALLY BLANK]

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

D [INTENTIONALLY BLANK]

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E [INTENTIONALLY BLANK]

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	12:00	00:00	<u>Please give further details here</u> (please read guidance note 4) Recorded music as part of the use of the premises as a social entertainment venue offering social entertainment in the form of shuffleboard		
Tue	12:00	00:00			
Wed	12:00	00:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) None		
Thur	12:00				
Fri		00:30	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
	12:00				
Sat		00:30	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
	12:00				
Sun		00:30			
	12:00	22:30			

G [INTENTIONALLY BLANK]

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H [INTENTIONALLY BLANK]

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:00	<u>Please give further details here</u> (please read guidance note 4) The provision of late night refreshment ancillary to the use of the premises as a social entertainment venue for the provision of social entertainment in the form of shuffleboard.		
Tue	23:00	00:00			
Wed	23:00	00:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) None		
Thur	23:00				
Fri		00:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
	23:00				
Sat		00:30			
	23:00				
Sun		00:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None		
Mon	12:00	23:30			
Tue	12:00	23:30			
Wed	12:00	23:30			
Thur	12:00	00:00			
Fri	12:00	00:00			
Sat	12:00	00:00			
Sun	12:00	22:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Dustin James Acton	
Date of birth	[REDACTED]
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

□□□□

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
			None
Day	Start	Finish	
Mon	12:00	00:00	
Tue	12:00	00:00	
Wed	12:00	00:00	
Thur	12:00		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
Fri		00:30	
	12:00		
Sat		00:30	
	12:00		
Sun		00:30	
	12:00	22:30	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Please refer to the Applicant's schedule of proposed conditions

b) The prevention of crime and disorder

Please refer to the Applicant's schedule of proposed conditions

c) Public safety

Please refer to the Applicant's schedule of proposed conditions

d) The prevention of public nuisance

Please refer to the Applicant's schedule of proposed conditions

e) The protection of children from harm

Please refer to the Applicant's schedule of proposed conditions

Checklist:

Please tick to indicate agreement

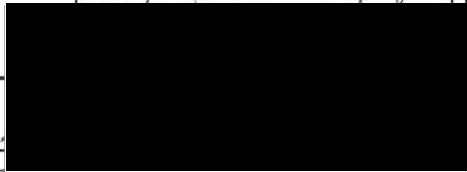
- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.


Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	 For TLT LLP
Date	31/10/18
Capacity	Solicitors for the Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Luke Elford TLT LLP 20 Gresham Street			
Post town	LONDON	Postcode	EC2V 7JE
Telephone number (if any)	0333 006 1358 / 		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) luke.elford@tltsolicitors.com			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.

- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a

licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;

- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Electric Shuffle

3 – 6 Steward Street & 50 Gun Street London E1 6FQ

Applicant's schedule of suggested conditions

General (all Licensing Objectives)

1. There shall be a minimum of 7 playing surfaces available at any time the premises is open to the public. Playing surface means the shuffleboard playing area, which consists of a designated area for playing shuffleboard.
2. Substantial food and suitable beverages other than alcohol (including drinking water) shall be available at all times when alcohol is supplied at the premises.
3. The Premises Licence Holder will ensure that staff are trained, as appropriate, in respect of relevant licensing law; crime scene best practice and upon the sale of alcohol to drunks and to persons underage.
4. There shall be no admittance or re-admittance to the premises after 23:30 except for patrons permitted to temporarily leave the premises to smoke.
5. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

The Prevention of Crime and Disorder

6. A digital hard drive CCTV system shall be in operation to cover internal and external areas of the premises and any area where customers have legitimate access shall be sufficiently illuminated for the purposes of CCTV.
 - a. All CCTV recorded images shall have sufficient clarity/quality/definition to enable facial recognition.
 - b. CCTV footage shall be kept in an unedited format for a period of 31 days; any footage subsequently produced shall be in a format so it can be played back on a standard personal computer or standard DVD player.
 - c. Any manager left in charge of the premises shall be trained in the use of any such CCTV equipment and able to produce/download/burn CCTV images upon request by an authorised officer from a Responsible Authority.
 - d. CCTV shall be maintained on a regular basis and kept in good working order. CCTV maintenance records to be kept details of contractor used and work carried out to be recorded.
7. The need for door security shall be assessed by the Premises Licence Holder or Designated Premises Supervisor and door staff shall be employed when and where the risk assessment deems this appropriate. The number of Door

Supervisors employed at the premises when licensable activities are taking place, their locations and the times they will be employed will be decided in consultation with the Tower Hamlets Police Licensing Officer.

8. Any person who tries to gain entry to the premises who is involved in disorderly conduct or anti-social behaviour outside the premises shall not be permitted entry. The Premises Licence Holder or Designated Premises Supervisor shall ensure that any person within the premises who is involved in disorderly conduct or any anti-social behaviour within the premises shall be removed from the premises.
9. No customers shall be allowed to leave the premises while in possession of any drinking vessel or open glass bottle, whether empty or containing any beverage. This includes patrons using any smoking area.
10. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
11. An incident log shall be kept at the premises, and made available on request to an authorised officer or the Police, which will record the following:
 - a. All crimes reported to the venue
 - b. All ejections of patrons
 - c. Any complaints received
 - d. Any incidents of disorder and violence
 - e. All seizures of drugs or offensive weapons
 - f. Any faults in the CCTV system or searching equipment or scanning equipment
 - g. Any visit made by a relevant authority or emergency service.

The Prevention of Public Nuisance

12. No music or amplified sound shall be generated on the premises so as to give rise to a nuisance.
13. A prominent notice shall be displayed at the exit from the premises requesting patrons to respect local residents and to leave the premises and area quietly.
14. A dispersal policy shall be in place at the premises to ensure that customers leave the area quietly.
15. Adequate and suitable receptacles shall be provided to receive and store refuse from the premises and shall be emptied regularly to minimise nuisance smells.
16. A smoking policy shall be in place at the premises to ensure that customers smoking outside the premises do so quietly.

17. From 21:00 hours the premises licence holder shall not permit more than 10 people to use the smoking area immediately outside the premises.
18. A notice shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
19. Deliveries to the premises are prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
20. Collections from the premises are prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
21. Disposal of refuse from the premises is prohibited between the hours of 20:00 and 07:00 the day following Monday to Saturday and 20:00 and 08:00 the day following on Sundays.
22. Local taxi numbers shall be available for customers to assist in ordering a taxi.
23. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
24. All windows and external doors shall be kept closed after 21:00 hours or at any time Regulated Entertainment takes place, except for the immediate access and egress of persons.

The Protection of Children from Harm

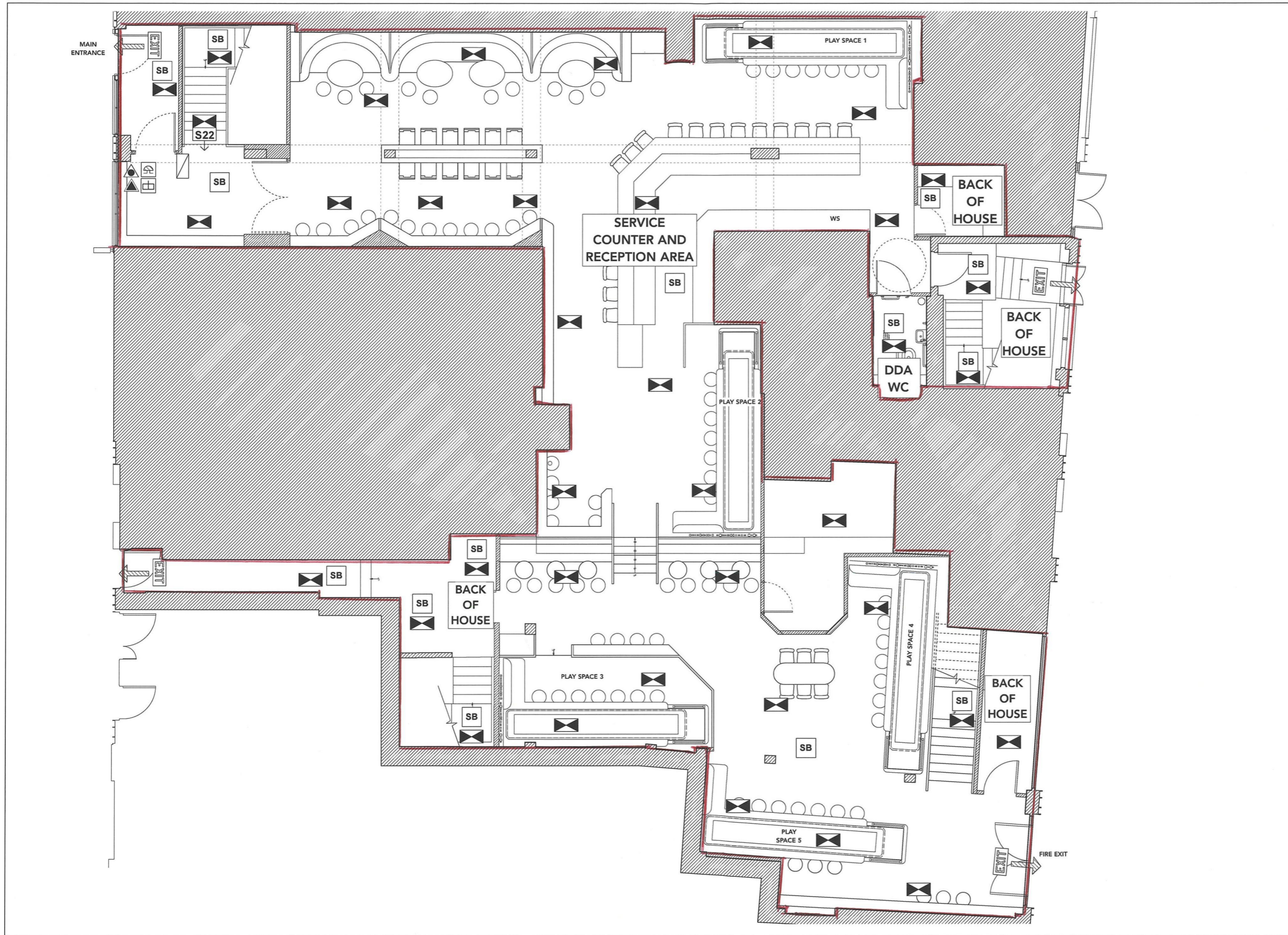
25. A Challenge 25 policy shall be implemented and full and appropriate identification shall be sought from any person who appears under the age of 25. The only acceptable forms of identification shall be passport, photo driving licence, and those carrying the PASS logo.
26. A notice shall be displayed indicating that the Challenge 25 policy is in force.
27. Staff training shall include the Challenge 25 policy and its operation. In particular staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training shall be given to a new member of staff before they commence paid employment and all staff shall be re-trained twice yearly. All training shall be documented.
28. A sales refusal book shall be kept at the premises and this shall be checked each week by either the premises licence holder or the designated premises supervisor to ensure that staff are accurately recording refusals. The refusal

book shall be open to inspection by appropriate officers of the Responsible Authorities.

Public Safety

29. The Premises Licence Holder shall ensure that adequate fire safety measures are in place at the premises and regularly maintained as per a fire risk assessment or the advice of the Fire Safety Officer.
30. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
31. All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened.
32. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

Appendix 2



KEY TO LICENSING SYMBOLS

- Fire Escape Route
- Fire Alarm Control Panel
- Fire Alarm Call Point
- Exit Sign
- Fire Alarm Sounder
- Zone covered by emergency lighting
- Smoke detector with sounder alarm & beacon
- Heat Detector
- Vision Panel
- Water Extinguisher
- Foam Extinguisher
- CO2 Extinguisher
- Wet Chemical Extinguisher
- Fire Blanket
- Sign - Emergency Exit Notice - indicates the notice is internally illuminated
- Sign - Emergency Exit
- Sign - Fire Door Keep Shut
- Sign - Fire Door Keep Locked
- Disabled refuge and communication system
- 1 hour fire resisting self closing door with smoke seals & intumescent strips
- 1 hour fire resisting self closing door with smoke seals & intumescent strips
- Fire exit doors fitted with pushbar
- Extent of licensed premises

IMPORTANT: Licensable activities can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.

This drawing should not be scaled. The contractor is to verify all dimensions and conditions on site. This drawing is the property of Ellis Design Studio Limited and they reserve the copyright. It is issued on the understanding that it will not be copied, reproduced or disclosed in whole or in part to any unauthorised party without written permission from Ellis Design Studio Limited. All elements of interior design, kitchen layout, bar design, signage, graphics and services design are indicative and subject to revisions at the time of fitout design.

DRAWING REVISION		
REV.	DATE	DESCRIPTION
001	02/10/2018	ISSUE
002	02/10/2018	AMENDED FIRST COMMENTS
003	16/10/2018	AMENDED AMENDMENT

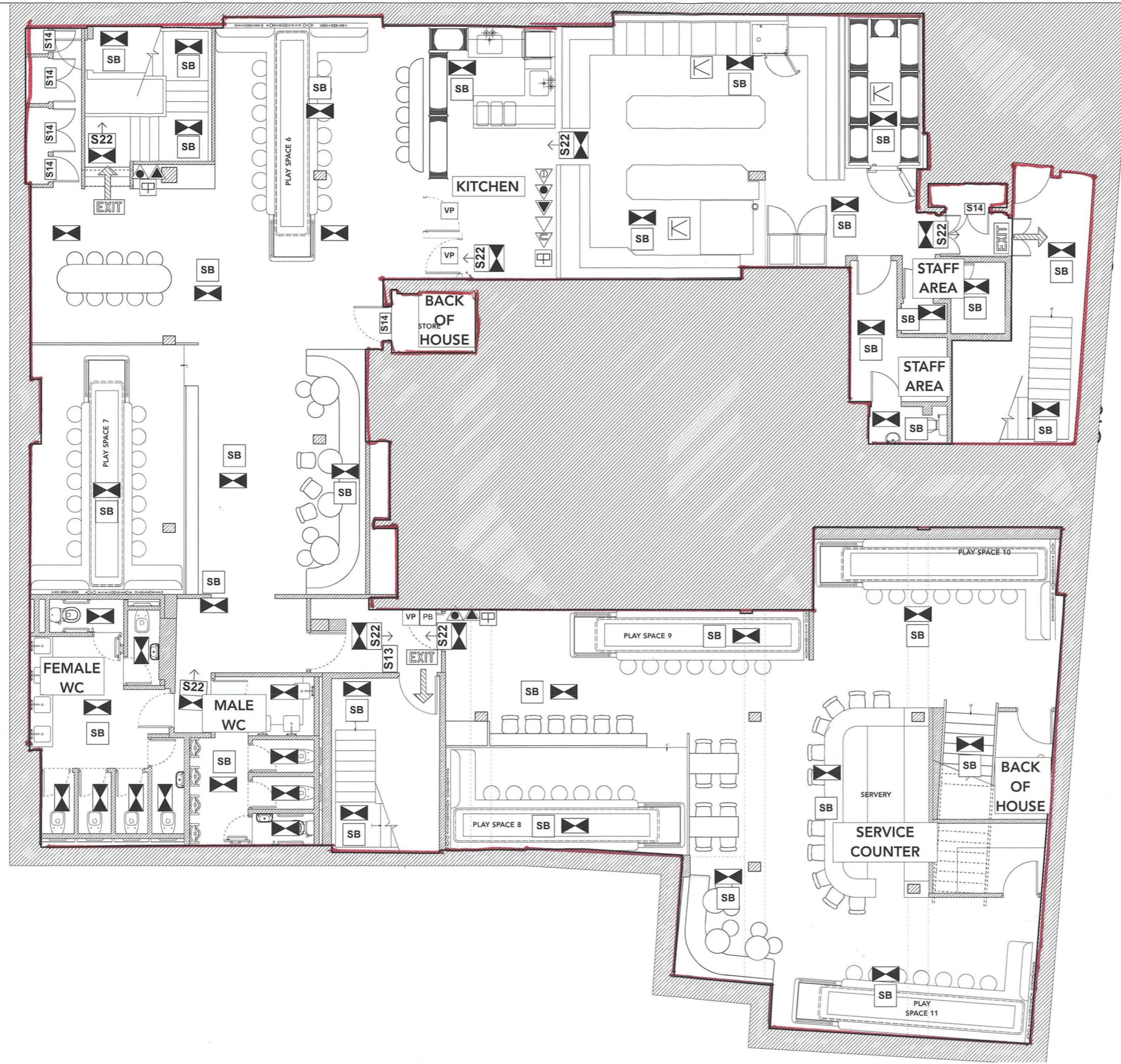
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SCALE: 1:50 at A1 1:100 at A3	DATE: 10th Aug 2018	DRAWN BY: AE	CHECKED BY: AE
PROJECT NO: 1709	DRAWING NO: 1709-1001-10	REVISION NO: 02-B	

DESIGN STAGE: STAGE 2
CLIENT: FLIGHT CLUB DARTS
SITE: 3/6 STEWARD ST/50 GUN STREET E1 6FQ SPITALFIELDS, LONDON

ELLIS DESIGN STUDIO

160 Kemp House, City Road, London, EC1V 2NX.

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KEY TO LICENSING SYMBOLS

- Fire Escape Route
- Fire Alarm Control Panel
- Fire Alarm Call Point
- Exit Sign
- Fire Alarm Sounder
- Zone covered by emergency lighting
- Smoke detector with audible alarm & beacon
- Heat Detector
- Vision Panel
- Water Extinguisher
- Foam Extinguisher
- CO2 Extinguisher
- Wet Chemical Extinguisher
- Fire Blanket
- Sign - Emergency Exit Notice - indicates the notice is internally illuminated
- Sign - Emergency Exit
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- Disabled refuge and communication system
- 1 hour fire resisting self closing door with smoke seals & recessed strips
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- Fire exit doors fitted with pushbar
- Extent of licensed premises

