

# Appendix 1

**(Towpath Bars Limited)**  
**Easting: 537232**  
**Northing: 184404**  
**(Rear of 92 White Post Lane)**  
**London, E9**

**Licensable Activities authorised by the licence**

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

**See the attached licence for the licence conditions**

**Signed by**

**David Tolley**   
**Head of Trading Standards &**  
**Environmental Health**

**Date: 16<sup>th</sup> June 2015**  
Granted at Sub Committee Hearing



**Part A - Format of premises licence**

Premises licence number

20201

**Part 1 - Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

(Towpath Bars Limited)  
Easting: 537232  
Northing: 184404  
(Rear of 92 White Post Lane)

**Post town**

London

**Post code**

E9

**Telephone number**

None

**Where the licence is time limited the dates**

Not applicable

**Licensable activities authorised by the licence**

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

### **The times the licence authorises the carrying out of licensable activities**

#### **Sale of Alcohol (on sales only)**

- Monday to Thursday from 11:00hrs to 23:00hrs
- Friday from 11:00hrs to 00:00hrs (midnight)
- Saturday from 11:00hrs to 01:00hrs (the following day)
- Sunday from 11:00hrs to 22:00hrs

#### **The Provision of Late Night Refreshment (indoors):**

- Friday from 23:00hrs to 00:00hrs (midnight)
- Saturday from 23:00hrs to 00:00hrs (midnight)

#### **The Provision of Regulated Entertainment in the form of Recorded Music (indoors):**

- Monday to Thursday from 11:00hrs to 23:00hrs
- Friday from 11:00hrs to 00:00hrs (midnight)
- Saturday from 11:00hrs to 01:00hrs (the following day)
- Sunday from 11:00hrs to 22:00hrs

#### **Non-standard times:**

- Sundays before Bank Holidays 11:00hrs to 01:00hrs (the following day)
- New Year's Eve 11:00hrs to 09:00hrs (the following day)
- Morning British Standard Time commences to allow clock going back on hour

### **The opening hours of the premises**

- Monday to Thursday from 11:00hrs to 23:30hrs
- Friday from 11:00hrs to 00:30hrs (the following day)
- Saturday from 11:00hrs to 01:30hrs (the following day)
- Sunday from 11:00hrs to 22:30hrs

#### **Non-standard times:**

- Sundays before Bank Holidays 11:00hrs to 01:00hrs (the following day)
- New Year's Eve 11:00hrs to 09:00hrs (the following day)
- Morning British Standard Time commences to allow clock going back on hour

### **Where the licence authorises supplies of alcohol whether these are on and/ or off supplies**

- On sales only

## **Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Towpath Bars Limited  
45 Downs Hill  
Beckenham  
Kent  
BR3 5ET

**Registered number of holder, for example company number, charity number (where applicable)**

Registered Number: 09216058

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Daniel Heath  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Licence Number: LAPERF/15/51148  
Issuing Authority: London Borough of Barnet

## **Annex 1 - Mandatory conditions**

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

1.

- (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises;
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

- 2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
4. The responsible person must ensure that—
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
5.
  1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  2. For the purposes of the condition set out in paragraph 1—
    - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - (b) “permitted price” is the price found by applying the formula —
 
$$\mathbf{P = D + (D \times V)}$$
 where —
      - (i) **P** is the permitted price

- (ii) **D** is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence
- (i) the holder of the premises licence
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

## **Annex 2 - Conditions consistent with the operating Schedule**

Not applicable

## **Annex 3 - Conditions attached after a hearing by the licensing authority at Hearing on 16<sup>th</sup> June 2015 when licence was granted**

1. A CCTV camera system covering both internal and external to the premise is to be installed. The CCTV recordings are to be maintained for 31 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority. A system shall be in place to maintain

- the quality of the recorded image and a complete audit trail maintained. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. At all times the premises is open, a person who can operate the CCTV system must be present on the premises. who can download the images and present them immediately on request by a police officer or other responsible authority;
2. That an incident report book be kept and record all incidents of crime and disorder associated with the premises;
  3. Signs be prominently displayed both inside and in the outside asking customers to respect local residents and to be quiet when leaving the premises;
  4. A Challenge 25 Policy to be in place;
  5. Regulated entertainment shall not be audible at the façade or within any affected business or residential property (as relevant) so as to cause a nuisance;
  6. The outside area is only used until 20:00hrs.

#### **Annex 4 - Plans**

The plans are those submitted to the licensing authority on the following date:

- 17<sup>th</sup> April 2015 – Ground Floor Plan (Block 4, Rear of 92 White Post Lane, London – 08/12/08 – 035-300-03).