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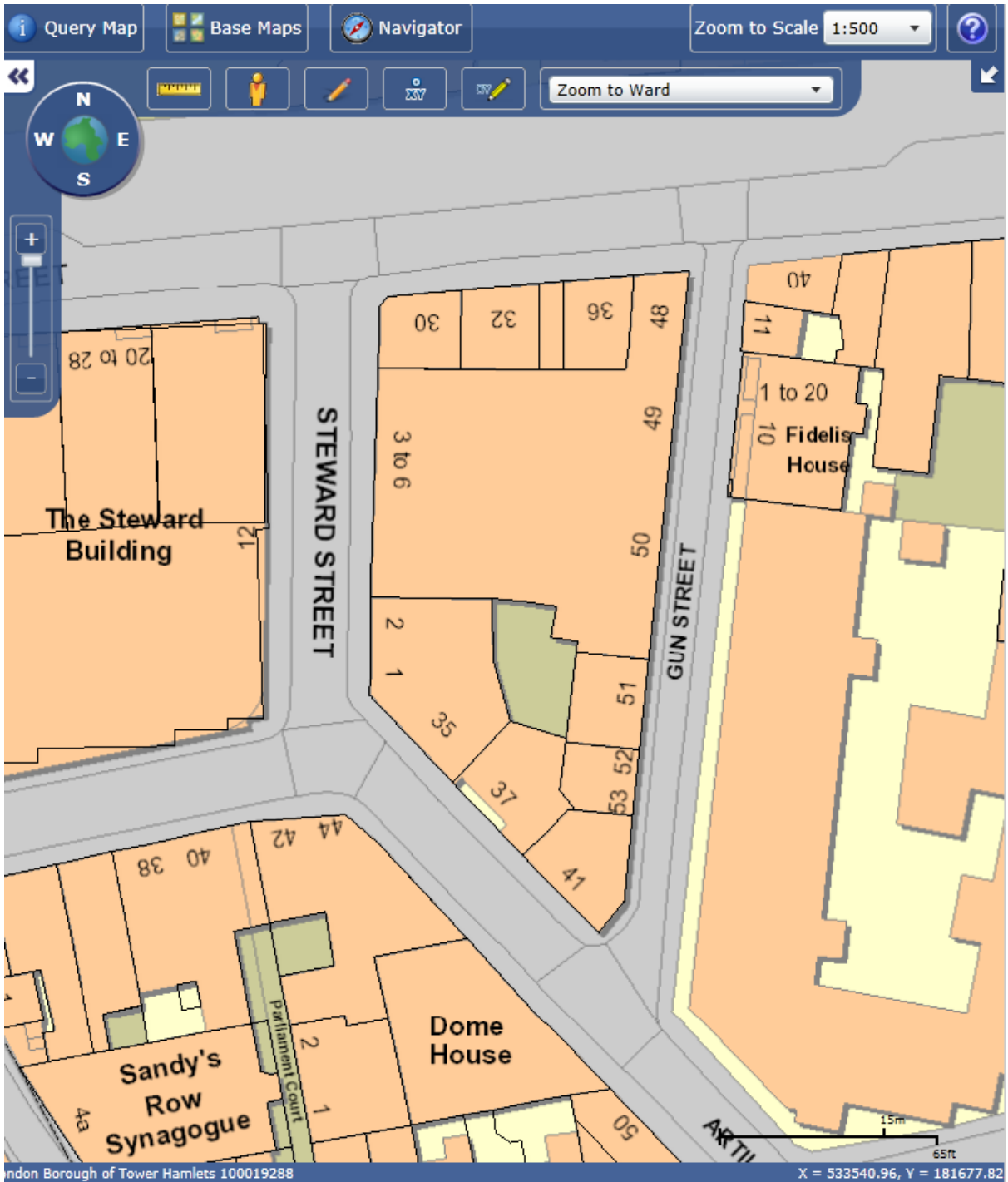
DRAWING REVISION			TITLE				DESIGN STAGE	
REV	DATE	DESCRIPTION	BASEMENT LICENSING PLAN				STAGE 2	
01	10/10/18	ISSUE FOR PERMIT APPLICATION	SCALE:	DATE:	DRAWN BY:	CHECKED BY:	CLIENT:	
02	10/10/18	REVISED PER COMMENTS	1:50 at A1	10th Aug 2018	AE	AE	FLIGHT CLUB DARTS	
03	10/10/18	REVISED PER COMMENTS	PROJECT NO:	DRAWING NO:	REVISION NO:	SITE:		
			1709	1709-1000-10	02-B	3/6 STEWARD ST/50 GUN STREET E1 6FQ SPITALFIELDS, LONDON		

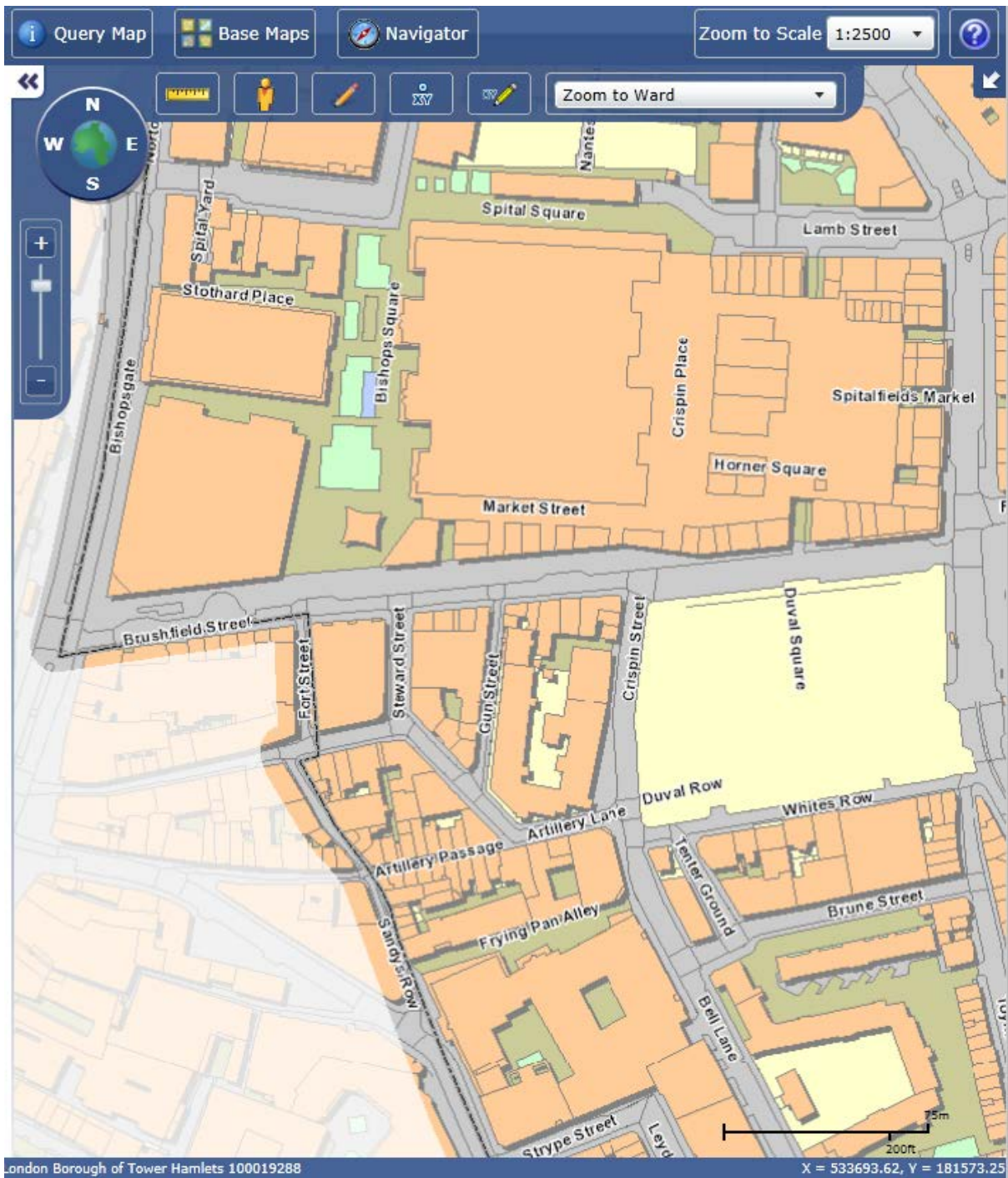
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Appendix 3





Appendix 4

Electric Shuffle– Nearby licensed premises

Name and address	Licensing activities	Opening times
(Bean and Wheat) 13 Artillery Passage London E1 7LJ	Sale of Alcohol (on sales only) Monday to Sunday 12:00 hours – 19.30 hours <ul style="list-style-type: none"> • On sales only 	Monday to Friday 08:00 hours - 20:00 hours Saturday to Sunday 10:00 hours – 20:00 hours
L'Ami Malo) 14 Artillery Passage London E1 7LJ	<p align="center">Sale of Alcohol:</p> Monday to Thursday from 11:00 hours to 23:30 hours Friday and Saturday from 11:00 hours to midnight Sunday from 12:00 hours to 22:30 hours <p align="center">Late Night Refreshment and Recorded Music:</p> Monday to Thursday until 23:30 hours Friday and Saturday until midnight In addition to the above: From end of permitted hours on New Years eve to start of permitted hours on New Years Day <ul style="list-style-type: none"> • On and off sales 	Monday to Thursday from 11:00 hours to midnight Friday and Saturday from 11:00 hours to 00:30 hours Sunday from 11:00 hours to 23:00 hours From end of permitted hours on New Years eve to start of permitted hours on New Years Day
Mudmee Thai Restaurant) 12A Artillery Passage London E1 7LJ	The times the licence authorises the carrying out of licensable activities Alcohol may be sold or supplied: (1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10am to 12pm. (2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm (3) On Christmas Day: 12 noon to 11:30pm; (4) On New Year's Eve, except on a Sunday, 11 a.m. to midnight; (5) On New Year's Eve on a Sunday, 12 noon to 11.30 p.m. (6) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December). The above restrictions do not prohibit: (a) during the first twenty minutes after	There are no restrictions on the hours during which this premises is open to the public

Electric Shuffle– Nearby licensed premises

	<p>the above hours the consumption of the alcohol on the premises;</p> <p>(b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;</p> <p>(c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;</p> <p>(d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the premises;</p> <p>Suitable non-alcoholic beverages, including drinking water, shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.</p> <p>See Mandatory Conditions for details of restrictions.</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <ul style="list-style-type: none"> • On sales only 	
<p>(Yuzu) 7a Artillery Passage London E1 7LJ</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> • Monday to Sunday, from 11:30 hours to 22:30 hours • On and off sales 	<p>Monday to Sunday, from 11:00 hours to 23:00 hours</p>
<p>(Grapeshots) 2/3 Artillery Passage London E1 7LJ</p>	<p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <p>a. On weekdays, other than Christmas Day, Good Friday or New Year’s Eve, 10 a.m. to 11 p.m.</p> <p>b. On Sundays, other than Christmas</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>

Electric Shuffle– Nearby licensed premises

	<p>Day or New Year’s Eve, 12 noon to 10.30 p.m. c. On Good Friday, 12 noon to 10.30 p.m. d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. e. On New Year’s Eve, except on a Sunday, 11 a.m. to 11 p.m. f. On New Year’s Eve on a Sunday, 12 noon to 10.30 p.m. g. On New Year’s Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p> <p>For conditions re. “drinking up time” see Annex 1 Mandatory Conditions</p> <p>Late night Refreshment 23 00 hrs to 23 30 hrs Monday to Saturday Recorded Music (no restrictions as to hours)</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <ul style="list-style-type: none"> • On sales only 	
<p>(Ottolenghi) 11 Artillery Passage London E1 7LJ</p>	<p><u>Sale of Alcohol (on sales)</u></p> <ul style="list-style-type: none"> • Monday to Saturday from 08:00hrs to 00:00hrs (midnight) • Sunday from 08:00hrs to 23:30hrs <p><u>Sale of Alcohol (off sales)</u></p> <ul style="list-style-type: none"> • Monday to Sunday from 10:00hrs to 21:00hrs <p><u>The provision of late night refreshment</u></p> <ul style="list-style-type: none"> • Monday to Saturday, 23:00 hours to 00:00 hours 	<p>There are no restrictions on the hours during which this premises is open to the public</p> <p><u>Non-Standard Timings</u> On New Year’s Eve from the end of permitted hours on New Year’s Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p>

Electric Shuffle– Nearby licensed premises

	<ul style="list-style-type: none"> • Sunday, from 23:00 hours to 23:30 hours • Christmas Day from 23:00 hours to 23:30 hours • New Year’s Eve, except on a Sunday, 23:00 hours to 00:00 hours • On New Year’s Eve on a Sunday, 23:00 hours to 23:30 hours <p><u>Non-Standard Timings</u></p> <ul style="list-style-type: none"> • On New Year’s Eve from the end of permitted hours on New Year’s Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December). <ul style="list-style-type: none"> • On and off sales 	
Giraffe) 1 Crispin Square Spitalfields London E1 6DW	<p>Alcohol</p> <ul style="list-style-type: none"> • On Monday to Sunday, 10:00 hrs to 23:00 hrs <p>Regulated Entertainment (recorded music)</p> <ul style="list-style-type: none"> • On Monday to Sunday, 19:00 hrs to 23:00 hrs <p>Use of the external area to operate between 10:00 to 22:00 Monday to Sunday</p> <ul style="list-style-type: none"> • On sales 	On Monday to Sunday, 06:00 hrs to 23:30 hrs
(Crispin) Unit 11 London Fruit & Wool Exchange Crispin Street E1 6EN	<p><u>The sale of alcohol</u> Monday – Sunday 08:00 – 22:00 hours</p> <ul style="list-style-type: none"> • On sales only 	Monday to Sunday 08:00 – 22:30 hours
(The Grocer) Unit 4 Crispin Square Crispin Place London E1 6DW	<p>The on sale of alcohol, Monday to Saturday, 10.00am to 22.30pm. Sunday, 10.00am to 21.30pm</p> <ul style="list-style-type: none"> • On sales only 	Monday to Saturday, 10.00am to 23.00pm. Sunday, 10.00am to 22.00pm.
Leon) 3 Crispin Place	<p>The sale by retail of alcohol: Monday, Tuesday, Wednesday,</p>	Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and

Electric Shuffle– Nearby licensed premises

<p>London E1 6DW</p>	<p>Thursday, Friday, Saturday and Sunday from 10:00 hours to midnight Late Night refreshment: Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday until midnight</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open between the end of permitted hours on New Years Eve until the beginning of the permitted hours on the New Years Day.</p> <ul style="list-style-type: none"> • On and off sales 	<p>Sunday from 07:00 hours to 00:30 hours the following day.</p>
<p>(Canteen) 2 Crispin Place London E1 6DW</p>	<p>The sale by retail of alcohol: Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday from 08:00 hours to 23:30 hours.</p> <p>Late Night Refreshment: Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday until 23:30 hours.</p> <p>The external seating area shall not be used for licensable activities after 22:00 hours on Sunday, Monday, Tuesday, Wednesday and Thursday and no later than 23:00 hours on Friday and Saturday.</p> <p>Note:New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <ul style="list-style-type: none"> • On and off sales 	<p>Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday from 08:00 hours to midnight.</p> <p>Note: the external seating are shall not be used after 22:00 hours on Monday to Thursday and 23:00 hours on Friday and Saturday.</p> <p>Note:New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>
<p>(Scarlet Spice RM) Unit 4 Crispin Square Crispin Place London E1 6DW</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> • Monday to Saturday, 10:00 hrs to 23:00 hrs • Sunday, 10:00 hrs to 22:00 hrs <p>The sale by retail of alcohol</p>	<p>Monday to Saturday, 10:00 hrs to 23:00 hrs Sunday, 10:00 hrs to 22:00 hrs</p>

Electric Shuffle– Nearby licensed premises

<p>Market Stall The Fine Food Market - Spitalfields Crispin Place London E1 6DT</p>	<p>Monday to Sunday from 10:00 hours to 18:00 hours</p> <ul style="list-style-type: none"> • Off sales only 	<p>Monday to Sunday from 10:00 hours to 18:00 hours</p>
<p>The Gun) 54 Brushfield Street London E1 6AG</p>	<p><u>The sale by retail of alcohol (on and off sales)</u> Monday to Thursday 11.00 hours to 23.00 hours Friday and Saturday 11.00 hours to 23.30 hours Sunday 12:00 hours to 22.30 hours</p> <ul style="list-style-type: none"> • On and off sales 	<p>Monday to Thursday 11.00 hours to 23.30 hours Friday and Saturday 11.00 hours to 00:00 hours (midnight) Sunday 12:00 hours to 23.00 hours</p>
<p>Bottles & Battles 67 Brushfield Street London E1 6AA</p>	<p>The sale by retail of alcohol (both on and off premises)</p> <ul style="list-style-type: none"> • Monday to Saturday from 10:00hrs to 23:00hrs • Sunday from 10:00hrs to 22:00hrs <p>The provision of late night refreshment (both indoors and outdoors)</p> <ul style="list-style-type: none"> • Monday to Saturday from 23:00hrs to 23:30hrs • On and off sales 	<p>Monday to Saturday from 08:00hrs to 23:30hrs Sunday from 08:00hrs to 22:30hrs</p>
<p>(Rapha Racing Cycle Club, Cafe & Store) Spitalfields Market 61-63 Brushfield Street London E1 6AA</p>	<p>Sale by retail of alcohol</p> <ul style="list-style-type: none"> • Monday to Sunday, from 11:00 hours to 21:00 hours <p>The provision of regulated entertainment – Indoors <u>Films</u></p> <ul style="list-style-type: none"> • Monday to Sunday, from 08:00 hours to 21:00 hours • On sales only 	<p>Monday to Sunday, from 08:00 hours to 21:30 hours</p>
<p>(Chilango) 32 Brushfield Street London E1 6AT</p>	<p>The sale by retail of alcohol (on sales only)</p> <ul style="list-style-type: none"> • Monday to Sunday from 11:00hrs to 21:00hrs • On sales only 	<p>Monday to Sunday from 11:00hrs to 21:30hrs</p>
<p>(Rola Wala) 36 Brushfield Street London E1 6AT</p>	<p>Monday to Saturday 12:00 hours to 22:00 hours Sunday from 12:00 hours to 20:00 hours</p> <ul style="list-style-type: none"> • On and off sales 	<p>Monday to Friday from 11:00 hours to 22:00 hours Saturday from 12:00 to 22:00 hours Sunday from 12:00 hours to 20:00 hours</p>

Electric Shuffle– Nearby licensed premises

<p>Hotel Chocolat) 27-33 Brushfield Street</p>	<p><u>The supply of Alcohol (both on and off sales)</u></p> <ul style="list-style-type: none"> Monday to Saturday from 09:00hrs to 23:00hrs Sunday from 09:00hrs to 22:30hrs On and off sales 	<p>Monday to Saturday from 09:00hrs to 23:00hrs Sunday from 09:00hrs to 22:30hrs</p>
<p>(Barber Barber) 51 Brushfield Street Spitalfields</p>	<ul style="list-style-type: none"> Monday to Saturday, from 09:00 hours to 21:00 hours Sunday, from 09:00 hours to 19:00 hours On sales only 	<p>Monday to Saturday, from 09:00 hours to 21:30 hours Sunday, from 09:00 hours to 19:30 hours</p>
<p>(Pho) 48 Brushfield Street London E1 6AG</p>	<p>The sale by retail of alcohol Monday to Saturday – 10:00 to 00:00 (midnight) Sunday 12:00 – 23:30</p> <p>The provision of late night refreshment Monday to Saturday – 23:00 – 00:30 the following day Sunday 23:00 – 00:00 (midnight)</p> <p>The provision of regulated entertainment (in the form of recorded music) Monday to Saturday – 10:00 to 00:00 (midnight) Sunday 12:00 – 23:30</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.</p> <ul style="list-style-type: none"> On sales only 	<p>Monday to Saturday – 23:00 – 01:00 the following day Sunday 23:00 – 00:30 the following day</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.</p>
<p>(The Daily Grind) 71 Brushfield Street Spitalfields London E1 6AA</p>	<p>Alcohol</p> <ul style="list-style-type: none"> Monday to Sunday from 07:00hrs to 22:00hrs On and off supplies 	<p>Monday to Sunday from 07:00hrs to 22:30hrs</p>

Electric Shuffle– Nearby licensed premises

<p>Patisserie Valerie) 37 Brushfield Street E1 6AA</p>	<p>Supply of alcohol and regulated entertainment (recorded music only) Monday to Sunday 07 00 hrs to 23 30 hrs</p> <ul style="list-style-type: none"> • On and off sales 	<p>Monday to Sunday 07 00 hrs to 23 30 hrs</p>
<p>(Blixen) 65a Brushfield Street London E1 6AA</p>	<p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <ol style="list-style-type: none"> On weekdays, other than Christmas Day, Good Friday or New Year’s Eve, 10:00hrs to 23:00hrs On Sundays, other than Christmas Day or New Year’s Eve, 12:00hrs to 22:30hrs On Good Friday, 12:00hrs to 22:30hrs. On Christmas Day, 12:00hrs to 15:00hrs and 19:00hrs to 22:30hrs On New Year’s Eve, except on a Sunday, 11:00hrs to 23:00hrs On New Year’s Eve on a Sunday, 12:00hrs to 22:30hrs. On New Year’s Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00:00hrs (midnight) on 31st December). <p>Supper Hours Certificate Alcohol may be sold or supplied (for one hour following the hours set out above and) to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply. In addition on Christmas Day for the purposes set out under Supper Hours Certificate the permitted hours shall extend between the first and second parts of the general licensing hours</p> <p>Late Night Refreshment Hot drinks and hot food can be served</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>

Electric Shuffle– Nearby licensed premises

	<p>up to 30minutes after the last permitted sale of alcohol. Thus Monday to Saturday until 00:30hrs (the following day) Sunday 00:00hrs (midnight)</p> <p>For conditions re. “drinking up time” see Annex 1 Mandatory Conditions</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 23:00hrs on New Years Eve and 11:00hrs on New Years Day.</p> <ul style="list-style-type: none"> • On and off sales 	
<p>(Pilpel Spitalfields) 38 Brushfield Street London E1 6AT</p>	<p>The sale by retail of alcohol Monday to Sunday, from 10:00 hours to 21:00 hours On and off sales</p>	Monday to Sunday, from 10:00 hours to 21:00 hours
<p>(Spianata & Co) 41 Brushfield Street London E1 6AA</p>	<p><u>Sale of Alcohol (on sales only)</u></p> <ul style="list-style-type: none"> • Monday to Sunday from 11:00hrs to 21:30hrs • On sales only 	<p>Monday to Friday from 07:30hrs to 22:00hrs</p> <p>Saturday & Sunday from 11:00hrs to 22:00hrs</p>
<p>50-52 Brushfield Street</p>	<p><u>Sale of alcohol</u> Monday to Saturday 08:00 hours – 22:30 hours Sunday 10:00 hours – 18:30 hours</p> <p><u>Regulated entertainment</u> Live music: Monday to Sunday 15:00 hours – 22:00 hours Recorded music: Monday to Sunday 08:00 hours – 22:30 hours</p> <ul style="list-style-type: none"> • On sales only 	<p>Monday to Saturday 08:00 hours 23:00 hours</p> <p>Sunday 09:00 hours 19:00 hours</p>
<p>(Sausage & Mash Café) 48 Brushfield Street London E1 6AG</p>	<p>Alcohol and Regulated Entertainment (Recorded Music)</p> <ul style="list-style-type: none"> • Monday to Saturday – 10:00hrs to 00:00hrs (midnight) • Sunday – 12:00hrs to 23:30hrs 	<p>Monday to Saturday – 10:00hrs to 01:00hrs the following day Sunday – 12:00hrs to 00:00 (midnight)</p>

Electric Shuffle– Nearby licensed premises

	<ul style="list-style-type: none"> • Late Night Refreshment • Monday to Sunday – 23:00hrs to 00:30hrs the following day • Off sales only 	
<p>(A.Gold) 42 Brushfield Street London E1 6AG</p>	<p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <p>a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.</p> <p>b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m.</p> <p>c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.</p> <p>d. On Good Friday, 8 a.m. to 10.30 p.m.</p> <p>See Mandatory conditions for drinking up time</p> <ul style="list-style-type: none"> • Off sales only 	<p>There are no restrictions on the hours during which this premises is open to the public</p>
<p>(M &S Simply Food) Unit 11 Bishops Square Brushfield Street London E1 6EG</p>	<p>Monday to Friday 08:00 hours to 20:00 hours Saturday 08:00 hours to 19:00 hours Sunday 09:00 hours to 18:00 hours</p> <ul style="list-style-type: none"> • Off sales only 	<p>Monday to Friday 07:00 hours to 20:00 hours Saturday 08:00 hours to 19:00 hours Sunday 09:00 hours to 18:00 hours</p>
<p>Royal Bank of Scotland) 280 Bishopsgate</p>	<p>The sale of alcohol:</p> <ul style="list-style-type: none"> ▪ Monday to Sunday from 07:00 hours to 24:00 hrs <p>Provision of regulated entertainment - Indoors: <u>Live Music, recorded Music, performance of dance, entertainment of similar nature including Karaoke, DJ, cabaret.</u> <u>Facilities for making music and dancing and of similar nature including karaoke, cabaret and DJ's:</u></p> <ul style="list-style-type: none"> ▪ Monday to Sunday from 07:00 hours to 24:00 hrs <p>Provision of late night refreshment:</p> <ul style="list-style-type: none"> ▪ Monday to Sunday from 23:00 hours to 24:00 hrs <p>On and off sales</p>	<p>Monday to Sunday 24 hours a day</p>
<p>(Royal Bank of Scotland) 250 Bishopsgate</p>	<p>Monday to Sunday from 07:00 hours to 24:00 hrs</p>	<p>Monday to Sunday 24 hours a day.</p>

Electric Shuffle– Nearby licensed premises

<p>London EC2M 4AA</p>	<p>Regulated Entertainment consisting of: Live Music, recorded Music, performance of dance, entertainment of similar nature including Karaoke, DJ, cabaret. Facilities for making music and dancing and of similar nature including karaoke, cabaret and DJ's: Monday to Sunday from 07:00 hours to 24:00 hrs</p> <p>Late Night Refreshment: Monday to Sunday until 24:00 hrs</p> <p>On and off sales</p>	
<p>(Societe Generale.) 10 Bishops Square London E1 9DU</p>	<p><u>Supply of Alcohol (both on and off premises)</u></p> <ul style="list-style-type: none"> Monday to Friday from 09:00hrs to 22:00hrs On and off sales 	<p>There are no restrictions on opening hours</p>
<p>Etc Venues) 3rd and 5th Floors Bishopsgate Court 4-12 Norton Folgate London E1 6DQ</p>	<p><u>Supply of Alcohol (on premises only):</u></p> <ul style="list-style-type: none"> Monday to Sunday from 12:00hrs (midday) to 23:00hrs <p><u>Regulated Entertainment (indoors) in the form of recorded music:</u></p> <ul style="list-style-type: none"> Monday to Sunday from 08:00hrs to 23:00hrs On sales only 	<p>Monday to Sunday from 07:30hrs to 23:30hrs</p>
<p>(Allen & Overy LLP) One Bishop Square London E1 6AO</p>	<p>The sale by retail of alcohol:- Monday to Sunday from 10:00 hrs to 23:00 hrs the following days Live music, facilities for making music: Monday to Sunday from 10:00 hrs to 01:00 hrs the following days Late Night Refreshment: Monday to Sunday until 01:00 hrs the following days Recorded Music: Monday to Sunday from 06:00 hrs to 01:00 hrs the following days Performances of dance, facilities for dancing: Monday to Sunday from 17:00 hrs to 01:00 hrs the following days</p> <ul style="list-style-type: none"> On and off sales 	<p>The premises are open 24 hours every day.</p>

Electric Shuffle– Nearby licensed premises

<p>12 Market Street Spitalfields</p>	<p>Alcohol</p> <ul style="list-style-type: none"> On Monday to Sunday, 08:00 hrs to 23:00 hrs <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <p align="center">• On and off sales</p>	<p>On Monday to Sunday, 08:00 hrs to 23:00 hrs</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>
<p>(Gourmet Burger Kitchen) 5 Horner Square Old Spitalfields Market London E1 6EW</p>	<p>Alcohol</p> <p>Monday to Saturday 10 00 hrs to 22 30 hrs</p> <p>Sunday 10 00 hrs to 19 30 hrs</p> <p align="center">• On and off sales</p>	<p>The hours the premises shall be open to the public are: Monday to Saturday 10 00 hrs to 23 00 hrs</p> <p>Sunday 10.00 hrs to 20 00 hrs</p>
<p>(The Diner) 4 Horner Square Old Spitalfields Market London E1 6EW</p>	<p>The sale by retail of alcohol: (Inside and outside the premises) Monday to Saturday from 10 00 hrs until 23 00 hrs Sunday from 10 00 hrs to 22 hrs From 10 00 hrs on New Years Eve to the end of New Years Day</p> <p>Regulated Entertainment: Consisting of live music; recorded music; performance of dance; provision of facilities for making music; and provision of facilities for dancing. Monday to Saturday 10:00 hrs – 21:30 hrs Sunday 10:00 hrs – 20:00 hrs. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.</p> <p align="center">• On and off supplies</p>	<p>Inside and outside the premises: Monday to Saturday from 10:00 hrs to 23:30 hrs Sunday from 10:00 hrs to 22:30 hrs</p> <p>From 10 00 hrs on New Years Eve to the end of New Years Day</p>
<p>(The Real Greek) 6 Horner Square Old Spitalfields Market London E1 6EW</p>	<p>Alcohol</p> <p>Monday to Saturday - 10 00 hrs to 22 30 hrs Sunday - 10 00 hrs to 19 30 hrs</p> <p align="center">• On and off sales</p>	<p>Monday to Saturday - 10 00 hrs to 23 00 hrs</p> <p>Sunday - 10.00 hrs to 20 00 hrs</p>

Electric Shuffle– Nearby licensed premises

<p>Poppies Spitalfields) Unit SP4C 12 Horner Square London E1 6EW</p>	<p>The sale by retail of alcohol (off sales only)</p> <ul style="list-style-type: none"> Monday to Saturday from 11:00hrs to 20:00hrs <p>Sunday from 11:00hrs to 17:00hrs</p>	<p>Monday to Saturday from 11:00hrs to 20:00hrs Sunday from 11:00hrs to 17:00hrs</p>
<p>Crepe Affaire) Unit SP2C 3 Horner Square Commercial Street Old Spitalfields Market London E1 6BG</p>	<p><u>Sale of alcohol</u></p> <ul style="list-style-type: none"> Monday to Saturday, from 08:00 hours to 22:30 hours Sunday, from 08:00 hours to 19:30 hours <p><u>Non-standard timings</u></p> <ul style="list-style-type: none"> New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day <ul style="list-style-type: none"> On and off sales 	<p>Monday to Saturday, from 08:00 hours to 23:00 hours Sunday, from 08:00 hours to 20:00 hours</p> <p><u>Non-standard timings</u></p> <p>New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day</p>

Appendix 5

**Section 182 Advice by the Home Office
Updated on April 2018**

Relevant, vexatious and frivolous representations

9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.

9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.

9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.

9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this

Guidance, an assessment should be prepared by officials for consideration by the sub-committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

Appendix 6

Corinne Holland

From: Nicola Cadzow
Sent: 05 November 2018 13:42
To: Licensing
Cc: 'MARK.J.Perry [REDACTED]' 'Thomas.Ratican [REDACTED]'
(Thomas.Ratican [REDACTED]' 'Luke Elford'
Subject: MAU REPRESENTATION 112272 - New premise license application for Electric Shuffle 3-6 Steward Street and 50 Gun Street London

Dear Licensing,

I have regarded the application for premises License for application for Electric Shuffle 3-6 Steward Street and 50 Gun Street London and the potential impact of public nuisance and measures to prevent noise generated from within the premises or outside it which could cause disturbance to people in the vicinity, and consideration has to be given to the fact the premise is in the Cumulative Impact Zone. The proposed hours is beyond the Council's framework hours, and it must be noted that the Council's framework hours (i.e. when premises are open) are:

- **Monday to Thursday 0600 hours to 2330 hours; and**
- **Friday & Saturday 0600 hours to midnight**
- **Sunday 0600 hours to 2230 hours.**

The applicant is proposing:

- **Monday to Wednesday:** **Licensable Activities: recorded music, late night refreshment until Midnight**
Licensable Activities: supply of alcohol until 23:30 hours
- **Thursday to Saturday:** **Licensable Activities: recorded music, late night refreshment until 00:30 hours**
Licensable Activities: supply of alcohol until Midnight
- **Sundays:** **Licensable Activities: recorded music until 22:30 hours**
Licensable Activities: supply of alcohol until 22:00 hours

Premises opening: Monday to Wednesday until Midnight, Thursday to Saturday until 00:30 hours, Sundays until 22:30 hours

We would propose that premises are open Framework hours:

- **Monday to Thursday: licensable activities: : recorded music, late night refreshment, supply of alcohol until 23:00 hours with premises closing 30 minutes later at 23:30 hours**
- **Friday & Saturday: licensable activities: : recorded music, late night refreshment, supply of alcohol until 23:30 hours with premises closing 30 minutes later at Midnight**
- **Sunday: As per the original application**

Noise Sensitive premises: residential and commercial premises in close proximity to 3-6 Steward Street and 50 Gun Street London

In my view the application, as it stands fails, to comply with the objective of the Licensing Act 2003 relating to "public nuisance" for the following reasons:-

- Access & egress to and from the venue, of patrons, especially due to patrons likely to be in high spirits; and
- The hours of operation (inclusive of proposals)

CONCLUSION

Environmental Protection **does not** support the application for Electric Shuffle 3-6 Steward Street and 50 Gun Street London as there is great likelihood of disturbance to residential premises at the noise sensitive hours sought, however I am willing to withdraw my objection if the applicant agrees to framework hours as above.

Kind regards

Nicola Cadzow
Environmental Health Technical Officer
Place Directorate
Public Realm, Environmental Health & Trading Standards
London Borough of Tower Hamlets, John Onlsow House, 1 Ewart Place, London, E3 5EQ

Appendix 7

Mohshin Ali

From: Samantha Neale
Sent: 28 November 2018 11:10
To: Lavine Miller-Johnson
Subject: Electric Shuffle
Attachments: Rep.LA.docx

Samantha Neale - Licensing Officer

Licensing Team, Environmental Health & Trading Standards, John Onslow House, 1 Ewart Place, London E3 5EQ



Having looked at this application, its operational schedule and the local area, the Licensing Authority wishes to make a representation to object to this application under the licensing objectives 'Protection of Children from Harm' and 'Prevention of Crime and Disorder'.

The intended premises falls under Tower Hamlet's recognised Brick Lane Cumulative Impact Zone (CIZ) and the area itself is heavily residential, of which residents have complained about the area being a hotspot for drug dealing and consumption of drugs. The area is also populated with families with young children, whom live directly above the premises, whom will be subject to this behaviour and thus therefore a contravention of the licensing objective 'Prevention of Children from Harm'. Exposure to this will be heightened with the addition of those who have been drinking alcohol and are around the area, smoking or leaving the premises after closing time.

The operating schedule states that the *"need for door security will be assessed by the Premises Licence Holder or Designated Premises Supervisor and door staff shall be employed when and where the risk assessment deems this appropriate"* The lack of door staff will invite risks such as increased drug sales/consumption as there is no responsible body there to regulate it. The increase of patrons to the area will also be an invitation for illegal activities and the premises may be used as a vulnerable base as it will be the sole premises to Gun Street especially.

The operating schedule makes no reference to the premises joining any pub watch scheme within the borough, which the premises would benefit from greatly to ensure that they are working in partnership with the responsible authorities but also local licenced trade to help to achieve a safer and robust licensing area which the CIZ is known to be an area which suffers impact from crime and public nuisance. By also having no regular SIA staff, it make the relationships between other premises far more difficult as there will be no monitoring of the night time economy which could affect the premises and other nearby.

Overall, I believe what the application as offered will be of no benefit to the local community and will instead bring a detrimental impact to the welfare of existing trade and residents.

Appendix 8

LBTH Licensing Authority
John Onslow House
1 Ewart Place
London
E3 5EQ



19/11/2018

To whom it may concern:

RE: Licence Application by Fight Club Darts Ltd – 3-6 Stewart Street, 50 Gun Street, Spitalfields, E1 6FQ

This letter is to make a representation in opposing the above application and the opening of a club by residents of 49 Gun Street, which consists of 9 Flats. First and foremost, this application seems inappropriate especially because it is located under a residential building.

The reasons for opposing this application and opening of a club is twofold, which are concerns for noise nuisance and the safety of residents.

The proposal of playing music from 12:00 to midnight, and on other days for longer, is inappropriate. The building consists of residents who work night shift, young children who need a decent night sleep to be proactive in school, and other professionals who are required to work office hours. Prior to this application the premises was used for fitness classes, which used to commence at 6 am, we could hear the music and the instructors from the third floor; however, this was bearable as it was during working hours, not the whole day, nor seven days a week.

This specific area already attracts a lot of narcotic dealers, who deal on this street to vagrants and to others. These dealers speed down this narrow street, stop and sell their products, then speed off disregarding any pedestrians and residents who use this street on a regular basis. Such application will proliferate selling of narcotics and vagrants roaming the area putting residents and children at risk. Police have already been notified of this issue, only few weeks ago police managed to stop and search a car, however, according to the police due to funding cuts they do not have the resources to ensure this is investigated in-depth. Furthermore, recently, we had human excrements left outside the communal refuse door which was cleaned two weeks later, the only deduction that can be made is that it was a vagrant or due do drunken behaviour who committed such act. Living in this building for 10+ years alongside my neighbours, we have observed an increase in such anti-social behaviour.