**Part B - Premises licence summary**

**Premises licence number**

20201

**Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

(Towpath Bars Limited)  
Easting: 537232  
Northing: 184404  
(Rear of 92 White Post Lane)

**Post town**

London

**Post code**

E9

**Telephone number**

None

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

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

The times the licence authorises the carrying out of licensable activities

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- Friday from 23:00hrs to 00:00hrs (midnight)
- Saturday from 23:00hrs to 00:00hrs (midnight)

**The Provision of Regulated Entertainment in the form of Recorded Music indoors):**

- Monday to Thursday from 11:00hrs to 23:00hrs
- Friday from 11:00hrs to 00:00hrs (midnight)
- Saturday from 11:00hrs to 01:00hrs (the following day)
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The opening hours of the premises

- Monday to Thursday from 11:00hrs to 23:30hrs
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**Non-standard times:**

- Sundays before Bank Holidays 11:00hrs to 01:00hrs (the following day)
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Name, (registered) address of holder of premises licence

Towpath Bars Limited  
45 Downs Hill  
Beckenham  
Kent, BR3 5ET

Where the licence authorises supplies of alcohol

On sales only

Registered company number

09216058

designated premises supervisor

Daniel Heath

State whether access to the premises by children is restricted or prohibited

No restrictions

# Appendix 2



This form should be completed and forwarded to: Licensing Section, Mulberry Place (AH), PO Box 55739, 5 Clove Crescent, London E14 1BY with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets. [http://www.towerhamlets.gov.uk/content\\_pages/pay\\_it.aspx](http://www.towerhamlets.gov.uk/content_pages/pay_it.aspx)

Or alternatively from <http://www.towerhamlets.gov.uk/> under 'Online Services'

**Application to vary a premises licence 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 TOWPATH BARS LIMITED (Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence number 20201

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description	
WHITE POST CAFE 92 WHITE POST LANE HACKNEY WICK LONDON	
Post town	Post code
LONDON	E9 5EN

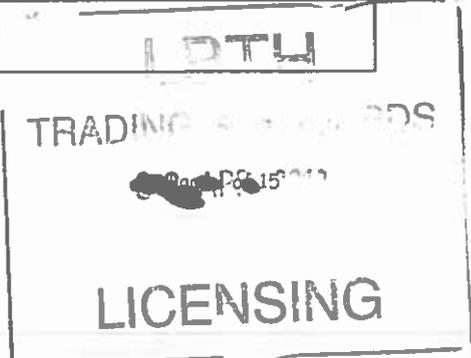


Telephone number at premises (if any)

[Redacted telephone number]

Non-domestic rateable value of premises

£ 9000



## Part 2 - Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address			
Post Town		Postcode	

## Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Please tick yes

If not, when do you want the variation to take effect from?

Day	Month	Year

**Please describe briefly the nature of the proposed variation (please see guidance note1)**

TO VARY THE HOURS FOR THE SALE OF ALCOHOL, PROVISION OF RECORDED MUSIC, ON THE FOLLOWING DAYS.

> THURSDAY TERMINAL HOUR FROM 11PM TO 12MIDNIGHT  
 FRIDAY TERMINAL HOUR FROM 12MIDNIGHT TO 01:00AM THE FOLLOWING DAY  
 SUNDAY TERMINAL HOUR FROM 10:30PM TO 11PM

> VARY THE OUTSIDE TERRACE HOURS OF OPERATION FROM TERMINAL HOUR OF 08:00PM TO 09:30PM EVERY DAY

IN SUPPORT OF THIS APPLICATION WE ENCLOSED A DOCUMENT SIGNED BY LOCAL RESIDENTS (OMEGA WORKS OPPOSITE THE CAFE) AND RESIDENTS FROM SCHWARTZ WHARF (AT THE SAME ADDRESS).

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

### Provision of regulated entertainment

- Please tick  yes
- 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**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both - please tick (please read guidance note 2)</b>	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here (please read guidance note 3)</b>	Both		
Tue						
Wed				<b>State any seasonal variations for performing plays (please read guidance note 4)</b>		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat						
Sun						

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of a film take place indoors or outdoors or both - please tick (please read guidance note 2)</b>	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here (please read guidance note 3)</b>	Both		
Tue						
Wed				<b>State any seasonal variations for exhibition of films (please read guidance note 4)</b>		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat						
Sun						

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			<p>Please give further details here (please read guidance note 3)</p>           <p><u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)</p>           <p><u>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</u> (please read guidance note 5)</p>
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

**D**

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	
			Outdoors	
Mon			Both	
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

**E**

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<p><u>Please give further details here</u> (please read guidance note 3)</p>        <p><u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)</p>        <p><u>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</u> (please read guidance note 5)</p>	Both	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	Y
Day	Start	Finish		Outdoors	
Mon			<p><u>Please give further details here</u> (please read guidance note 3)</p>        <p>FOR THE PURPOSES OF VARIED HOURS SOUGHT, ONLY INSIDE THE PREMISES</p>        <p><u>State any seasonal variations for playing recorded music</u> (please read guidance note 4)</p>        <p><u>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>	Both	
Tue					
Wed					
Thur	11:00AM	12:00MID			
Fri	11:00AM 01:00AM				
Sat					
Sun	11:00AM	11:00PM			

**G**

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (Y) (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5) 5)		
Sat						
Sun						

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)  FOR THE PURPOSES OF VARIED HOURS SOUGHT, ONLY INSIDE THE PREMISES		
Tue					
Wed			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Thur	11:00AM	12:00MID			
Fri	11:00AM	01:00AM	<b>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun	11:00AM	11:00PM			