Finally, this area does not need another bar/club, there are plenty within the vicinity. We are not opposing another bar/club, but we are opposing one in a residential area which will cause nuisance and put residents at risk.

A petition has been signed by residents of 49 Gun Street which is enclosed with this letter.

We hope the Council will take our concerns into consideration and will refuse such application.

Yours faithfully,

A large black rectangular redaction box covering the signature area.

Abu Zaman and residents of 

Petition Summary	Licence Application by Fight Club Darts Ltd – 3-6 Stewart Street, 50 Gun Street, Spitalfields, E1 6FQ and opening of a club
Action Petitioned for	We, the undersigned, who are concerned residents who urge the Council to refuse the application above and opening of a club under a residential building.

Printed Name	Signature	Address	Comment	Date
AMAR KOLI FATEH			I have two very young kids, this will disturb me.	21/11/18
Not Available			—	—
EISA SANTOS			I have four kids, and I do night shift.	21/11/18
LIEL MEADIX			I HAVE YOUNG KIDS AND I AM WORRY THIS WILL AFFECT THEM.	21/11/18
LUKE Costello			increased drug dealing. Unacceptable loud music.	21/11/18
ABDELHAMID ARABA			loud music / lot of kids in the buildings	21/11/18
KARINA MADZEVIC			Student noise will disturb me, kids in building will be disturbed too	22/11/18
VIRAG TEHESVAR			I am a student, this will effect me.	21/11/18
Abu Zaman			I have two young kids, both parents are teachers.	19/11/18

Appendix 9

26 November 2018

FAO: Kathy Driver
Tower Hamlets Licencing Section
John Onslow House
1 Ewart Place
London
E3 5EQ

Dear Kathy,

Re: Licencing Act 2003: Electric Shuffle, 3-6 Steward Street and 50 Gun Street London, E1 6AH

I am writing in response to your letter dated 7 November 2018 in respect of an application you have received for a premises licence at the above address. More specifically, the purpose of this letter is to make representations against this application.

By way of context, I am a tenant at [REDACTED]. The property I am currently renting is immediately adjacent to the premises this application has been made in respect of.

I have set out below the grounds for each representation:

1. The playing of recorded music would be a nuisance to nearby residents

Gun Street is currently a quiet residential street and for this reason I decided to rent a property on this street. Given that the application requests the playing of music from Monday to Wednesday from 12pm to 12am, Thursday to Saturday from 12pm to 12.30am and on Sunday from 12pm to 10.30pm, in my view this would cause great nuisance to the residents of Gun Street, including myself. I work full-time and as part of my employment I have to wake up early most days, which means I tend to sleep around 10pm on weekdays. If music was playing until late (10pm onwards), this would cause a great nuisance to my day to day life and therefore affect my wellbeing.

2. The prevention of crime and disorder

I note that the application requests the sale of alcohol from Monday to Wednesday from 12pm to 11.30pm, from Thursday to Saturday from 12pm to 12am and Sunday from 12pm to 10pm. Given that alcohol will be served on the premises until late, this is likely to instigate disorderly behaviour. Given that I live with my wife, who on occasion returns home late from her employment, I would feel uncomfortable that she would have to walk by persons who may be behaving in a disorderly manner under the influence of alcohol. I believe this can be an inevitable situation for premises where alcohol is served until late. I am sure you will be aware that Gun Street is a very narrow street and as such, if any disorder would occur, any passing residents (including myself) would feel incredibly uncomfortable and intimidated.

I strongly believe that if this licence was permitted, it would have a negative impact on my day to day life and cause a great nuisance to me and my wife. I feel this application should be rejected on the grounds that it will have a detrimental impact on the lives of the residents at Gun Street, including myself.

Yours sincerely,

Ameen Khan

Appendix 10

Lavine Miller-Johnson

From: Corinne Holland on behalf of Licensing
Sent: 16 November 2018 14:00
To: Lavine Miller-Johnson
Subject: FW: objection to license application for Electric Shuffle, 3-6 Steward Street & 50 Gun Street (CLC/EHTS/LIC/112272)

From: Charles Cresswell [REDACTED]
Sent: 15 November 2018 18:32
To: Licensing
Subject: objection to license application for Electric Shuffle, 3-6 Steward Street & 50 Gun Street (CLC/EHTS/LIC/112272)

Ref: CLC/EHTS/LIC/112272

Thank you for sending me a notice of this license application. I would like to register a formal objection on the requested hours.

This entire block and the adjacent one to the east consists of residential apartments. The established pattern in the western part of Brushfield Street and its side streets is that premises are mostly food serving and wrap up their business around 9pm (the exception being the All-Bar-One which is in a building with no residential use). I have previously objected to applications to change of use to include bar use in the units directly below me because I believe that very late night use is not appropriate here, and at the last application which is now occupied by the Chilangos business, the freeholder agreed to drop this element from the application.

I feel this application is similar to bar use in terms of the main consumption being alcohol and therefore while it might already be an approved use for this unit, very late operation should not be allowed to maintain the quality of life for residents here.

I would propose that alcohol sales are limited to finishing at 10pm on all nights and that music is stopped 30 minutes after this - the aim being that crowd dispersion is achieved by 11pm. The street outside my apartment is a natural 'breaking up' point for a large group exiting and deciding whether to head to Liverpool St Station, Shoreditch Station or Aldgate and that means potentially a crowd of people milling around for a time directly below where I live. This would be worse than the passing foot traffic from other venues in the area.

I do not know what the approved times of operation are in the other units in this part of Brushfield Street but I believe this is the first application to request running until midnight (and beyond on a couple of days). This particular block however is densely residential compared to the other blocks fronting Brushfield Street.

I would also like assurance from the applicant that appropriate arrangements will be in place to ensure that there will be no noise pollution to adjacent residential properties during opening hours. I have experience of Chilangos playing loud music late at night and a couple of my immediate neighbours have complained directly to them. The sound comes both out of the front of the unit but through the building structure when it is at a certain level and this could occur with this venue as well – although my apartment is not in the same building so the risk is less, it would potentially have an impact on my neighbours. The All-Bar-One which is two blocks away proves how far loud music can travel.

Regarding the special application to stay open all night on New Year's Eve, I do not object to that.

I hope you can take my objection into consideration and will ask for an appropriate revision to the license application as it stands.

regards

Charles Cresswell

[REDACTED]
[REDACTED]
[REDACTED]

Appendix 11

Lavine Miller-Johnson

From: Samantha Neale
Sent: 28 November 2018 10:58
To: Lavine Miller-Johnson
Subject: FW: license grant Gun Street

FYI

From: Sotis,C [REDACTED]
Sent: 28 November 2018 10:45
To: Licensing
Subject: license grant Gun Street

Dear Ms Driver,

RE: Licensing Act 2003, Electric Shuffle, 3-6 Steward Street and 50 Gun Street London E1 6AH

Further to your notification letter dated 7th November 2018 regarding the above application for a premises licence, I am writing to inform you that I wish to object to this licence application.

I would like to bring to your attention that Gun street is a small, narrow and quiet residential street and being a resident at [REDACTED] Gun street, I believe that granting a premises licence at 50 Gun street which will allow regulated entertainment, playing music, electric shuffle, late night refreshments, etc will become a public nuisance for me and other residents. The noise level created by the entertainment inside and by the gathering of the smoking customers outside until late at night will highly disturb the residents of this quiet street.

I sincerely hope that you will strongly consider all the inconvenience this licence if granted will cause to the residents before deciding on this application.

Yours sincerely,
Chiara Sotis

[REDACTED]

Appendix 12

David Latham

28th November 2018

FAO: Kathy Driver
Tower Hamlets Licencing Section
John Onslow House
1 Ewart Place
London
E3 5EQ

Dear Ms Driver,

Re: Licencing Act 2003: Electric Shuffle, 3-6 Steward Street and 50 Gun Street London, E1 6AH

I write in response to your letter dated 7 November 2018 in respect of an application you have received for a premises licence at the above address. More specifically, the purpose of this letter is to make representations against this application.

In that regard I have a copy of a letter of representation dated 27th November 2018 against the application written by Robin Moore the owner of Numbers [REDACTED] Gun Street who is my landlord. I endorse and support the representations he makes in his letter. I also expand in this letter on some of the matters he raises in his letter.

The property I am currently renting is adjacent to part of the premises to which this application relates. It is of note that although comment is made of consultation with residents in the application no such consultation took place with myself, nor, it appears, residents other than connected in some way to the Spitalfields organisation referred to in the application which, in my opinion, is not representative of the residents directly affected by this application.

Gun Street and surrounding areas are quiet residential streets, Gun Street in particular which also embraces a university Hall of Residence. The majority use of all premises is residential. The previous use of the premises in Gun Street which forms the rear of the premises the subject of the application caused considerable nuisance to residents as no control was exercised on the noise level internally and none on the access/egress to the premise. That noise was not late at night.

The application requests the playing of music from Monday to Wednesday from 12pm to 12am, Thursday to Saturday from 12pm to 12.30am and on Sunday from 12pm to 10.30pm. In a largely residential area this is likely to be a considerable nuisance and disturbance to residents, particularly those working such as myself or studying as in the case of the residents of the university Hall of Residence in Gun Street. If music was playing until late (10pm onwards), this would cause a great nuisance to our day to day life and therefore affect our wellbeing.

Further, whilst the exit/entrance doors to the premises in Gun Street the subject of the application are designated as fire/emergency escapes this will not prevent them being used for other purposes such as smoking off the premises, with ensuing noise particularly for the larger parties envisaged as users and the supply of alcohol to a late hour.

The application requests the sale of alcohol from Monday to Wednesday from 12pm to 11.30pm, from Thursday to Saturday from 12pm to 12am and Sunday from 12pm to 10pm. Given that it is proposed that alcohol will be served on the premises until late, this is likely to instigate further

disorderly behaviour to that which we already occasionally experience. These experiences are spasmodic but involve noise and more importantly the obvious supply of drugs, matters of which the police authority are well appraised and upon which they take action. In addition to the likely increase in the drug problem there will be a risk of additional disorder from the volume of the users of the premises and the fact of alcohol consumption until the late hours.

I am sure you will be aware that Gun Street is a very narrow street and any disorder that occurs has a direct impact on the residents.

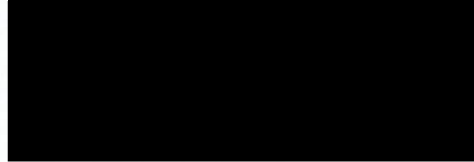
If this licence was permitted in the terms as presently requested I am certain that it would have a negative impact on my day to day life and that of other residents. I feel this application should be rejected.

Yours sincerely,

David Latham

Appendix 13

JIMSHAM LONDON LTD



28th November 2018


F.A.O. KATHY DRIVER RE:-
Licensing Act 2003,
Electric Shuffle,
3-6 Steward Street and 50 Gun Street, London E1 6AH

Email address: licensing@towerhamlets.gov.uk

Dear Kathy,

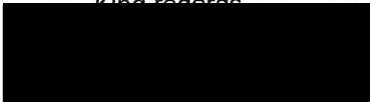
Thank you for your letter about the application you have received from electric shuffle for a premises licence at Number 50 Gun Street, and also 3-6 Steward Street, London E1 6AH.


I would like to object to this application.

I run a business from an Office at Number  and I am concerned about the impact this application will have on my business FOR THE FOLLOWING REASONS:-

1. The playing of Recorded Music would be a nuisance to my Business.
The application requests the playing of music from 12pm every weekday, and this will cause disturbance to our concentration and therefore will be deemed a public nuisance.
2. The sale of Alcohol from 12pm every weekday is likely to cause disorderly behaviour in an area that is already plagued by drug dealing.

Kind regards



 Jimmy Shamash

Appendix 14

Finlagen Property Company Ltd

Our Ref: RDM

Kathy Driver
Tower Hamlets
Licencing Section
John Onslow House
1 Ewart Place
London
E3 5EQ

27th November 2018

Dear Kathy,

The London Borough of Tower Hamlets - Licencing Act 2003 - Electric Shuffle, 50 Gun Street & 3-6 Steward Street.

Thank you for your letter about the application you have received from Electric Shuffle for a Premises Licence at Number 50 Gun Street & also 3-6 Steward Street, London E1 6AH.

The Purpose of this letter is to make representation against this application.

By way of context, we are the Owner of the adjoining building at Number [REDACTED]. We are concerned about the impact this application will have on our Business. We own 6 residential flats and two offices in this building. We also run an Insurance broking Business, situated in an office at Number [REDACTED].

I have set out the grounds for each representation:

1. The playing of recorded music would be a nuisance to our Insurance Business.

For 27 years we have run an Insurance Broking Business from number [REDACTED] which is a quiet street and suitable for running a busy office. Given that the application requests the playing of music from Monday to Wednesday from 12pm to 12am, Thursday to Saturday from 12PM TO 12AM and on Sunday from 12PM to 10PM, my view is that by allowing this application, Tower Hamlets will be bringing a nuisance to Businesses in the Neighbourhood. The plans allow for a Shuffle-board, or is it a Darts station to be located a few feet from our office, and the noise from the music and Patrons enjoying themselves will disrupt our business and cause a nuisance during office hours.

P.T.O.

2. The Playing of recorded music would be a nuisance to residential tenants. in our building as the licence allows for music to be played until the early hours of the morning on three nights a week and until midnight on a further 3 nights. This will effect the sleep patterns of the six Tenants who live in the building at number 5 [REDACTED] Street. Three of the tenants are Lawyers, working long hours, who get up early in the morning, and therefore require a peaceful nights sleep. In addition to the recorded music we are also concerned about Patrons of the Shuffle, or is it Darts Bar, stepping out through the fire escape onto Gun Street to enjoy a smoke. They will be within a few feet of our tenants Bed rooms which face onto Gun street, and I can imagine that alcohol fuelled conversations on the street, between 10pm and Midnight will cause considerable Public nuisance to our tenants.

3. The Prevention of crime & disorder

Given that the application requests the sale of alcohol from Monday to Wednesday from 12pm to 11.30 pm, from Thursday to Saturday from 12pm to 12am, and Sunday from 12pm to 10pm, this is likely to instigate disorderly behaviour in the neighbourhood. We already suffer from a problem of Drug Dealers operating in the area, and the mixture of Drug addicts and Alcohol fuelled patrons from the shuffle bar could lead to confrontation and disorder.

Kind regards,

Yours sincerely,

[REDACTED]
Robin Moore BA ACII
Director

Lavine Miller-Johnson

From: Mohshin Ali on behalf of Licensing
Sent: 13 November 2018 16:43
To: Lavine Miller-Johnson
Subject: FW: [REDACTED] - Drug Dealing and Anti-Social Behaviour ref - 283406

From: Darren Priest **On Behalf Of** Anti Social Behaviour
Sent: 13 November 2018 16:21
To: 'Robin Moore'; Licensing; Planning Enforcement
Cc: Caroline Watts; Anti Social Behaviour; 's [REDACTED] k'; 'SNTHT-[REDACTED]'; John Fortune
Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour ref - 283406

Hello good afternoon Robin,

Thank you for your email, unfortunately I am unaware of any application regarding Fight Club Darts.

I appreciate your concern, have included our Licensing and Planning Department into this email, they will be able to provide you with more specifics with the application.

Please don't hesitate to contact me if there are any issues of Anti-Social Behaviour surrounding this.

Kind regards

Darren Priest

Anti-Social Behaviour

London Borough of Tower Hamlets
Toby Club
Vawdrey Close,
London,
E1 4UA

Tel: [REDACTED]

Emal: [D \[REDACTED\]](mailto:[REDACTED])

From: Robin Moore [REDACTED]
Sent: 13 November 2018 14:34
To: Anti Social Behaviour; 's [REDACTED] 'SNTHT-[REDACTED] Darren Priest; John Fortune
Cc: Caroline Watts
Subject: [REDACTED] - Drug Dealing and Anti-Social Behaviour ref - 283406

Dear Darren, John & Shobi,

I hope you are all well?

I refer to the Incident involving the Police and Suspected Drug Dealers that occurred on Gun Street at around 6pm on Sunday 16th September. We have footage on our cctv if required.

I am writing to see if you know about a "Planning" and "Licencing" Application that has been made for the Building at 50 Gun Street, London E1 6AH? The Application is from Fight Club Darts, and is for a Late Night Early morning Entertainments licence.

We feel that this extra activity would be detrimental to this mainly residential street, given the problems we have experienced with drug dealers, and also the fact that Fidelis House (a half way accommodation shelter) is based on the street, as well as a Student Accommodation block housing 200 LSE Post graduate students.

We are concerned that patrons from The Club would spill out onto Gun Street in the early hours, and stand around smoking, and this would encourage further Drug Dealing and begging in the area.

We wonder if you could bring to the attention of Tower Hamlets Licencing Authority the problems we have been experiencing on this street, and in Particular the Police Operation that took place on September 16t at around 6PM.

See the Application from Electric Shuffle t/as Fightclub darts on:-

WWW.TOWERHAMLETS.GOV.UK

Let me have your thoughts?

Kind Regards

Robin Moore

From: Darren Priest [REDACTED] **On Behalf Of** Anti Social Behaviour
Sent: 11 September 2018 15:41
To: Robin Moore; Anti Social Behaviour
Subject: [REDACTED] Drug Dealing and Anti-Social Behaviour ref - 283406

Hello good afternoon Robin,

I hope you are well, please see the below email I have received from your SNT.

I case has been created under reference – 283406, please find attached diary sheets for completion, record all events of ASB (without putting yourself at harm or risk) any vehicle registrations you can obtain will be of great use.

I will collect the diary sheets from you in the next 7 days.

If you require any further assistance please don't hesitate to contact me.

Kind regards

From: [REDACTED]
Sent: 08 September 2018 22:35
To: Anti Social Behaviour
Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Hi Darren,

Yeah it is on our watch list, but I'll make sure the team hits it a bit harder in the coming weeks.

Any intel you are provided about vehicles and times would be much appreciated.

Kind regards

Shobi



PC Shobi Grinsted 761HT | Spitalfields and Banglatown SNT | Tower Hamlets | Metropolitan Police Service

Email: [REDACTED]
Bethnal Green Police Station | 12 Victoria Park Square | London | E2 9NZ

From: Darren Priest [REDACTED] **On Behalf Of** Anti Social Behaviour

Sent: 05 September 2018 12:16

To: SNT HT - Spitalfields and Banglatown [REDACTED]

Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Hello good morning Spitalfields SNT,

Please can you kindly assist, Gun Street has been flagged up recently, drug dealing/use is on the rise.

Are there any patrols carried out at this location?

Kind regards

Darren Priest

ASB Investigations

Admin Office [REDACTED]

[REDACTED] - [REDACTED]

Mulberry Place 5 Clove Crescent

E142BG

From: Robin Moore [REDACTED]
[REDACTED] August 2018 11:30

To: Anti Social Behaviour

Cc: Caroline Watts; Alun Goode

Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Dear Darren,

We had a situation at 13.10hrs today, when four drug addicts blocked the entrance to our building at 51 and 52 Gun Street, London E1 6ah, WHEN WE WERE TRYING TO SHOW a prospective tenant a Flat to rent.

The Four drug users were threatening and abusive, and Tower Hamlets need to do something. We can't continue to pay our council tax, if the environment is so hostile as to prevent us from being able to carry out our business.

I would welcome a visit to discuss the situation.

Our street was absolutely crawling with antisocial persons exhibiting antisocial behaviour and rendezvousing with Drug dealers all day.

ROBIN MOORE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Darren Priest [REDACTED] **On Behalf Of** Anti Social Behaviour
Sent: 28 August 2018 15:04
To: Robin Moore; Anti Social Behaviour
Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Hello good afternoon Robin,

Thank you for your email, the information provided will be shared with our CCTV department, the vehicle index will be added onto the ANPR database concerned in drug supply.

Kind regards

Darren Priest
ASB Investigations
Admin Office Directorate

[REDACTED]
Mulberry Place 5 Clove Crescent
E142BG

[REDACTED]

From: Robin Moore [REDACTED]
Sent: 28 August 2018 12:05
To: Anti Social Behaviour
Subject: FW: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Dear Sir

,

We have just had a drug dealing situation outside our office at [REDACTED] Street at 11.55am this morning.

Black Volvo Model V40 Registration Number [REDACTED] STOPPED OUTSIDE OUR OFFICE And supplied 4 people with Drugs.

Can you add it to your ANPR, and step up surveillance?

Regards

Robin Moore

From: Caroline Watts [mailto: [REDACTED]]
Sent: 20 June 2018 16:55
To: Robin Moore; Daryl Edmunds
Cc: Alun Goode; Simon Boden
Subject: RE: [REDACTED] - Drug Dealing and Anti-Social Behaviour

Thanks – we will have it listed on our ANPR monitoring

Simon has a live case for Gun Street – please forward ASB reports to him. It is not necessary to create another on-line report, unless there is a different ASB issue.

Regards

Caroline Watts
Anti-Social Behaviour Team
London Borough of Tower Hamlets
Place Directorate
Mulberry Place, Ground floor
5 Clove Crescent, London E14 2BG

Tel: [REDACTED]

Email: [REDACTED]

From: Robin Moore [[REDACTED]]
Sent: 20 June 2018 16:11
To: Daryl Edmunds
Cc: Caroline Watts; Alun Goode
Subject: RE: [REDACTED] - Drug Dealing and Anti Social Behaviour

Vehicle Registration [REDACTED] or X [REDACTED] (A Black Vauxhall Astra) windows part blocked out Registration number missing from front, but placed in the windscreen.

This car is doing several drops a day in Gun Street

Kind Regards

Robin Moore

From: Daryl Edmunds [[REDACTED]]
Sent: 01 June 2018 13:20
To: Robin Moore
Cc: Caroline Watts; Alun Goode
Subject: RE: [REDACTED] - Drug Dealing and Anti Social Behaviour

Hi Robin,

Sorry you are suffering from this behaviour. Please report this on line through the report it function on the TH website so Caroline can consider allocating an investigating officer.

Daryl Edmunds

Neighbourhood Community Safety Operations Manager (North West)
Tower Hamlets

[REDACTED]
[REDACTED]

From: Robin Moore [REDACTED]
[REDACTED] June 2018 11:47
To: Daryl Edmunds; Caroline Watts; Simon Boden
Cc: Sarah Rice
Subject: [REDACTED] - Drug Dealing and Anti Social Behaviour

Dear Daryl,

Please see below taken around 20 minutes ago . The two people in the Photo along with another Guy with One Leg have been shouting and arguing and CONDUCTING THEMSELVES IN An aggressive manner over the last 24 Hours in our area as they wait for regular drops from their Drug Dealer.

I would imagine they are going to be in our vicinity all day today.

Can you help us?

Kind regards

Robin Moore

[REDACTED]

From: Sarah Rice
Sent: 01 June 2018 11:27
To: Robin Moore
Subject: FW:



Appendix 15

Lavine Miller-Johnson

From: Sevda Gun <[REDACTED]>
Sent: 27 November 2018 15:51
To: Licensing
Subject: FAO Kathy Driver, Your ref: CLC/EHTS/LIC/112272

Follow Up Flag: Follow up
Flag Status: Completed

Dear Ms Driver

RE: Licensing Act 2003, Electric Shuffle, 3-6 Steward Street and 50 Gun Street London E1 6AH

Further to your notification letter dated 7th November 2018 regarding the above application for a premises licence, I am writing to inform you that I wish to object to this licence application.

I would like to bring to your attention that Gun street is a small, narrow and quiet residential street and being a resident at [REDACTED], I believe that granting a premises licence at 50 Gun street which will allow regulated entertainment, playing music, electric shuffle, late night refreshments, etc will become a public nuisance for residents. The noise level created by the entertainment inside and by the gathering of the smoking customers outside until late at night will highly disturb the residents of this quiet street.

I sincerely hope that you will strongly consider all the inconvenience this licence if granted will cause to the residents before deciding on this application.

Yours sincerely

Sevda Gungormus

[REDACTED]

[REDACTED]

Appendix 16

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).
If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Sections 9.1 of the Licensing Policy**). While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 14.10**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 9.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance. In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 17

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 10 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.5**)

The Council has adopted a set of framework hours (**See 15.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the prevention of Public Nuisance. (**See Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 18

Anti-Social Behaviour on the Premises

Licensing Policy

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Section 6 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public safety.

Guidance Issued under Section 182 of the Licensing Act 2003

The pool of conditions, adopted by the Council is recommended (Annexe D).

The key role of the Police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder

and their staff or agents, but can directly impact on the behaviour of customers in the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3 - 2.6).

The Guidance recognises working with Home Office Immigration Enforcement in the prevention of immigration crime. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

- The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder

Appendix 19

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 20

Protection of children from harm

- 10.1 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, for food and/or entertainment. The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Home Office Guidance also expects Licensing authorities to consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 10.2 Tackling Child Sexual Exploitation (CSE) is a key target both locally and nationally as such the Licensing Authority expects Licence Holders to:
- Understand that there are criminal offences in relation to sexual exploitation of a child,
 - Ensure that they and their employees have a basic awareness of the signs of CSE and how to report it;
 - Report any concerns to the appropriate authorities or to the Licensing Authority can advise them of the appropriate authority to report concerns to.
- 10.3 Applicants are to consult with the Responsible Authority designated for Child Protection listed in appendix 1 - List of Responsible Authorities of this who this Licensing Authority recognises to be competent body to advise on the protection of children from harm.
- 10.4 The Act does not prohibit children from having access to any licensed premises; the Council recognises that limitations may have to be considered where it appears necessary to protect children from harm.
- 10.5 The Licensing Authority will judge the merits of each separate application before deciding whether to impose conditions limiting the access of children to individual premises. The following are examples of premises that will raise concern:-
- Where there have been convictions, Fixed Penalty Notices (FPNs) or formal cautions for serving alcohol to minors or with a reputation for underage drinking

- With a known association with drug taking or dealing
 - Where there is a strong element of gambling on the premises
 - Where entertainment of an adult or sexual nature is provided
 - Where irresponsible drinking is encouraged or permitted.
- 10.6 Where its discretion is engaged, the Licensing Authority will consider any of the following options when dealing with a licence application where limiting the access of children is considered necessary to prevent harm to children:
- Limitations on the hours when children may be present,
 - Limitations on ages below 18,
 - Limitations or exclusion when certain activities are taking place,
 - Requirements for an accompanying adult,
 - Full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 10.7 No conditions will be imposed requiring that children must be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee.
- 10.8 The Act details a number of offences designed to protect children in licensed premises and the Licensing Authority will work closely with the police to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children.
- 10.9 All licence holders will be expected to comply the Portman Group Code of Practice, and in particular the Retailer Alert Bulletin by which the Portman Group informs licensed retailers, which products have been found to be in breach of the code, and should be removed from sale.
- 10.10 The Licensing Authority expects all licensed suppliers of alcohol to have robust measures, effectively managed and monitored, in place to ensure that minors are fully protected from harm. This will require operating plans to specify these measures and management controls taking into account paragraph 10.1 and 10.2 above. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

- 10.11 The Licensing Authority will take appropriate and proportionate action where there are serious concerns in relation to the safe guarding of children in connection with a licensed premises, which may include consideration of applying for a review of the licence where there significant evidence of undermining the licensing objective of the protection of children from harm.
- 10.12 The sale of alcohol to a minor is a criminal offence and Trading Standards will conduct appropriate covert test purchasing exercises and will take account of any complaints and intelligence received. The Act permits the use of children under the age of 18 to undertake test purchases.
- 10.13 Where there are age restrictions imposed by the Act on the licensable activities in respect of children below a certain age, then the licensee will be required to demonstrate that they have age verification systems in place. This Licensing Authority believes that that Licensed Premises should have age verification policies to require individuals who appear to the person serving alcohol to be under the age of 25 years of age to produce on request appropriate identification. This is commonly referred to as the “Challenge 25 Scheme”. The rationale for this is because it can often be difficult to judge how old teenagers are and “Challenge 25 age verification system” would provide licensed premises with margin of error to prevent underage sales. Thus Challenge 25 can help to empower staff to challenge customers where there is doubt about their age. In turn this is likely to reduce the risk of the owner, or the seller of the alcohol, committing an offence.
- 10.14 Training in age verification systems should be given to all persons who might be in a position to serve or refuse the sale of alcohol to children. The training should include a basic understanding of the law, seeking proof of age, verifying the authenticity of proof of age cards and handling and recording refusals.
- 10.15 Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose the following standard conditions in relation to age verification systems:
- 1) All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
 - 2) A Challenge 25 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) A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record

shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

- 4) All staff whose duties include the serving of alcohol must be trained in the requirements of this scheme including the importance of recording any refusals.

11 Access to Cinemas

- 11.1 Films cover a vast range of subjects, some of which deal with adult themes and / or contain, for example, scenes of horror or violence that may be considered unsuitable for children within certain age groups.
- 11.2 In order to prevent children from seeing such films, the Licensing Authority will impose conditions requiring licensees to restrict children from viewing age restricted films classified according to the recommendations of the BBFC, or the Council itself. The Licensing Authority will not consider reclassifying any films already classified by the BBFC. The Council will charge for classifying films, on a full cost recovery basis.
- 11.3 The Licensing Authority will classify films itself where it is satisfied that no BBFC classification exists. It will inform relevant licensee and require such classifications to be clearly contained in any advertising or informative material relating to such films.

12 Children and Public Entertainment

- 12.1 Many children go to see and / or take part in an entertainment arranged substantially for them. Consequently additional arrangements are required to safeguard them at such times.
- 12.2 Where 10.1 applies, and its discretion is engaged, the Licensing Authority will require the following arrangements in order to control their access and egress and to assure their safety:-
 - An adult member of staff to be stationed in the vicinity of each of the exits from any level, subject to there being a minimum of one member of staff per 50 children or part thereof,
 - No child unless accompanied by an adult to be permitted in the front row of any balcony,
 - No standing to be permitted in any part of the auditorium during the Performance.
- 12.3 Where children are taking part in any regulated entertainment, and its

discretion is engaged, the Licensing Authority will require the operating schedule to clearly state the steps taken to assure their safety.

- 12.4 Where its authority is engaged, the Licensing Authority will consider attaching conditions to licences and permissions to prevent harm to children, and these may include conditions drawn from the Model Pool of. Conditions that can be found in the Secretary of State's Guidance.

Appendix 21

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2018

Protection of children from harm

- 2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:
- adult entertainment is provided;
 - a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
 - it is known that unaccompanied children have been allowed access;
 - there is a known association with drug taking or dealing; or
 - in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.
- 2.24 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.

- 2.25 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.
- 2.26 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.
- 2.27 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:
- restrictions on the hours when children may be present;
 - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
 - restrictions on the parts of the premises to which children may have access;
 - age restrictions (below 18);
 - restrictions or exclusions when certain activities are taking place;
 - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

- 2.29 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.
- 2.30 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.
- 2.31 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.

Offences relating to the sale and supply of alcohol to children

2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

Table of relevant offences under the 2003 Act Section	Offence	Prosecuting Authority
Section 145	Unaccompanied children prohibited from certain premises	Police and/or Licensing Authority
Section 146	Sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147	Allowing the sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147A	Persistently selling alcohol to children	Police and/or Local Weights and Measures Authority
Section 148	Sale of liqueur confectionery to children under 16. (This offence will be repealed by the Deregulation Act 2015 on 26 May 2015).	Police and/or Licensing Authority
Section 149	Purchase of alcohol by or on behalf of children	Police and/or Licensing Authority
Section 150	Consumption of alcohol by children	Police and/or Licensing Authority
Section 151	Delivering alcohol to children	Police and/or Licensing Authority
Section 152	Sending a child to obtain alcohol	Police and/or Licensing Authority
Section 153	Prohibition of unsupervised sales by children	Police and/or Licensing Authority

Appendix 22

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

Appendix 23

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 14.8 of the Licensing Policy)

In considering the applicability of framework hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 14.9 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

Appendix 24

Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area

- 19.1 As with many other London Borough's the majority of late night licensed premises are concentrated within one area of the Borough. Following guidance issued under the Licensing Act 2003 a cumulative impact policy for the Brick Lane area was adopted on 18th September 2013 by the Council and came into effect on the 1st November 2013.
- 19.2 After consultation the Council recognised that because of the number and density of licensed premises selling alcohol, on and off the premises and the provision of late night refreshment (sale of hot food after 11pm) within the Brick Lane Area as defined in Figure One, there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect.
- 19.3 The Council Cumulative Impact Zone (CIZ) was reviewed alongside this Statement of Licensing Policy by the Licensing Committee on 14th December 2017. Following this review and consultation in early 2018 the Council has decided to keep the Cumulative Impact Zone (CIZ). Local crime mapping showed that although there had been a reduction in crime and disorder linked to licensed premises within the CIZ since January 2015, the same crime mapping showed that the area of the CIZ is still higher than average in regards to crimes and disorder linked to licensed premises compared to the rest of the borough.

Further to the CIZ in the Brick Lane Area shown in Figure One below, data from 999/101 calls to Police in 2016/17 showed a large number of incidents linked to licensed premises within the area shown in Figure Two below (Bethnal Green Area). In light of this evidence and following consultation mentioned above the Council has decided to adopt a second CIZ in the Bethnal Green Area.

- 19.4 The Licensing Authority is of the view that the number, type and density of premises selling alcohol for consumption on and off the premises and/or the provision of late night refreshment in the area highlighted in Figures One and Two is having a cumulative impact on the licensing objectives and has therefore declared a cumulative impact zone within these areas. The Brick Lane and Bethnal Green CIZ aims to manage the negative cumulative impact of the concentration of licensed premises in these areas and the stresses that the saturation of licensed premises has had on local amenity, environmental degradation and emergency and regulatory services in managing this impact.
- 19.5 The effect of this Special Cumulative Impact Policy will affect applications in respect of the sale or supply of alcohol on or off the premises and/or late Night Refreshment for the following:

- New Premises Licences applications,
- New Club Premises Certificates applications
- Provisional Statements,
- Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).

The Licensing Authority expects such applications to have regard for and make reference to the CIZ.

19.6 The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications within the CIZ zones the application will be refused.

19.7 Where representations have been received in respect to applications within the CIZ zones the onus is on applicants to adequately rebut the presumption. Applicants will need to demonstrate in their applications why the granting of their application will not negatively add to the cumulative already experience within the CIZ Zones. Applicants may wish to address the following in their applications:

- Genuinely exceptional circumstances,
- Relevant good practices they employ (for example, this could include details of membership of local Pubwatch/other trade groups,
- Accreditation of Award Schemes (as applicable), and any participation in Police/Council initiatives),
- Other good operational/practice arrangements in respect of any outside drinking and smoking to control potential impact in the area,
- Measures used to promote the licensing objectives (for example, any relevant conditions to control noise, dispersal, litter and other anti-social issues).

19.8 **This Policy will be strictly applied and where relevant representations are received it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIZ if they wish to rebut this presumption.**

Examples of factors the Licensing Authority may consider as exceptional may include, though are not limited to:

- small premises with a capacity of fifty persons or less who only intend to operate during Framework Hours,
- premises which are not alcohol led and operate only within Framework Hours, such as coffee shops,

- instances where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same Special Policy Area.

Examples of factors the Licensing Authority will **not** consider as exceptional include:

- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

19.9 The Special Cumulative Impact policy will not be used to revoke an existing licence or certificate and will not be applicable during the review of existing licences.