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	Y	
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here (please read guidance note 4)</b>  FOR THE PURPOSES OF VARIED HOURS SOUGHT, ONLY INSIDE THE PREMISES.	Both		
Tue						
Wed				<b>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</b>		
Thur	11:00AM	12:00MID				
Fri	11:00AM	01:00AM		<b>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 (please read guidance note 5)</b>		
Sat						
Sun	11:00AM	11:00PM				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick [Y] (please read guidance note 7)</b>	On the premises	Y	
Day	Start	Finish		Off the premises		
Mon			<b>Please give further details here (please read guidance note 4)</b>  FOR THE PURPOSES OF VARIED HOURS SOUGHT, ONLY INSIDE THE PREMISES.	Both		
Tue						
Wed				<b>State any seasonal variations for the supply of alcohol (please read guidance note 4)</b>		
Thur	11:00AM	12:00MID				
Fri	11:00AM	01:00AM		<b>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 5)</b>		
Sat						
Sun	11:00AM	11:00PM				

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 8)**

N/A

**L**

<b>Hours premises are open to the public</b> Standard timings (please read guidance note 6)			<u>State any seasonal variation</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur	08:00AM	12:30AM	
Fri	08:00AM	01:30AM	
Sat			
Sun	08:00AM	11:30PM	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked on of those boxes please fill in reasons for not including the licence, or part it below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

BOTH PARTS OF THE LICENCE ARE CURRENTLY HELD BY THE COUNCIL.

**M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation.

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

A SOUND LOBBY DOOR IS BEING FITTED ON THE INSIDE OF THE PREMISES TO PREVENT NOISE ESCAPE AND PREVENT HEAT LOSS DURING THE WINTER MONTHS.

**e) The protection of children from harm**

**CHECKLIST:**

Please tick  yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan (showing the area to be licensed) to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected



**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**

**Part 5 – Signatures** (please read guidance note 10)

Signature of applicant or applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

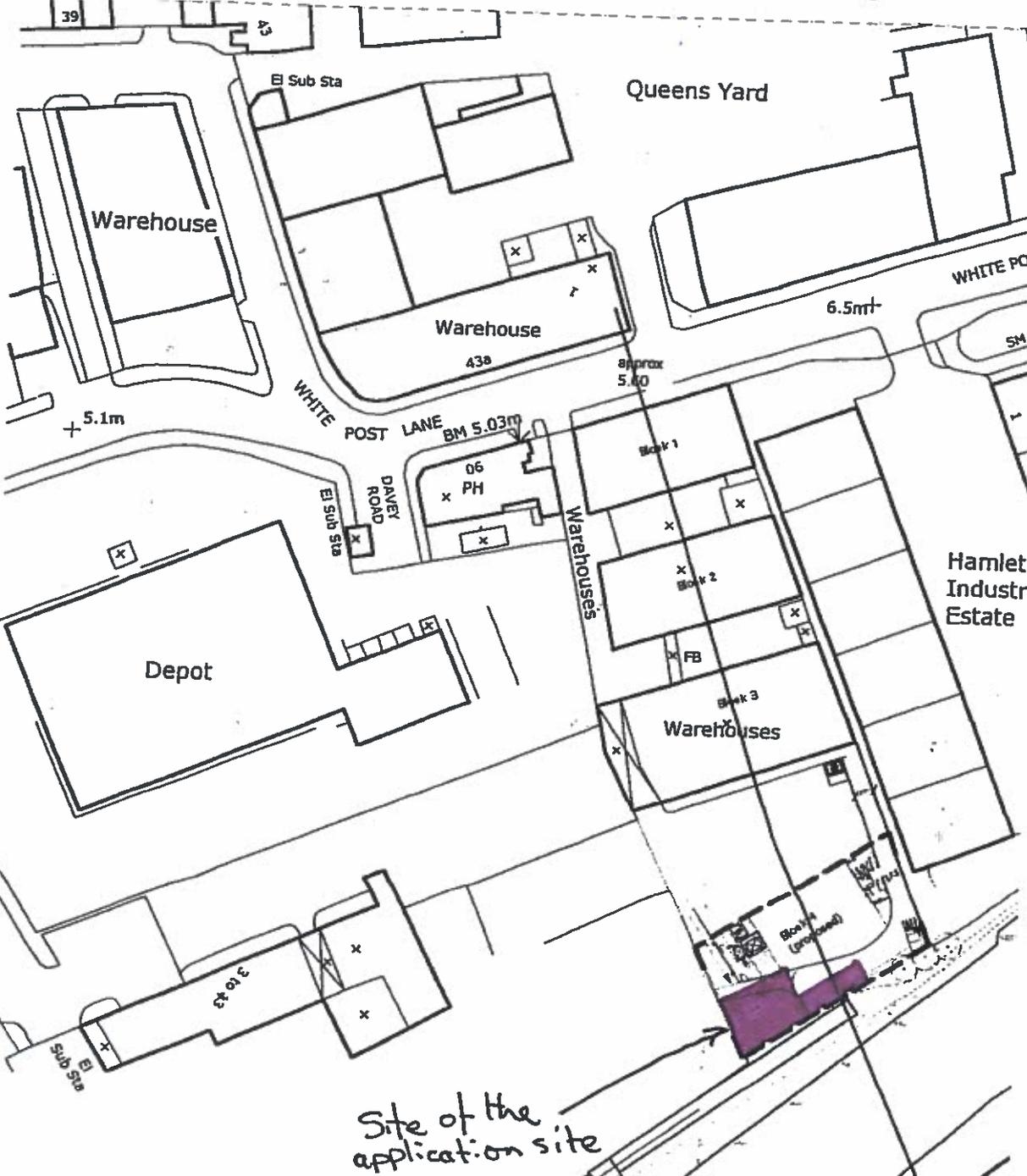
Signature	
Date	
Capacity	

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	<u>DIRECTOR</u>

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

# Appendix 3



LBTH  
TRAINING STANDARDS  
17 APR 2015  
LICENSING



# Appendix 4



Howling Hops  
Brewery and Tank Bar

CRATE Brewery  
& Pizzeria  
Industrial-chic pizza &...

The Yard Theatre

Queens Yard

White Post Ln

Galeta

White Post Ln

MDF Cut to Size

The Milk Float

The Slipway

Loop Rd

Studio - hygger

White Post. Bar  
Cafe Events

Capital Ring

Loop Rd

Unit 2

Wellness By Natalie  
| Yoga, meditation...

Global Refunds

Monier Rd Footbridge

Capital Ring

Loop Rd

Google





Warehouses

Sluice  
FB

Tow Path

Footbridge

Canal

EI Sub Sta

56 to 126

1 to 35

6.4m

Bol



# Appendix 5

## Licensed Premises in vicinity of White Post Cafe

Name and address	Licensable activities and hours	Opening hours
<b>Alfred Le Roy (boat)</b> <b>Crate Brewery,</b> <b>Unit 7 Queens Yard,</b> <b>Whitepost Lane</b>	<b>on sale of alcohol</b> Monday to Thursday, 07.00am to 23.00pm. Friday & Saturday, 07.00am to midnight. Sunday, 07.00am to 22.30pm. <b>Late night refreshment</b> Friday & Saturday, 23.00pm to 00.30am the following day. <b>Exhibition of films</b> Monday to Sunday, 12noon to 22.00pm.	Monday to Thursday, 07.00am to 23.30pm. Friday & Saturday, 07.00am to 00.30am the following day. Sunday, 07.00am to 23.00pm.
<b>(German Deli)</b> <b>Unit 1 Hamlet</b> <b>Industrial Estate</b> <b>96 White Post Lane</b> <b>London</b> <b>E9 5EN</b>	<b>Regulated Entertainment in the form of live music (indoors)</b> Monday to Saturday from 18:00hrs to 23:00hrs Sunday from 08:00hrs to 23:00hrs <b>Regulated Entertainment in the form of recorded music (indoors)</b> Monday to Sunday from 18:00hrs to 23:00hrs <b>The Supply of alcohol (both on and off premises)</b> Monday to Sunday from 08:00hrs to 23:00hrs	Monday to Sunday from 07:00hrs to 23:30hrs
<b>(Crate Brewery)</b> <b>Unit 14A Queens</b> <b>Yard</b> <b>43 White Post Lane</b> <b>London</b> <b>E9 5EN</b>	<b>The Supply of Alcohol (both on and off premises)</b> Sunday to Thursday from 09:00hrs to 23:30hrs Friday to Saturday from 09:00hrs to 00:30hrs (the following day)  <b>Late Night Refreshment (indoors)</b> Sunday to Thursday from 23:00hrs to 23:30hrs Friday to Saturday from 23:00hrs to 00:30hrs (the following day)  <b>Regulated Entertainment in the form of Plays (indoors) the Provision of Films (indoors), the Provision of Indoor Sporting Events (indoors) the Provision of Live Music (indoors), the Provision of Recorded Music (indoors) and Provisions of Performance of Dance</b> Sunday to Thursday from 09:00hrs to 23:00hrs Friday to Saturday from 09:00hrs to 00:00hrs (midnight)  <b>Non-Standard Timings</b> The premises can have 25 non-standard timings a year. These timings will extend the licensed hours to 02:00	Sunday to Thursday from 09:00hrs to 00:00hrs midnight)  Friday to Saturday from 09:00hrs to 01:00hrs (the following day)
<b>(The Yard Theatre)</b> <b>Unit 2a Queens Yard</b> <b>White Post Lane</b> <b>London</b> <b>E9 5EN</b>	<b>The supply of alcohol (on sales only)</b> Sunday to Wednesday from 12:00hrs to 00:00hrs Thursday from 12:00hrs to 02:00hrs Friday to Saturday from 12:00hrs to 03:00hrs  <b>The provision of regulated entertainment in the form of plays (indoors), films (indoors), performances of dance (indoors)</b> Monday to Sunday from 12:00hrs (midday) to 23:00hrs	Sunday to Wednesday from 12:00hrs (midday) to 00:00hrs (midnight) Thursday from 12:00hrs (midday) to 02:00hrs (the following day) Friday to Saturday from 18:00hrs to 03:00hrs (the following day)