The Cumulative Impact Zones:

Figure One

Brick Lane area:

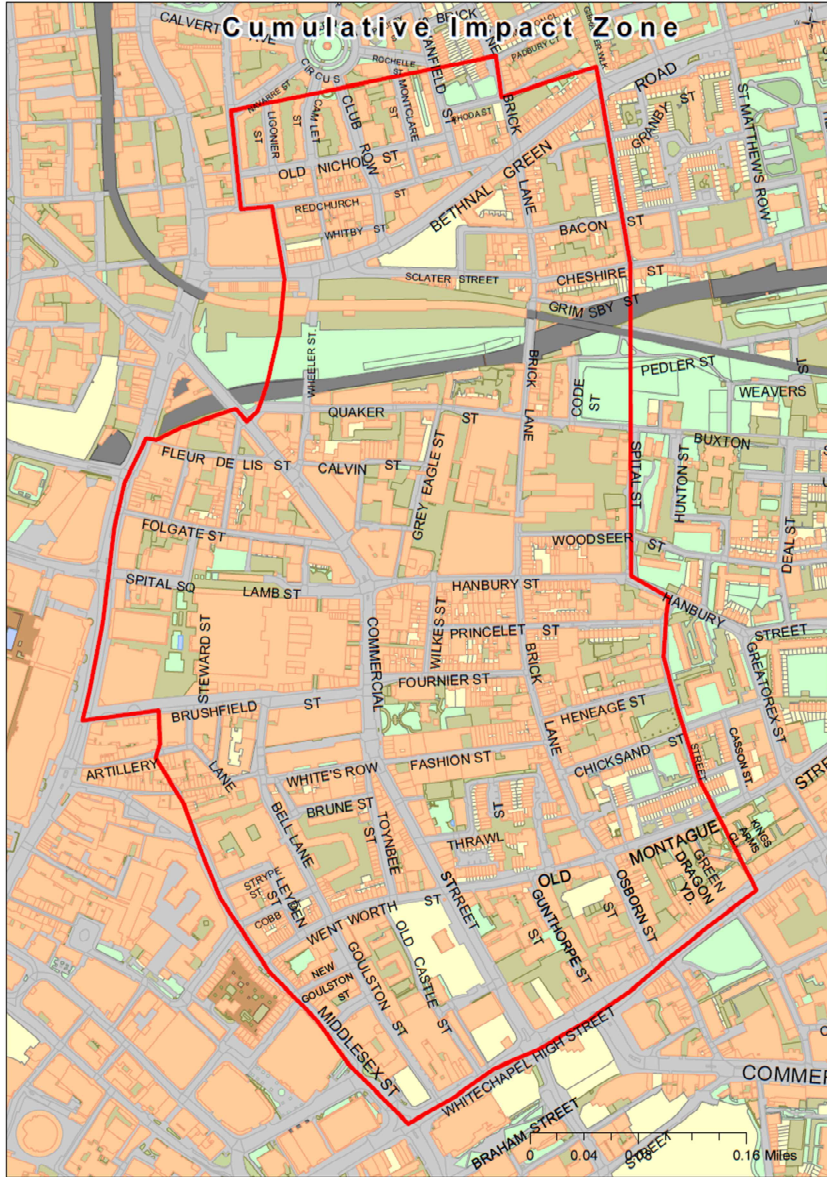
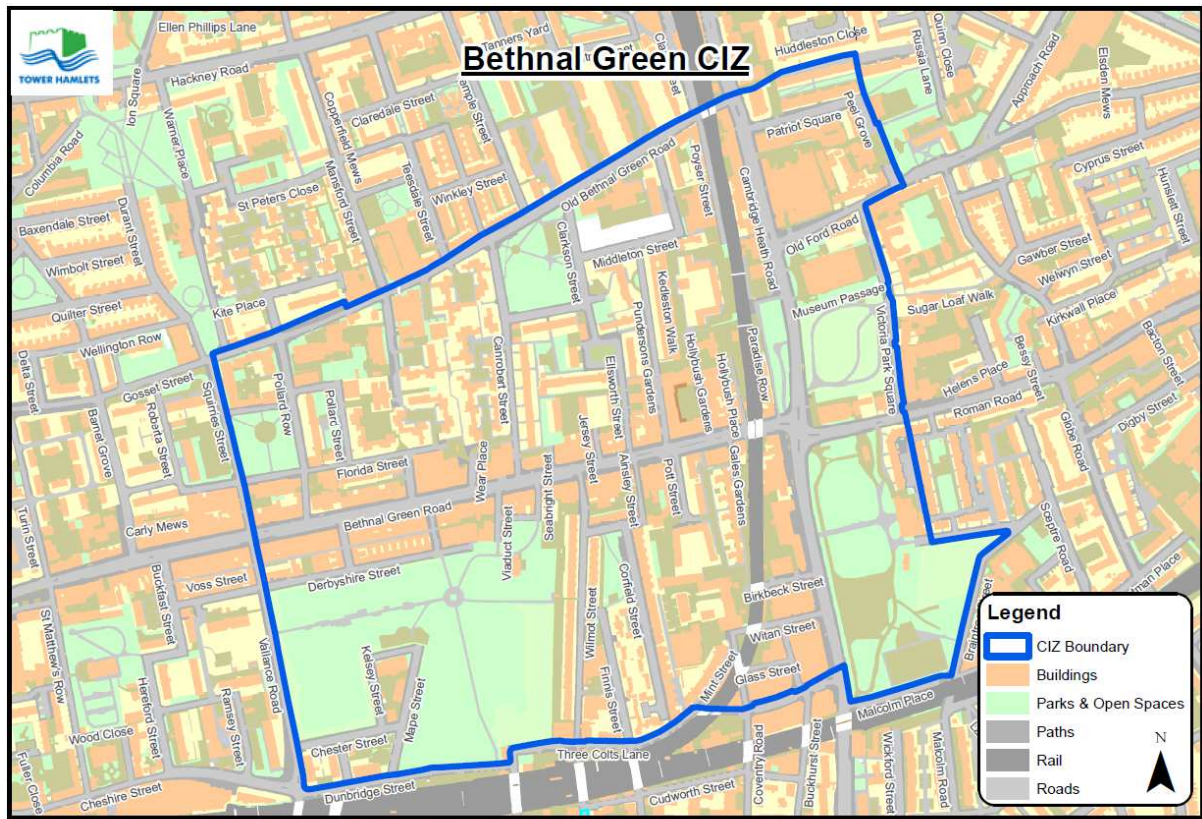


Figure Two:
Bethnal Green Area



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Agenda Item 3.2

Committee :	Date	Classification	Report No.	Agenda Item No.
Licensing Sub-Committee	08 January 2019	Unclassified		

Report of: David Tolley Head of Environmental Health & Trading Standards Originating Officer: Mohshin Ali Senior Licensing Officer	Title: Licensing Act 2003 Application for a Premises Licence for (The Tap Room) Railway Arch 162, Malcolm Place, London E2 0EU Ward affected: Bethnal Green
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1.0 Summary

Applicant: **R. A. Blake Consulting Ltd**

Name and **The Tap Room**

Address of Premises: **Railway Arch 162
Malcolm Place
London
E2 0EU**

Licence sought: **Licensing Act 2003 – premises licence**

- **The sale by retail of alcohol**

Representations: **A Ward Councillor
Residents (including a petition)**

2.0 Recommendations

2.1 That the Licensing Committee considers the application and representations then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97)
LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"	Tick if copy supplied for register	If not supplied, name and telephone number of holder
<ul style="list-style-type: none"> • Guidance Issued under Section 182 of the Licensing Act 2003 • Tower Hamlets Licensing Policy • File 		Mohshin Ali 020 7364 5498

3.0 **Background**

3.1 This is an application for a premises licence for (The Tap Room) Railway Arch 162, Malcolm Place, London E2 0EU.

3.2 The applicant has described the premises as follows:
“Specialist beer outlet comprising Beer Hall with outside seating area. The premises will promote craft beers with other drinks as ancillary to the main business”.

3.3 A copy of the premises licence application form is enclosed as **Appendix 1**.

3.4 The applicant has applied for the following licensable activities and timings:-

The sale by retail of alcohol (on sales only)

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

Non-standard timings

- New Year's Eve, from 11:00 hours to 01:00 hours the following day

The opening hours of the premises

- Monday to Sunday, from 11:00 hours to 23:30 hours

Non-standard timings

- New Year's Eve, from 11:00 hours to 01:30 hours the following day

4.0 **Location and Nature of the premises**

4.1 Photographs of the venue and immediate vicinity will be provided at the hearing.

4.2 The site plan of the venue is included as **Appendix 2**.

4.3 Maps showing the vicinity are included as **Appendix 3**.

4.4 Details of the nearest licensed venues are included as **Appendix 4**.

5.0 **Licensing Policy and Government Advice**

5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on the 1st November 2013.

5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.

5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in April 2018.

5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, than in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government’s advice, or has developed it further.

6.0 Representations

6.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing

6.2 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.

6.3 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.

6.4 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.

6.5 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.

6.6 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 5**.

6.7 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.

6.8 This hearing is required by the Licensing Act 2003, because relevant representations have been made by the following:

Other persons	Appendix
Cllr. Sirajul Islam (<i>Deputy Mayor</i>)	6
Faisal Ahmed (<i>resident</i>)	7
Monjur Ali (<i>petition</i>)	8
Shanur Miah (<i>resident</i>)	9
Saifur Rahman (<i>resident</i>)	10

6.9 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police

- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise (Environmental Health)
- Trading Standards
- Child Protection
- Public Health
- Home Secretary (Home Office Immigration Enforcement)

6.10 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only representations that relate to the following licensing objectives are relevant:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

6.11 Essentially, the relevant parties oppose the application because in their opinion, the applicant has not explained how within the context of the application they will meet all of the above licensing objectives.

6.12 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.

6.13 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule (as offered by the applicant)

7.1 *All staff will be trained in licensing and records kept for inspection by the licensing authority and the police*

7.2 *Alcohol will only be sold for consumption off the premises in sealed containers*

7.3 *The applicant will be a member of the local pub watch scheme or any similar scheme operating in the area of the Licensing Authority.*

7.4 *A Challenge 25 proof of age scheme shall be operated at the premises.*

8.0 Conditions in consultation with the Responsible Authorities

Conditions agreed with Met Police Licensing (See Appendix 11)

- 8.1 *A CCTV system to be put in place, the cameras are to be of sufficient quality so that people are clearly identifiable from the footage. The cameras are to be placed in such a way as they cover both the internal areas any external area, with a camera to cover the entrance so that it captures images of peoples faces as they enter the premises. The system is to record the footage and to keep it for a minimum of 28 days and a copy off CCTV footage is to be made available to Police or the Local Authority upon request While the premises are open to the public a member of staff must be on duty who can operate the CCTV system.*
- 8.2 *On Friday and Saturday 1 SIA will be employed from 8pm until the premises has closed.*
- 8.3 *A refusals book documenting people refused the sale of alcohol.*
- 8.4 *A incident book that records all incidents of note, including but not limited to, crimes that take place at the premises, people removed from or refused entry to the premises, incidents of anti-social behaviour*

Conditions agreed with Environmental Health Noise Team (See Appendix 12)

- 8.5 *Notices shall be prominently displayed at all exists requesting patrons to respect the needs of local residents and businesses and leave the area quietly.*
- 8.6 *No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rises to a nuisance*
- 8.7 *No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 hours and 08:00 hours on the following day.*
- 8.8 *No collections of waste or recycling materials (including bottles) from the premises shall take place between 23:00 hours and 08:00 hours on the following day.*

9.0 Licensing Officer Comments

- 9.1 The Live Music Act removed licensing requirements for the following:
- amplified live music and recorded music between 8am and 11pm before audiences of no more than 500 people on premises authorised to sell alcohol for consumption on the premises;
 - unamplified live music between 8am and 11pm in all venues.
 - Further exemptions apply see Section 16.5-16.6 of Section 182 Guidance.

9.2 The following is intended simply to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.3 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.25) and censorship avoided (10.17).

- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.58) Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)
- 9.4 The Licensing Act 2003 permits children of any age to be on the premises which primarily sells alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.5 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.6 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.7 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.8 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.9 In **Appendices 13 - 20** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.
- 10.0 **Legal Comments**
- 10.1 The Council’s legal officer will give advice at the hearing.
- 11.0 **Finance Comments**
- 11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	A copy of the application
Appendix 2	Site Plan
Appendix 3	Maps of the surrounding area
Appendix 4	Other licensed venues in the area
Appendix 5	Section 182 Guidance by the Home Office
Appendices 6-10	Representations of residents
Appendix 11	Conditions agreed with Police Licensing
Appendix 12	Conditions agreed with Environmental Health Noise
Appendix 13	Licensing Officer comments on noise while the premise is in use
Appendix 14	Licensing Officer comments on access/egress Problems
Appendix 15	Licensing Officer comments on crime and disorder on the premises
Appendix 16	Licensing Officer comments on crime and disorder from patrons leaving the premises
Appendix 17	The protection of children from harm
Appendix 18	Safety problems
Appendix 19	Planning
Appendix 20	Licensing Policy relating to hours of trading

Appendix 1



* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

If the applicant's business is registered, use its registered name.

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

District

County or administrative area

Postcode

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

District

City or town

administrative area

Postcode

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Specialist beer outlet comprising Beer Hall with outside seating area. The premises will promote craft beers with other drinks as ancillary to the main business.

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Year's Eve from 11.00 - 01.00

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Year's eve - 11.00 - 01.30

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

The premises will operate as an establishment that will promote sale of craft beers with other drinks both alcoholic and non alcoholic as ancillary to the business.

b) The prevention of crime and disorder

CCTV will be installed

All staff will be trained in licensing and records kept for inspection by the licensing authority and the police

Alcohol will only be sold for consumption off the premises in sealed containers

The applicant will be a member of the local pub watch scheme or any similar scheme operating in the area of the Licensing Authority.

There will be a zero tolerance policy towards drugs

c) Public safety

Existing legislation applies that it is not necessary to duplicate in this licence

d) The prevention of public nuisance

Because of the nature of the premises and the proposed hours of operation no conditions are required to meet this objective.

e) The protection of children from harm

Challenge 25 applies. No unusual risks of harm to children have been identified

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00*

Band E - £125001 and over = 635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

NOTE: From 1st January 2018 Licences if you are granted a Licence to permit the sale/supply of alcohol between midnight and 6am (00:00 and 06:00 hours) on any day you will be liable to pay the Late Night Levy charge. The charge must be paid 14 days after the grant of your Licence, unless you fall within one of the exemption categories. Non-payment of the levy can result in suspension of your licence, as per sections 55A and 92A of the Licensing Act 2003, as amended and section 229(6) of the Police and Social Responsibility Act 2011. For more information below visit <https://www.towerhamlets.gov.uk/latenightlevy>

Continued from previous page...

* Fee amount (£)

190.00

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15). THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Stephen Thomas

* Capacity

Solicitor for Applicant

* Date

15 / 10 / 2018
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

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Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
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Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

Appendix 2

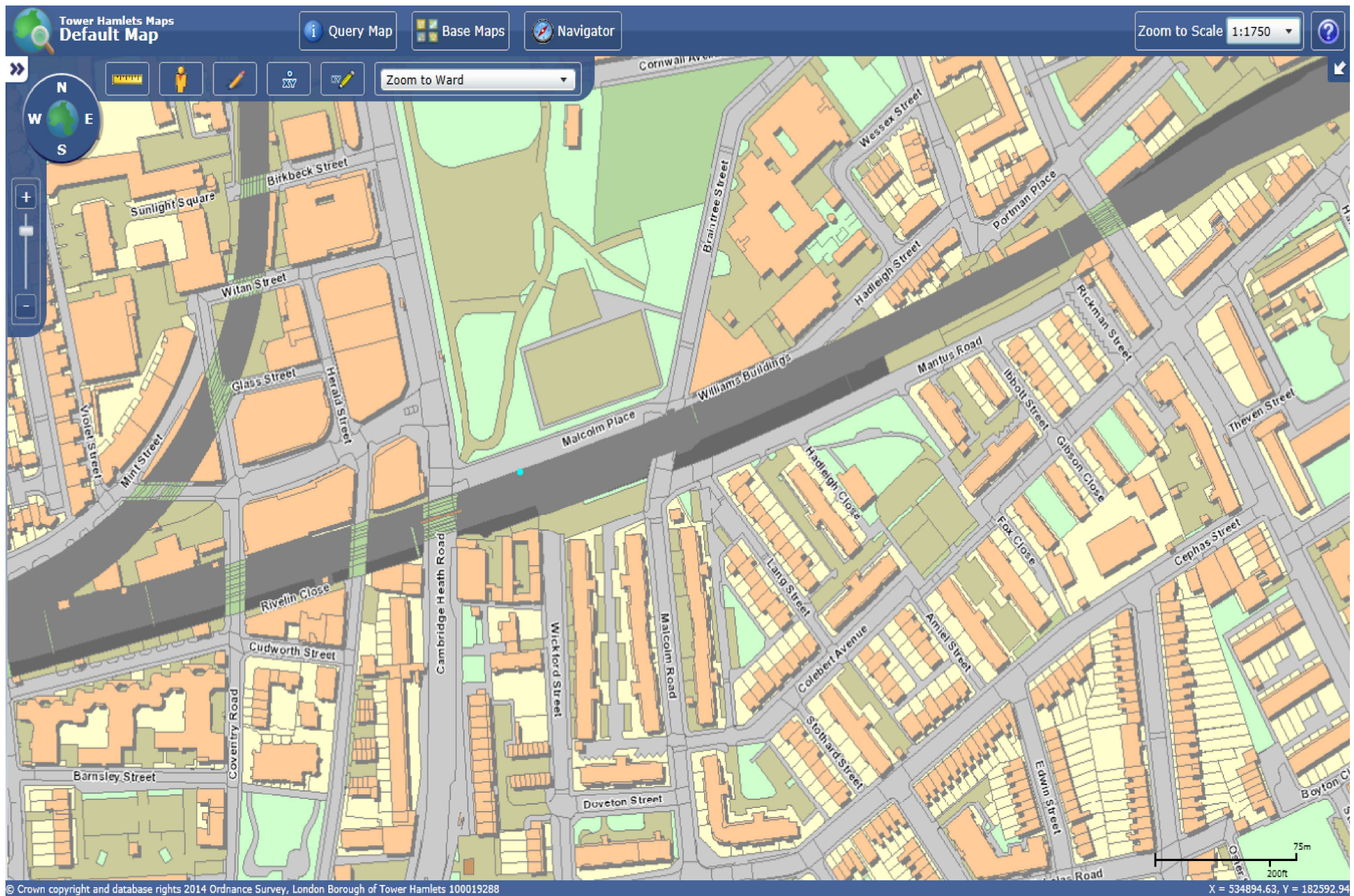
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	CO2 Fire Extinguisher
	Emergency Exit Light Green Running Man
	Emergency Exit Light
	Security Camera



PLANNING

dwg	LICENSING PLAN		
job	TAPROOM BETHNAL GREEN T/A CNTNR LTD		
site	Malcolm Place Bethnal Green London		
client	Mr R Blake 640 EAST MONTGOMERY SQUARE UPPER BANK STREET CANAARY WHARF E14 5JJ		
scale	A3 @ 1:100		
date	06/10/18	drawn	CDM
job no.	641	dwg	1
			rev /