## Licensed Premises in vicinity of White Post Cafe

	<p><b>The provision of regulated entertainment in the form of live music (indoors), recorded music (indoors)</b>          Sunday to Wednesday from 18:00hrs to 00:00hrs (midnight)          Thursday from 18:00hrs to 02:00hrs (the following day)          Friday to Saturday from 18:00hrs to 03:00hrs (the following day)</p> <p><b>The provision of late night refreshment</b>          Sunday to Wednesday from 23:00hrs to 00:00hrs (midnight)          Thursday from 23:00hrs to 02:00hrs (the following day)          Friday to Saturday from 23:00hrs to 03:00hrs (the following day)</p> <p><b>Non-Standard Times (supply of alcohol, late night refreshment and recorded music)</b>          40 nights per year opening times and licensable activities extended until 6am</p>	<p><u>Non-Standard Times</u>          40 nights per year opening times and licensable activities extended until 6am</p>
<p><b>(Mick's Garage)</b>          Unit 7 Queens Yard          White Post Lane          London          E9 5EN</p>	<p><b>The sale by retail of alcohol (on sales only)</b>          Monday to Thursday, from 17:00 hours to 23:30 hours          Friday, from 17:00 hours to 02:30 hours          Saturday, from 09:00 hours to 02:30 hours          Sunday, from 09:00 hours to 23:30 hours</p> <p><b>The provision of late night refreshment - Indoors</b>          Friday and Saturday, from 23:00 hours to 02:00 hours</p> <p><b>The provision of regulated entertainment - Indoors (Plays, Films, Indoor Sporting Event, and Recorded Music, Performances of Dance)</b>          Monday to Thursday, from 17:00 hours to 23:30 hours          Friday, from 17:00 hours to 02:30 hours          Saturday from 09:00 hours to 02:30 hours          Sunday, from 09:00 hours to 23:30 hours</p> <p><u>Live Music</u>          Monday to Thursday, from 17:00 hours to 23:30 hours          Friday, from 17:00 hours to 02:30 hours          Saturday from 09:00 hours to 02:30 hours          Sunday, from 09:00 hours to 23:00 hours</p> <p><u>Non-standard timings:</u>          For the 20 occasions per year for Live music, recorded Music, later night refreshment until 02:30 am, closing at 03:00 am, including the New Year's Eve closing at 04:00 am that the Police and Environmental Health are informed of each of these events at least 10 working days before they occur, so that they may consider each event, and if there is any reason to believe that the Licensing Objectives will not be met, have the right to refuse an event.</p>	<p>Monday to Thursday, from 17:00 hours to 23:30 hours          Friday, from 17:00 hours to 02:30 hours the following day          Saturday, from 09:00 hours to 02:30 hours the following day          Sunday, from 09:00 hours to 23:30 hours the following day</p> <p><u>Non-standard timings:</u>          For the 20 occasions per year for Live music, recorded Music, later night refreshment until 02:30 am, closing at 03:00 am, including the New Year's Eve closing at 04:00 am that the Police and Environmental Health are informed of each of these events at least 10 working days before they occur, so that they may consider each event, and if there is any reason to believe that the Licensing Objectives will not be met, have the right to refuse an event.</p>

## Licensed Premises in vicinity of White Post Cafe

<p><b>Howling Hops Unit 9 Queens Yard White Post Lane London E9 5EN</b></p>	<p><b>The Supply of Alcohol (both on and off premises)</b></p> <ul style="list-style-type: none"> <li>• Sunday to Thursday from 12:00hrs (midday) to 23:00hrs</li> <li>• Friday to Saturday from 12:00hrs (midday) to 01:30hrs</li> </ul> <p><b>Provision of Regulated Entertainment: Plays, Films, Indoor Sporting Events, Live Music (indoors), Recorded Music (indoors), Performance of Dance, Anything of a similar Description</b></p> <ul style="list-style-type: none"> <li>• Sunday to Thursday from 12:00hrs (midday) to 23:00hrs</li> <li>• Friday and Saturday from 12:00hrs (midday) to 01:30hrs</li> </ul> <p><b>The Provision of Late Night Refreshments</b></p> <ul style="list-style-type: none"> <li>• Friday and Saturday 23:00hrs – 02:00hrs</li> </ul>	<p>Sunday to Thursday from 12:00hrs to 23:30hrs Friday to Saturday from 12:00hrs to 02:00hrs (the following day)</p>
<p><b>(O'Donnell Moonshine Ltd) Unit 9C (I) 2<sup>nd</sup> Floor Queens Yard 43 Whitepost Lane London E9 5EN</b></p>	<p>Monday to Friday from 10:00 hours to 19:00 hours</p>	<p>The premises are closed to the public</p>
<p><b>(Crate Drinks Ltd) White Building Unit ,7 Queens Yard Whitepost Lane London E9 5EN</b></p>	<p><b>Sale by retail of alcohol</b> Monday to Wednesday, 09:00 hours to 23:30 hours Thursday to Sunday, 09:00 hours to 01:30 hours <b>The provision of late night refreshment – Indoors and outdoors</b> Monday to Wednesday 23:00 hours to 23:30 hour Thursday to Sunday, 23:00 hours to 01:30 hours <b>The provision of regulated entertainment – Indoors and outdoors</b> <b>Plays, Films,</b> Monday to Wednesday, 09:00 hours to 24:00 hours Thursday to Sunday, 09:00 hours to 02:00 hours <b>Live Music, recorded music</b> Monday to Wednesday, 09:00 hours to 24:00 hours Thursday to Sunday, 09:00 hours to 02:00 hours <b>Performance of dance</b> Monday to Wednesday, 09:00 hours to 23:30 hours Thursday to Sunday, 09:00 hours to 01:30 hours</p>	<p>Monday to Wednesday, from 09:00 hours to 24:00 hours Thursday to Sunday, from 09:00 hours to 02:00 hours</p>
<p><b>Milk Float Sweetwater Moorings</b></p>	<p><b>Sale of Alcohol</b> Monday to Sunday 10:00 hours to 23:00 hours <b>Recorded music</b> Monday to Friday 17:00 hours to 23:00 hours Saturday 12:00 hours to 23:00 hours Sunday 12:30 hours to 23:00 hours</p>	<p>Monday to Sunday 10:00 hours to 23:00 hours</p>

# Appendix 6

## **Section 182 Advice by the Home Office Updated on April 2017**

### 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 7

<b>Firstname</b>	<b>Surname</b>	<b>Appendix</b>
Andrea	Caldera	<b>8</b>
Natalia	Camacho	<b>9</b>
Harriet	Cawley	<b>10</b>
Shabad	Chawla	<b>11</b>
Anthony	Gelatka	<b>12</b>
Piers	Gibbon	<b>13</b>
Holly	Johnson	<b>14</b>
Tina	Johnstone	<b>15</b>
Carl	Kim	<b>16</b>
Ewa	Kim	<b>17</b>
Dominic	Leung	<b>18</b>
Caroline	Luino	<b>19</b>
Vaida	Misoni	<b>20</b>
Konan	Motihar	<b>21</b>
Vicotoria	O'Hare	<b>22</b>
Mareli	Pelzer	<b>23</b>
Katherine	Rose	<b>24</b>
Philip	Russell	<b>25</b>
Franc	Strazzeri	<b>26</b>
Alberto	Varesi-Monti	<b>27</b>
Joanne	Wackrill	<b>28</b>
Robyn	Walker	<b>29</b>

# Appendix 8

## Kathy Driver

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**From:** [REDACTED]  
**Sent:** 23 May 2018 17:57  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

This message is to communicate to Tower Hamlets that I OBJECT to the following application: White Post Cafe, Ref 108116.

My objection is based on the ground of preventing public nuisance.

The suggested application includes extended and late evening openings of this venue, loud music and the use of the bar terrace located outdoor by the canal and directly in front of a residential building. I believe that the suggested changes would be of great disturbance for the residents of Omega Works given the very close proximity between the venue and Omega Works, as well as the careless behaviour exhibited by the venue and its customers since it opened.

My details are as following:

Andrea Caldera

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

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[Andrea Caldera](#) [REDACTED]

# Appendix 9

## Kathy Driver

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**From:** Natalia Camacho [REDACTED]  
**Sent:** 22 May 2018 20:16  
**To:** Licensing  
**Subject:** White Post Cafe, REF 108116

Dear Kathy

I OBJECT to the application above Ref 108116 due the noise from loud music late at night and people smoking outside the premises.

My address is [REDACTED]

Please let me know if your require further information.

Thanks and regards

Natalia Camacho

# Appendix 10

## Kathy Driver

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**From:** [REDACTED]  
**Sent:** 22 May 2018 16:14  
**To:** Kathy Driver  
**Subject:** FW: White Post Cafe, Ref 108116

FYI

-----Original Message-----

**From:** Harriet Cawley [REDACTED]  
**Sent:** 22 May 2018 13:29  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

Dear Licensing,

I write regarding the above application for an extension of licensing hours at the White Post Cafe.

I strongly object to this application. I am a resident of Omega Works & live opposite the White Post. We are already impacted by a large volume of noise even with the current rules in place. The terrace is in use by more people than originally agreed & the constant opening & closing of the door means we get full volume music along with the constant thud of the music even when the door is closed until closing time.

I'm not a killjoy & a cafe / bar is great for the area, but the noise carries significantly across the canal & the parameters of the original premise for the cafe have clearly been exceeded. This is why an extension of the hours would be of grave concern.

Yours faithfully,  
Harriet Cawley

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 11

## Kathy Driver

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**From:** Shabad Chawla [REDACTED]  
**Sent:** 22 May 2018 22:26  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116.

I object to this application.

We already have too much noise from this establishment and do not approve of this application.

Shabad Chawla  
[REDACTED]

# Appendix 12

## Kathy Driver

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**From:** Anthony Gelatka [REDACTED]  
**Sent:** 01 May 2018 11:50  
**To:** Licensing  
**Subject:** Re: Objection - application to increase hours of trading - L11\_92WhitepostLane.101186

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Hello,

I wish to repeat my objection for the increased opening hours of White Post Lane Cafe.

There still is no sound proofing in place (I have suggested this to Dan) and now the thick outer fence has been removed the sound travels across easier than before.

I have small children as do many others in the building facing the 'cafe' and it is difficult putting them to bed with the music running through the night, let alone the music blaring loudly on the terrace.

It's a shame the owner still makes no effort to contact the residents opposing the noise.

Thank you  
Ant  
Anthony Gelatka  
[REDACTED]

On Mon, 26 Jun 2017 at 14:18, Anthony Gelatka <[REDACTED]> wrote:  
I'm writing to object to the application for extension of hours at White Post Lane cafe

I live opposite the cafe and i'm affected by the noise. I have notified the owner about the level of noise coming from the venue yet nothing has been done about it.

In particular the bass frequencies from the sound system during the music events.

Whilst I like the cafe and terrace I don't see any effort made towards reducing the noise or giving consideration for the neighbours who don't drink there.