Appendix 3



Page 183

Appendix 4

The Tap Room, Arch 162 Malcolm Place – Nearby licensed premises

Name and address	Licensing activities	Opening times
<p>(640 East Cafe and Bar) Railway Arch 159-160 Malcolm Place London E2 0EU</p>	<p><u>Sale of Alcohol</u></p> <ul style="list-style-type: none"> Monday to Sunday from 12:00 hours (midday) to 23:00 hours On New Years' Eve from 11:00 hours until 01:30 hours on the following day. 	<ul style="list-style-type: none"> Monday to Sunday from 11:00 hours (midday) to 23:30 hours On New Years' Eve from 11:00 hours until 01:30 hours on the following day.
<p>(Beavertown) Units A01 & A02 58-64 Three Colts Lane London E2 6JR</p>	<p><u>The Supply of Alcohol (both on and off sales)</u></p> <ul style="list-style-type: none"> Monday to Wednesday from 11:00hrs to 23:30hrs Thursday to Saturday from 11:00hrs to 00:00hrs (midnight) Sunday from 11:00hrs to 23:00hrs <p><u>Late Night Refreshment (indoors)</u></p> <ul style="list-style-type: none"> Monday to Wednesday from 23:00hrs to 23:30hrs Thursday to Saturday from 23:00hrs to 00:00hrs (midnight) <p><u>Regulated Entertainment in the form of Recorded Music (indoors)</u></p> <ul style="list-style-type: none"> Monday to Wednesday from 11:00hrs to 23:30hrs Thursday to Saturday from 11:00hrs to 00:00hrs (midnight) Sunday from 11:00hrs to 23:00hrs 	<ul style="list-style-type: none"> Monday to Wednesday from 11:00hrs to 00:00hrs (midnight) Thursday to Saturday from 11:00hrs to 00:30hrs (the following day) Sunday from 11:00hrs to 23:30hrs
<p>(Backyard Bar) 231 Cambridge Heath Road London E2 0EL</p>	<p>The sale by retail of alcohol (on premises only)</p> <ul style="list-style-type: none"> Sunday to Thursday 09:00 hrs to 24:00 hrs (midnight) Friday to Saturday 09:00 hrs to 02:00 hrs (the following day) <p>The provision of late night refreshment (indoors)</p> <ul style="list-style-type: none"> Sunday to Thursday 23:00 hrs to 24:00 hrs (midnight) Friday to Saturday 23:00 hrs to 02:00 hrs (the following day) <p>The Provision of regulated entertainment in the form of Plays, Films (including age restricted films, but excluding R18 (pornographic)), Indoor Sporting Events, Live Music,</p>	<ul style="list-style-type: none"> Sunday to Thursday 09:00 hrs to 24:00 hrs (midnight) Friday to Saturday 09:00 hrs to 02:00 hrs (the following day) <p><u>Non Standard Times</u></p> <p>The sale by retail of alcohol, the provision of late night refreshment and the provision of regulated entertainment</p> <ul style="list-style-type: none"> New Years Eve until 03:00 hrs An additional hour on all licensable activities on any day preceding

The Tap Room, Arch 162 Malcolm Place – Nearby licensed premises

	<p>Recorded Music, Performances of Dance, Provision of facilities for making music (and similar descriptions), Provision of facilities for dancing (and similar descriptions) and adult entertainment (in the form of semi-nudity burlesque)</p> <ul style="list-style-type: none"> • Sunday to Thursday 09:00 hrs to 24:00 hrs (midnight) • Friday to Saturday 09:00 hrs to 02:00 hrs (the following day) <p><u>Non Standard Times</u></p> <p>The sale by retail of alcohol, the provision of late night refreshment and the provision of regulated entertainment</p> <ul style="list-style-type: none"> • New Years Eve until 03:00 hrs <p>An additional hour on all licensable activities on any day preceding a Bank Holiday</p>	<p>a Bank Holiday</p>
<p>(Travelodge London Bethnal Green) 231 - 237 Cambridge Heath Road Bethnal Green London E2 0EL</p>	<p>Sale by retail of alcohol (On sales only)</p> <ul style="list-style-type: none"> • Monday to Sunday, from 00:00 hours to 24:00 hours (24 hours) <p>The provision of late night refreshment - Indoors</p> <ul style="list-style-type: none"> • Monday to Sunday, from 23:00 hours to 05:00 hours the following days 	<ul style="list-style-type: none"> • Monday to Sunday, from 00:00 hours to 24:00 hours (24 hours)
<p>(Carpenters) 135 Cambridge Heath Road London E1 5RN</p>	<p>The sale by retail of alcohol (On and off sales) Sunday, Monday, Tuesday, Wednesday and Thursday 07.00 hours until midnight Friday and Saturday 07.00 hours until 01.00 hours the next day Bank Holiday Sundays, Christmas Eve, Boxing D, St Patricks Day, St Georges Day and Halloween from 07.00 hours until 01.00 hours</p> <p><i>The provision of regulated entertainment</i> Sunday, Monday, Tuesday, Wednesday ,Thursday, Friday and Saturday 07.00 hours until midnight</p>	<p>Sunday, Monday, Tuesday, Wednesday ,Thursday, Friday and Saturday 07.00 hours until midnight New Years Eve: 07.00 hours until 02.00 hours the next day</p> <p>Bank Holiday Sundays, Christmas Eve, Boxing D, St Patricks Day, St Georges Day and Halloween from 07.00 hours until 01.00 hours</p> <p>However, New Years Eve is subject to the Regulatory Reform (Special Occasion</p>

The Tap Room, Arch 162 Malcolm Place – Nearby licensed premises

	<p>New Years Eve: 07.00 hours until 02.00 hours the next day</p> <p>Indoor Sporting and Films Sunday, Monday, Tuesday, Wednesday and Thursday 07.00 hours until 01.00 hours the next day</p> <p>Recorded Music Sunday, Monday, Tuesday, Wednesday and Thursday, 07.00 hours until midnight Friday and Saturday 07.00 hours until 01.00 hours the next day</p> <p>Bank Holiday Sundays, Christmas Eve, Boxing D, St Patricks Day, St Georges Day and Halloween from 07.00 hours until 01.00 hours</p> <p><i>The provision of late night refreshment</i> Sunday, Monday, Tuesday, Wednesday ,Thursday, Friday and Saturday 07.00 hours until midnight New Years Eve: 07.00 hours until 02.00 hours the next day</p> <p>Bank Holiday Sundays, Christmas Eve, Boxing D, St Patricks Day, St Georges Day and Halloween from 07.00 hours until 01.00 hours</p> <p>However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day</p>	<p>Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day</p>
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Appendix 5

**Section 182 Advice by the Home Office
Updated on April 2018**

Relevant, vexatious and frivolous representations

9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.

9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.

9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.

9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this

Guidance, an assessment should be prepared by officials for consideration by the sub-committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

Appendix 6

Mohshin Ali

From: Sirajul Islam
Sent: 07 November 2018 16:22
To: Licensing
Subject: New premises license application - The Tap Room, Railway Arch, Malcolm Rd, E2

As ward Councillor I am writing to make formal representation in respect of a new premises license application for the Tap Room, Railway Arch, Malcolm Rd, E2.

My representation relates to licensing objectives.

1. Prevention of public nuisance

The said premises is opposite a park and in close proximity to residential estates. Potential off site consumptions of alcoholic drinks could lead to public nuisance given the temptation to overspill into a public recreation area.


2. Protection of children from harm

This premises is in close proximity to two primary school's, a library and two faith establishment (Mosque and a Islamic school).

As ward Councillor I would support rejection of a premises license based on my representation. However if the committee is minded to approve, I would like to ask the committee to consider a condition preventing off premises consumption of drinks. This would prevent any overspill into Bethnal Green Gardens thus safeguarding any potential public nuisance issues. In addition Bethnal Green Gardens is within a no drinking zone.

Yours faithfully.

Cllr. Sirajul Islam
Statutory Deputy Mayor
Bethnal Green Ward


@CllrSirajIslam
ESO: Kerry Geeves

Appendix 7

Mohshin Ali

From: Faisal ahmed <[REDACTED]>
Sent: 05 November 2018 11:54
To: Licensing
Subject: arch 162 malcom rd
Attachments: licencing.docx

Follow Up Flag: Follow up
Flag Status: Completed

Faisal Ahmed

[REDACTED]
[REDACTED]
[REDACTED]

Railway Arch 162, Malcom Place, London E2 0EU

Dear Sir/Madam,

I am writing to you regarding the address above and about the planning permission you are intending to give to a bar. As a resident of the local area, I highly disagree with this as we already have enough bars in the area. This will increase in the anti-social behaviour that we already have. There is also a park where children and families go and this bar will bring disturbance to them. This will risk the safety of the children as there will be drunk people around the area.

There is also a primary school located in the area and this also puts the safety of children and families at risk. I believe that a bar next to a primary school should definitely not be allowed.

We have no reason to add another bar to the area especially in a residential area as it will disturb the peace and bring nuisance.

Please do not give them planning permission as it will bring many problems.

Thank you for taking the time to read my email and please do not hesitate to contact me.

Faisal Ahmed

Subject: Planning permission

Railway Arch 162, Malcom Place, London E2 0EU

Dear Sir/Madam,

I am writing to you regarding the address above and about the planning permission you are intending to give to a bar. As a resident of the local area, I highly disagree with this as we already have enough bars in the area. This will increase in the anti-social behaviour that we already have. There is also a park where children and families go and this bar will bring disturbance to them. This will risk the safety of the children as there will be drunk people around the area.

There is also a primary school located in the area and this also puts the safety of children and families at risk. I believe that a bar next to a primary school should definitely not be allowed.

We have no reason to add another bar to the area especially in a residential area as it will disturb the peace and bring nuisance.

Please do not give them planning permission as it will bring many problems.

Thank you for taking the time to read my email and please do not hesitate to contact me.

Faisal Ahmed

Sent from my iPhone

Appendix 8

November
10 October 2018

LBTH Licensing Team
1st Floor (John Onslow House)
1 Ewert place E3 5EQ

LBTH
TRADING STANDARDS
12 NOV 2018
LICENSING

Dear sir/madam,

Re: Representation against a New Licensee for Tap
Room at 162 Malcolm place, E20EU

Please find enclosed 5 pages (both sides) of
petition (name, signature & add.) signed by local
residents who object to the above application
for the grant of a new Premises Licence for
Taproom.

We strongly feel that it will increase anti-social
behaviour, generate nuisance, and encourage
disorder and reduce public safety.

We urge you to consider the public sentiment
and refuse the new application for the Taproom
at 162 Malcolm Place, E20EU.

Many thanks.

Yours faithfully

[Redacted signature]

Monjur Ali, on behalf of the signatories

[Redacted address]

[Redacted address]

We the local community strongly object to the application made to LBTH on 15th October for
The Grant of a New Premises Licence for the Taproom, located at Railway Arch 162,
 Malcolm Place, London E2 0EU.

We believe this will encourage and add to anti-social behaviour and nuisance in the area.
 We know there are plenty of access points for alcohol buy and pubs in this locality (E2 0EU).
 We therefore object this application.

Name	Signature	Address
MUJIBUR RAHMAN		E1L
MOHAMMAD KHAN		E2
SHAMIM ALI		E2
MASHOOR WAHAB		E1
A. RAHMAN		E2
NURUL ALI		E2
AKSAR WAHAB		E1
Tasaddiq		E1
A. A. I.		E2
Azam Khan		E2
SARFARAZ		E2
TAN		E2
ABDUL		E2
S. Islam		E1
SHAH KABIR Arhman		E2

--	--	--

Mahbus Hussaini



Nuraz Alam



Abdullah Ali



BA. SHAFIQ



NIZAM UDIN



ANWAR MIATH



NIZAMUL KHAN



Asif Hossain



MD. NAZMUL HAQ



A. K. M. YAKUB



Dr. M. Hossain

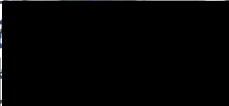

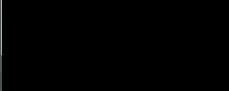
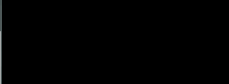
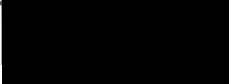
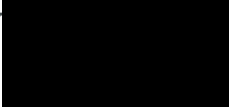
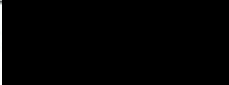
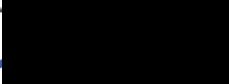
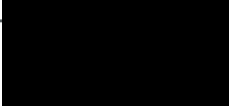
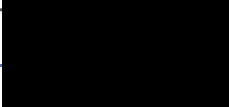
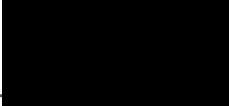
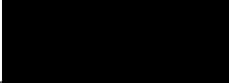
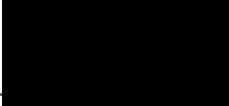
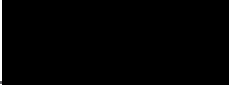
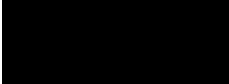


MD. S. Rahman



We the local community strongly object to the application made to LBTH on 15th October for
The Grant of a New Premises Licence for the Taproom, located at Railway Arch 162,
 Malcolm Place, London E2 0EU.

We believe this will encourage and add to anti-social behaviour and nuisance in the area.
 We know there are plenty of access points for alcohol buy and pubs in this locality (E2 0EU).
 We therefore object this application.

Name	Signature	Address
Asif Mohammed		[Redacted] House E2 [Redacted]
		[Redacted] E2 [Redacted]
Mohammed Islam		[Redacted] E2 [Redacted]
HELAL AHMED		[Redacted]
CHEIKH FEZAZI		[Redacted] E2 [Redacted]
IRFAN HUSSAIN		[Redacted] E2 [Redacted]
Muhammad Yasin Kabir		[Redacted] E1 [Redacted]
M. Hassan		[Redacted] E1 [Redacted]
MD Saifur Rahman		[Redacted] E2 [Redacted]
Sayed Tullah		[Redacted]
NURUL HOQUE		[Redacted] E2 [Redacted]
Faisal Ahmed		[Redacted] E2 [Redacted]
Abul Kalam		[Redacted] E2 [Redacted]
SURAT ALI		[Redacted] E1 [Redacted]

MD Abdul KHAIR	[REDACTED]	E1 [REDACTED]
Shehabuddin Dulal	[REDACTED]	E1 7
HIRSH ALI	[REDACTED]	
M. A. AHAD	[REDACTED]	E1 [REDACTED]

LBTH
 TRADING STANDARDS
 12 NOV 2018
LICENSING

We the local community strongly object to the application made to LBTH on 15th October for
The Grant of a New Premises Licence for the Taproom, located at Railway Arch 162,
 Malcolm Place, London E2 0EU.

We believe this will encourage and add to anti-social behaviour and nuisance in the area.
 We know there are plenty of access points for alcohol buy and pubs in this locality (E2 0EU).
 We therefore object this application.

Name	Signature	Address
IBRAHIM HASSAN	[Redacted]	[Redacted] E2
KHALIL BOUADDAIN	[Redacted]	[Redacted] E1
AMINUL HAQUE	[Redacted]	[Redacted] E2
ANISUZZAMAN MD AZAD	[Redacted]	[Redacted] E2
ABU MAHBUB	[Redacted]	[Redacted] E1
FAHAD AHMED	[Redacted]	[Redacted] E2
MOHAMMED UDDIN	[Redacted]	[Redacted] E2
M.A. BAKSH	[Redacted]	[Redacted]
P. Ahmad	[Redacted]	[Redacted]
Harem Rasid	[Redacted]	[Redacted]
M A Haque	[Redacted]	[Redacted] 1611
MD. ABDUS S.../H...	[Redacted]	[Redacted] E2
Abdul Aziz	[Redacted]	[Redacted] E2
Tufayal .../...	[Redacted]	[Redacted] E-2

M.

M. HOQUE

[REDACTED]

[REDACTED] E2

Khazim Prince

[REDACTED]

Saleh Bheiga

[REDACTED] E2
[REDACTED] E2

MOTOCHIR ALI

[REDACTED]

[REDACTED] E2

Siraj Uddin

[REDACTED]

[REDACTED] E2

M/S SHARUK MIHAI

[REDACTED]

[REDACTED] 195

MAVUDU CHACLADER

[REDACTED] E2

SHAH HOSSAIN

[REDACTED]
London E2

FORUL HOQUE

[REDACTED] E2

SURRY M:

[REDACTED] E1

SHADUL ISLAM

[REDACTED] E1

S. UDDIN:

[REDACTED] E1

LBTH
TRADING STANDARDS
12 NOV 2018

We the local community strongly object to the application made to LBTH on 15th October for
The Grant of a New Premises Licence for the Taproom, located at Railway Arch 162,
 Malcolm Place, London E2 0EU.

We believe this will encourage and add to anti-social behaviour and nuisance in the area.
 We know there are plenty of access points for alcohol buy and pubs in this locality (E2,0EU).
 We therefore object this application.

Name	Signature	Address
ABDUR HATTA	[Redacted]	[Redacted] E1
ABDUR RAKIB	[Redacted]	[Redacted] E1
SOMUJ MIATH	[Redacted]	London E1 [Redacted]
SIYAS AL	[Redacted]	[Redacted] E1
MONOWAR	[Redacted]	[Redacted] E3
A. HOQUE	[Redacted]	London E1 [Redacted]
A KADIR	[Redacted]	[Redacted] E
ANAMUL HAQ	[Redacted]	E1 [Redacted]
Mohamed Amin	[Redacted]	E [Redacted]
SYED KADIL ALI	[Redacted]	E1 [Redacted]
ASOAF ALI	[Redacted]	E2 [Redacted]
KHAYRUL ALAM	[Redacted]	[Redacted] E1
MII [Redacted]	[Redacted]	[Redacted] E1
KABIR AHMED	[Redacted]	[Redacted] E2

RUBEL MALL

E2

MONTAJAL
SAMAN

LBTH
TRADING STANDARDS
12 NOV 2010

LICENSING

We the local community strongly object to the application made to LBTH on 15th October for
The Grant of a New Premises Licence for the Taproom, located at Railway Arch 162,
 Malcolm Place, London E2 0EU.

We believe this will encourage and add to anti-social behaviour and nuisance in the area.
 We know there are plenty of access points for alcohol buy and pubs in this locality (E2 0EU).
 We therefore object this application.

Name	Signature	Address
ISMAIL MINA	[Redacted]	[Redacted]
NUR MEA I	[Redacted]	[Redacted]
SAMIR UDDIN	[Redacted]	[Redacted]
Lurman Ali	[Redacted]	[Redacted] E1
Younus Ali	[Redacted]	[Redacted] E2
M. AHMED	[Redacted]	[Redacted] E2
Abdul Subhan	[Redacted]	[Redacted] E1
MR. BAZI SMIAH	[Redacted]	[Redacted] E-1
Syed Emran Ali	[Redacted]	[Redacted] E1
FAYAZ AL	[Redacted]	[Redacted] E1
ABUL KHAYER	[Redacted]	[Redacted] ES
M Md. AYUB KHAN	[Redacted]	[Redacted] E2 OJY
MUHAMMAD Shahjahan	[Redacted]	[Redacted] B1.
A. JAWAD	[Redacted]	[Redacted] 45.