I'm also aware that there are others in the block who suffer from the sound but don't wish to come forward to complain.

I notice on the form it refers to only one objector on the initial license application, I believe this is due to not having any notification of these applications.

The current application is placed in a window a good distance behind a thick mesh fence so is very difficult to see, I've only been made aware of this from someone else.

The initial application for a cafe quickly changed to an alcohol license, late license, music license and seems to pursue becoming a night club.

I hope I've emailed the right address as it's unclear as to where I'm supposed to object.

I also hope the owner takes note and will take steps to reduce the noise from the music events

## Kathy Driver

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**From:** Anthony Gelatka [REDACTED]  
**Sent:** 22 May 2018 14:55  
**To:** Licensing  
**Subject:** White Post Cafe : Ref 108116 OBJECTION

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

I OBJECT TO THE APPLICATION FOR EXTENDED HOURS

I don't know why there is no consultation with the neighbours for this? I have to find out the day before??

I don't get any reply from anyone I complain to?

Anthony Gelatka  
[REDACTED]  
[REDACTED]  
[REDACTED]

Please call me if you need any information or to arrange recording equipment in my flat, I have a 5 year old and 3 month old baby, the noise is too loud

Check their facebook time for events like 'Techno party' etc etc

# Appendix 13

## Kathy Driver

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**From:** Piers Gibbon [REDACTED]  
**Sent:** 23 May 2018 14:32  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116. OBJECTION

I would like to strongly object to any extension of the White Post licence

The noise nuisance from the cafe regularly means I have to hear their music in my bedroom and sitting room and office

They often have the doors open and their windows open...and even a brief opening of the door is enough for us to hear them

So I have to keep all my windows and doors closed...and even then the sound comes through

So I object!

**BACKGROUND:** I attended the original Licence Committee in 2015 as a representative of the hundreds of residential flats opposite White Posts

The committee members were so helpful, they made sure I was heard.

They made it clear to me that they understood a new cafe in a residential area has to be extremely mindful of noise nuisance

The White Posts solicitor told us all that the cafe was to be "primarily food based and music was for background only" - he was lying to the committee

The White Posts application that was being considered was for INDOOR and RECORDED music only

And somehow they got issued a license for OUTDOOR and LIVE music

There is now a new Live and Recorded music venue right in the middle of a residential area...which will shortly have even more flats as Fish Island gets developed

This "cafe" as currently run is not sustainable in any way.

It will lead to an ever increasing number of noise nuisance issues...and an endless stream of complaints to Tower Hamlets noise team

Thank you

Piers

Piers Gibbon  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 14

## Kathy Driver

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**From:** Holly Johnson [REDACTED]  
**Sent:** 23 May 2018 22:11  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

[REDACTED]

I OBJECT to this application on the following grounds:

I am currently a law student residing in the flat directly opposite white post "cafe". After purchasing my flat in September I can confirm that the "cafe" is most certainly not a "cafe". Not only are the outdoor speakers constantly playing music throughout the evening/night but the DJ booth and bass speakers are now on the outside decking area too.

Large crowds of individuals are now gathering outside due to the improved weather and the volume of noise is disrupting me from both studying and sleeping. I live in the front bedroom looking out onto the cafe and noise regularly disrupts me (particularly on Friday and Saturday evenings). Longer opening hours of the decking area would encourage drunk individuals to gather outside (causing further noise to travel to my flat from their loud alcohol-induced voices and the door constantly being left ajar).

There are a plethora of other music venues in Hackney Wick that do not have direct neighbours and we are not in need of another one.

Yours sincerely,

Holly Johnson.

# Appendix 15

## Kathy Driver

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**From:** tina johnston [REDACTED]  
**Sent:** 02 May 2018 15:23  
**To:** Licensing  
**Subject:** White Post Cafe Ref 108116

2nd May 2018  
Dear Sirs

Further to the notice posted outside White Post Cafe, I would like to object to the application to vary the hours for the sale of alcohol on Thursday, Friday and Sunday, and the extension of operating hours of the external terrace.

My objections are based on the following concerns. I live in Omega Works, facing the cafe, and these adjustments to trading hour will directly impact on my family, which includes, two children 6 and 4.

1. The extension of the terrace hours will increase the audible noise in our flat, especially in the summer when our external doors and windows will be open all the time to allow for ventilation.
2. The later operating hours will, no doubt, cause increased noise from those exiting the building, after consumption of alcohol, and using the adjacent towpath and Roach Road Bridge, which is directly under my flat.
3. It is understood, by a number of residents at Omega Works, who I have discussed this with, that there was originally a limit on the number of people able to use the terrace at any time. This does not, visibly, appear to be controlled. It is evident that a limit is not being adhered to, especially on days when West Ham are playing at the stadium, when it becomes a drinking stop of choice for WHUFC fans.
4. After speaking to the owner yesterday he assured me that the windows and doors will remain closed when music or entertainment is taking place at the cafe, I strongly believe, this will not be the case, especially in summer on hot nights, when they will require ventilation of the property.
5. I am concerned that extended hours of trading will set a precedent for both existing, new or proposed licensed business to operate similar hours on Fish Island, this is especially of concern for the other canal side properties that are proposed for the Fish Island Village and The Foundry developments on Fish Island.
6. They have stated in the application that they have a supporting document signed by Residents of Omega Works and Schwartz Wharf. Dan the owner confirmed yesterday that this document was only ever circulated within the bar, and all those that have signed are his customers, who happen to live at the above locations, not a publicly available document which has been circulated amongst the residents. This can be confirmed with Omega Works residents, but I cannot confirm this for Schwartz Wharf
7. There has been a recent change to the layout of the terrace, which includes, removal of wire mesh fencing, and replacement by single wire lines. The decking has been extended outside of the boundary of the bar, this would very conveniently provide additional external seating, on to the canal side, and it appears this morning, they are installing some new overhead cover, which also extends out over the boundary and covers the newly extended seating area. This will very quickly become an extension of the external drinking area, spilling out on the canal path. Dan has said that the extended decking has *only* been added to provide seating for people using the canal