ABU KALAM	[REDACTED]	E1	[REDACTED]
Siddiq Khan	[REDACTED]	E1	[REDACTED]

LBTH
TRADING STANDARDS
12 NOV 2016
LICENSING

Appendix 9

Mohshin Ali

From: S M [REDACTED] >
Sent: 05 November 2018 14:23
To: Licensing
Subject: Objection to R.A. Blake Consulting Ltd - alcohol selling license

Follow Up Flag: Follow up
Flag Status: Completed

RE: Objection to R.A. Blake Consulting Ltd - alcohol selling license {The Tap Room, Arch 162, E3 0EU}

Dear sir/madam, I am extremely dumbfounded by the fact that Tower Hamlets council is even entertaining granting another alcohol selling license; living in an area inundated with anti social behaviour, drug selling and addiction, high levels of unemployment and medical illness I cannot fathom as to why this council would even consider any such license.

Tower Hamlets in general and the area in specific has many alcohol outlets and is in need for another such retailer.

It is been evidentially proven that alcohol is directly linked to many cases of family breakups, antisocial and violent behaviour, crime and abuse.

Apart from profiteering, there is absolutely no justifiable reason within the realms of human sanity and logic that would allow such a license to be granted.

I write this email strongly objecting against this application for the reasons cited above.

Regards
Shanur Miah
[REDACTED]

Appendix 10

Mohshin Ali

From: Saifur Rahman [REDACTED]
Sent: 05 November 2018 21:36
To: Licensing
Subject: Complaint against Bar in Bethnal Green

Follow Up Flag: Follow up
Flag Status: Completed

Railway Arch 162, Malcom Place, London E2 0EU

Dear Sir/Madam,

I am writing to you regarding the address above and about the planning permission you are intending to give to a bar. As a resident of the local area, I highly disagree with this as we already have enough bars in the area. This will increase in the anti-social behaviour that we already have. There is also a park where children and families go and this bar will bring disturbance to them. This will risk the safety of the children as there will be drunk people around the area.

There is also a primary school located in the area and this also puts the safety of children and families at risk. I believe that a bar next to a primary school should definitely not be allowed.

We have no reason to add another bar to the area especially in a residential area as it will disturb the peace and bring nuisance.

Please do not give them planning permission as it will bring many problems.

Thank you for taking the time to read my email and please do not hesitate to contact me.

Saifur Rahman
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent from my iPhone

Appendix 11

Mohshin Ali

From: MARK.J.Perry [REDACTED]
Sent: 12 November 2018 12:43
To: [REDACTED] stephenthomaslaw [REDACTED]
Cc: Licensing
Subject: RE: Tap Room, Malcolm Place

Follow Up Flag: Follow up
Flag Status: Completed

Thanks Stephen,

LBTH, please see conditions agreed, can they be added to the license please.

Thanks

Mark

PC Mark Perry 1748CE
Police Licensing Officer
Bethnal Green Police Station
[REDACTED]

From: Stephen Thomas [REDACTED] >
Sent: 12 November 2018 12:17
To: Perry Mark J - CE-CU [REDACTED]
Cc: Licensing@towerhamlets.gov.uk
Subject: RE: Tap Room, Malcolm Place
Importance: High

Dear Mark,

As discussed the below conditions are acceptable to my client and we are happy for these to be added to the licence

Kind Regards,

Stephen

Stephen Thomas LAW

[REDACTED]
[REDACTED]
website: stephenthomaslaw.co.uk

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From: [MARK.J.Perry](#) [REDACTED] <[MARK.J.Perry](#) [REDACTED]>
Sent: 12 November 2018 12:06
To: Stephen Thomas [REDACTED]
Cc: Licensing@towerhamlets.gov.uk
Subject: Tap Room, Malcolm Place

Hi Stephen,

Good to speak to you today. Following our conversation please see conditions we have agreed.

1) A CCTV system to be put in place, the cameras are to be of sufficient quality so that people are clearly identifiable from the footage. The cameras are to be placed in such a way as they cover both the internal areas any external area, with a camera to cover the entrance so that it captures images of peoples faces as they enter the premises. The system is to record the footage and to keep it for a minimum of 28 days and a copy off CCTV footage is to be made available to Police or the Local Authority upon request While the premises are open to the public a member of staff must be on duty who can operate the CCTV system.


2) On Friday and Saturday 1 SIA will be employed from 8pm until the premises has closed.

3) A refusals book documenting people refused the sale of alcohol.

4) A incident book that records all incidents of note, including but not limited to, crimes that take place at the premises, people removed from or refused entry to the premises, incidents of anti-social behaviour.

Thanks again for your help with this.

Kind Regards

PC Mark Perry 1748CE
Police Licensing Officer
Bethnal Green Police Station


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Twitter: @metpoliceuk

Appendix 12

Mohshin Ali

From: Nicola Cadzow
Sent: 18 October 2018 08:28
To: Licensing
Cc: MARK.J.Perry [REDACTED] 'Thomas.Ratican [REDACTED]
(Thomas.Ratican [REDACTED]@stephenthomaslaw [REDACTED])
Subject: New premise license for Tap Room Railway Arch 162, Malcolm Place, London ref M/111831

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing,

I have no objections to the new premise license for Tap Room Railway Arch 162, Malcolm Place, London ref M/111831 following confirmation by the applicant (see email trail below), to the following noise conditions:-

1. Notices shall be prominently displayed at all exists requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rises to a nuisance
3. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 hours and 08:00 hours on the following day.
4. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23:00 hours and 08:00 hours on the following day.

Kind regards

Nicola Cadzow
Environmental Health Technical Officer
Place Directorate
Public Realm, Environmental Health & Trading Standards
London Borough of Tower Hamlets, John Onlsow House, 1 Ewart Place, London E3 5EQ

From: Stephen Thomas [REDACTED]
Sent: 18 October 2018 07:45
To: Nicola Cadzow; Licensing; Mark.J.Perry [REDACTED]
Subject: Fwd: SMC Matter: 2342 the Tap Room

Dear Nicola

I can confirm that your proposed conditions are accepted by my client.

Regards

Stephen

Sent from my iPhone

Begin forwarded message:

From: Stephen Thomas [REDACTED]
Date: 18 October 2018 at 07:43:49 BST
To: "[Nicola.Cadzow](mailto:Nicola.Cadzow@[REDACTED])" <[Nicola.Cadzow](mailto:Nicola.Cadzow@[REDACTED])>, "licensing@towerhamlets.gov.uk" <licensing@towerhamlets.gov.uk>, "[Mark.J.Perry](mailto:Mark.J.Perry@[REDACTED])" <[Mark.J.Perry](mailto:Mark.J.Perry@[REDACTED])>
Subject: Fwd: SMC Matter: 2342 the Tap Room

Sent from my iPhone

Begin forwarded message:

From: Stephen Thomas [REDACTED]
Date: 17 October 2018 at 11:34:36 BST
To: Nicola Cadzow <[\[REDACTED\]](mailto:[REDACTED])>
Subject: SMC Matter: 2342

Dear Nicola

Thanks for the E-mail. I have forwarded to my client and hope to contact you further within 24 hours

Stephen(07774 612651)

Dear Mr Thomas,

I have been reviewing you client's premises license application for The Tap Room Railway Arch 162, Malcolm Place, London ref M/111831.

I have to consider the four licensing objectives, in particularly the prevention of public nuisance. I wish for the following noise conditions to apply:-

1. Notices shall be prominently displayed at all exists requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rises to a nuisance
3. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 hours and 08:00 hours on the following day.
4. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23:00 hours and 08:00 hours on the following day.

I await your agreement to the above.

Kind regards

Nicola Cadzow

Environmental Health Technical Officer
Place Directorate
Public Realm, Environmental Health & Trading Standards
London Borough of Tower Hamlets, John Onslow House, 1 Ewart Place, London E3
5EQ

***Kind Regards,
Stephen***

Stephen Thomas LAW

[REDACTED]

website: stephenthomaslaw.co.uk

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Appendix 13

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).
If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Sections 9.1 of the Licensing Policy**). While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 14.10**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 9.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance. In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 14

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 10 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 15.5**)

The Council has adopted a set of framework hours (**See 15.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to the prevention of Public Nuisance. (**See Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 15

Anti-Social Behaviour on the Premises

Licensing Policy

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Section 6 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public safety.

Guidance Issued under Section 182 of the Licensing Act 2003

The pool of conditions, adopted by the Council is recommended (Annexe D).

The key role of the Police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder

and their staff or agents, but can directly impact on the behaviour of customers in the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3 - 2.6).

The Guidance recognises working with Home Office Immigration Enforcement in the prevention of immigration crime. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

- The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder

Appendix 16

Anti-Social Behaviour on the Premises

Licensing Policy

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Section 6 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public safety.

Guidance Issued under Section 182 of the Licensing Act 2003

The pool of conditions, adopted by the Council is recommended (Annexe D).

The key role of the Police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder

and their staff or agents, but can directly impact on the behaviour of customers in the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3 - 2.6).

The Guidance recognises working with Home Office Immigration Enforcement in the prevention of immigration crime. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

- The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder

Appendix 17

Protection of children from harm

- 10.1 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, for food and/or entertainment. The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Home Office Guidance also expects Licensing authorities to consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 10.2 Tackling Child Sexual Exploitation (CSE) is a key target both locally and nationally as such the Licensing Authority expects Licence Holders to:
- Understand that there are criminal offences in relation to sexual exploitation of a child,
 - Ensure that they and their employees have a basic awareness of the signs of CSE and how to report it;
 - Report any concerns to the appropriate authorities or to the Licensing Authority can advise them of the appropriate authority to report concerns to.
- 10.3 Applicants are to consult with the Responsible Authority designated for Child Protection listed in appendix 1 - List of Responsible Authorities of this who this Licensing Authority recognises to be competent body to advise on the protection of children from harm.
- 10.4 The Act does not prohibit children from having access to any licensed premises; the Council recognises that limitations may have to be considered where it appears necessary to protect children from harm.
- 10.5 The Licensing Authority will judge the merits of each separate application before deciding whether to impose conditions limiting the access of children to individual premises. The following are examples of premises that will raise concern:-
- Where there have been convictions, Fixed Penalty Notices (FPNs) or formal cautions for serving alcohol to minors or with a reputation for underage drinking

- With a known association with drug taking or dealing
 - Where there is a strong element of gambling on the premises
 - Where entertainment of an adult or sexual nature is provided
 - Where irresponsible drinking is encouraged or permitted.
- 10.6 Where its discretion is engaged, the Licensing Authority will consider any of the following options when dealing with a licence application where limiting the access of children is considered necessary to prevent harm to children:
- Limitations on the hours when children may be present,
 - Limitations on ages below 18,
 - Limitations or exclusion when certain activities are taking place,
 - Requirements for an accompanying adult,
 - Full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 10.7 No conditions will be imposed requiring that children must be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee.
- 10.8 The Act details a number of offences designed to protect children in licensed premises and the Licensing Authority will work closely with the police to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children.
- 10.9 All licence holders will be expected to comply the Portman Group Code of Practice, and in particular the Retailer Alert Bulletin by which the Portman Group informs licensed retailers, which products have been found to be in breach of the code, and should be removed from sale.
- 10.10 The Licensing Authority expects all licensed suppliers of alcohol to have robust measures, effectively managed and monitored, in place to ensure that minors are fully protected from harm. This will require operating plans to specify these measures and management controls taking into account paragraph 10.1 and 10.2 above. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

- 10.11 The Licensing Authority will take appropriate and proportionate action where there are serious concerns in relation to the safe guarding of children in connection with a licensed premises, which may include consideration of applying for a review of the licence where there significant evidence of undermining the licensing objective of the protection of children from harm.
- 10.12 The sale of alcohol to a minor is a criminal offence and Trading Standards will conduct appropriate covert test purchasing exercises and will take account of any complaints and intelligence received. The Act permits the use of children under the age of 18 to undertake test purchases.
- 10.13 Where there are age restrictions imposed by the Act on the licensable activities in respect of children below a certain age, then the licensee will be required to demonstrate that they have age verification systems in place. This Licensing Authority believes that that Licensed Premises should have age verification policies to require individuals who appear to the person serving alcohol to be under the age of 25 years of age to produce on request appropriate identification. This is commonly referred to as the “Challenge 25 Scheme”. The rationale for this is because it can often be difficult to judge how old teenagers are and “Challenge 25 age verification system” would provide licensed premises with margin of error to prevent underage sales. Thus Challenge 25 can help to empower staff to challenge customers where there is doubt about their age. In turn this is likely to reduce the risk of the owner, or the seller of the alcohol, committing an offence.
- 10.14 Training in age verification systems should be given to all persons who might be in a position to serve or refuse the sale of alcohol to children. The training should include a basic understanding of the law, seeking proof of age, verifying the authenticity of proof of age cards and handling and recording refusals.
- 10.15 Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose the following standard conditions in relation to age verification systems:
- 1) All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
 - 2) A Challenge 25 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) A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record

shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

- 4) All staff whose duties include the serving of alcohol must be trained in the requirements of this scheme including the importance of recording any refusals.

11 Access to Cinemas

- 11.1 Films cover a vast range of subjects, some of which deal with adult themes and / or contain, for example, scenes of horror or violence that may be considered unsuitable for children within certain age groups.
- 11.2 In order to prevent children from seeing such films, the Licensing Authority will impose conditions requiring licensees to restrict children from viewing age restricted films classified according to the recommendations of the BBFC, or the Council itself. The Licensing Authority will not consider reclassifying any films already classified by the BBFC. The Council will charge for classifying films, on a full cost recovery basis.
- 11.3 The Licensing Authority will classify films itself where it is satisfied that no BBFC classification exists. It will inform relevant licensee and require such classifications to be clearly contained in any advertising or informative material relating to such films.

12 Children and Public Entertainment

- 12.1 Many children go to see and / or take part in an entertainment arranged substantially for them. Consequently additional arrangements are required to safeguard them at such times.
- 12.2 Where 10.1 applies, and its discretion is engaged, the Licensing Authority will require the following arrangements in order to control their access and egress and to assure their safety:-
 - An adult member of staff to be stationed in the vicinity of each of the exits from any level, subject to there being a minimum of one member of staff per 50 children or part thereof,
 - No child unless accompanied by an adult to be permitted in the front row of any balcony,
 - No standing to be permitted in any part of the auditorium during the Performance.
- 12.3 Where children are taking part in any regulated entertainment, and its

discretion is engaged, the Licensing Authority will require the operating schedule to clearly state the steps taken to assure their safety.

- 12.4 Where its authority is engaged, the Licensing Authority will consider attaching conditions to licences and permissions to prevent harm to children, and these may include conditions drawn from the Model Pool of. Conditions that can be found in the Secretary of State's Guidance.

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2018

Protection of children from harm

- 2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:
- adult entertainment is provided;
 - a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
 - it is known that unaccompanied children have been allowed access;
 - there is a known association with drug taking or dealing; or
 - in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.
- 2.24 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.

- 2.25 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.
- 2.26 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.
- 2.27 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:
- restrictions on the hours when children may be present;
 - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
 - restrictions on the parts of the premises to which children may have access;
 - age restrictions (below 18);
 - restrictions or exclusions when certain activities are taking place;
 - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

- 2.29 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.
- 2.30 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.
- 2.31 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.

Offences relating to the sale and supply of alcohol to children

2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

Table of relevant offences under the 2003 Act Section	Offence	Prosecuting Authority
Section 145	Unaccompanied children prohibited from certain premises	Police and/or Licensing Authority
Section 146	Sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147	Allowing the sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147A	Persistently selling alcohol to children	Police and/or Local Weights and Measures Authority
Section 148	Sale of liqueur confectionery to children under 16. (This offence will be repealed by the Deregulation Act 2015 on 26 May 2015).	Police and/or Licensing Authority
Section 149	Purchase of alcohol by or on behalf of children	Police and/or Licensing Authority
Section 150	Consumption of alcohol by children	Police and/or Licensing Authority
Section 151	Delivering alcohol to children	Police and/or Licensing Authority
Section 152	Sending a child to obtain alcohol	Police and/or Licensing Authority
Section 153	Prohibition of unsupervised sales by children	Police and/or Licensing Authority

Appendix 18

Safety Problems

General Advice

Members need to bear in mind the substantial amount of primary legislation in this area, and to only impose conditions where they are both proportionate to identified problems and not adequately covered by primary legislation.

The larger and more complex a premises before Members, the more likely it is that specific conditions will be proportionate and necessary.

Licensing Policy

Premises should be constructed so as to minimise public safety risks. (See 7.1).

The Licensing Authority expects applicants to seek advice from both the relevant Health and Safety body and also the Fire and Emergency Planning Authority. (See 7.2). The applicant should identify where existing legislation is not adequate. (See 7.3).

The Licensing Authority will consider attaching conditions to ensure public safety and these may include Conditions drawn from the Model Pool of Conditions relating to public safety. (See Appendix 2 Annex E, F and J of the Licensing Policy). In particular Members may wish to consider the following headings: (this list is not exhaustive):

Annex E

- Adequate arrangements for people with disabilities, inc. their awareness of them.
- Escape routes
- Safety checks
- Curtains, hangings, decorations, upholstery etc.
- Accommodation limits
- Fire action notices
- Emergency procedures
- Water
- Emergency vehicle access
- First aid
- Lighting
- Temporary electrical installations
- Alterations to the premises
- Special effects

Annex F

This concerns Theatres and Cinemas

Annex J

The safe clubbing checklist

Guidance Issued under Section 182 of the Licensing Act 2003

The public safety objective “Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using a relevant premises rather than public health, which is addressed in other legislation” (2.6). For example, conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.7, A number of matters should be considered in relation to public safety.

These may include:

- Fire safety;
- Ensuring appropriate access for emergency services such as ambulances;
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);
- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
- Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
- Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.11-2.12, and Chapter 10; and
- Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).

Safe capacities “should only be imposed where necessary for the promotion of public safety or the prevention of disorder.” (2.11). Therefore, conditions of a fire certificate must not be reproduced.

Other Legislation

- The Health and Safety at Work Act 1974, and various Regs.
- The Regulatory Reform Order (Fire Safety) 2005.

Other Guidance

- Model National and Standard Conditions for Places of Public Entertainment and Assoc. Guidance
- The Event Safety Guide
- Managing Crowds Safely
- 5 Steps to Risk Assessment
- Safer Clubbing
- Safety Guidance for Street Art etc.
- Various BS and ISO standards

Appendix 19

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one of more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

Appendix 20

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 14.8 of the Licensing Policy)

In considering the applicability of framework hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 14.9 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

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