path, as "the Canal and rivers Trust does not look after this little patch". This reasoning from the owner, makes little or no sense.

## Considerations

1. I understand, they can already apply for a set number of TEN to operate until 1.30am on Saturday night. Rather than permanently [\[TJ1\]](#) extending hours, stick to the current TEN process.
2. When trading extends past 11.30pm, a registered SIA doorman should be on both the canal path entrance and White post lane entrance, to monitor and manage customers.
3. Omega Works is fast becoming more family orientated. When I moved in to the development in 2011, families with children were in the minority, this has changed, and is now predominantly families with young children, and this should be kept in mind, when considering increased noise disruption, especially on Thursday nights which is still a school night
4. When White Post cafe first opened it was described as a 'cafe', it is most definitely a bar with live music, DJ's and entertainment, over a food led cafe.
5. Whilst it makes sense that local bars such as Crate, Grow and Bar 90 have extended hours, they do not have close residential neighbours, above or opposite, other than the boat dwellers.

I do hope that these concerns are considered when looking at the application.

Regards

Tina

[REDACTED]  
[REDACTED]

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[\[TJ1\]](#)

--  
[REDACTED]  
[REDACTED]

# Appendix 16

## Kathy Driver

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**From:** Carl K [REDACTED]  
**Sent:** 01 May 2018 23:06  
**To:** Licensing  
**Cc:** Ewa Kim  
**Subject:** Objection to White Post Cafe, Ref 108116

Dear Sir/Madam,

I am writing to **STRONGLY** object to the application by White Post Cafe to increase their trading hours (White Post Cafe, Ref 108116).

My family and I are residents at [REDACTED], on Hertford canal and face **DIRECTLY** on the White Post Cafe.

The noise that emanates from White Post Cafe is already considerable and disruptive to us in the evening/night time. We are a family with two young children: a 2 year old, and a 2 month old baby, whose rooms face the White Post Cafe. Our children are already impacted from the noise from the cafe, especially during the summer months when the windows facing the canal are opened. The increase in the trading hours requested by the Cafe will be even more detrimental for their well being, as well as us adults (our living room and balcony faces the canal and therefore the Cafe). We objected to the original application by White Post Cafe for a trading licence, and object even more strongly their latest application.

Can you please confirm your receipt of this, our objection letter.

Sincerely

Mr Carl Kim & Mrs Ewa Kim

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

## Kathy Driver

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**From:** Carl K [REDACTED]  
**Sent:** 22 May 2018 17:57  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Re: Objection to White Post Cafe, Ref 108116

Dear Sir/Madam,

I STRONGLY object to the application by White Post Cafe (White Post Cafe, Ref 108116), and as previously email before (see below).

Please confirm receipt of this objection by way of a reply email.

Sincerely,

Mr Carl Kim & Mrs Ewa Kim  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

On 1 May 2018 at 23:05, Carl K [REDACTED] wrote:

Dear Sir/Madam,

I am writing to STRONGLY object to the application by White Post Cafe to increase their trading hours (White Post Cafe, Ref 108116).

My family and I are residents at Unit 91, Omega Works 4 Roach Road, E3 2PF, on Hertford canal and face DIRECTLY on the White Post Cafe.

The noise that emanates from White Post Cafe is already considerable and disruptive to us in the evening/night time. We are a family with two young children: a 2 year old, and a 2 month old baby, whose rooms face the White Post Cafe. Our children are already impacted from the noise from the cafe, especially during the summer months when the windows facing the canal are opened. The increase in the trading hours requested by the Cafe will be even more detrimental for their well being, as well as us adults (our living room and balcony faces the canal and therefore the Cafe). We objected to the original application by White Post Cafe for a trading licence, and object even more strongly their latest application.

Can you please confirm your receipt of this, our objection letter.

Sincerely

Mr Carl Kim & Mrs Ewa Kim  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 17

## Kathy Driver

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**From:** Ewa Kim [REDACTED]  
**Sent:** 22 May 2018 22:15  
**Cc:** Licensing  
**Subject:** Objection to White Post Cafe, Ref 108116

Dear Sir/Madam,

I STRONGLY object to the application by White Post Cafe (White Post Cafe, Ref 108116), and as previously email before (see below).

Please confirm receipt of this objection by way of a reply email.

Sincerely,  
Mrs Ewa Kim

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 18

## Kathy Driver

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**From:** Dominic Leung [REDACTED]  
**Sent:** 22 May 2018 19:00  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

Dear Licensing,

I write regarding the above application for an extension of licensing hours at the White Post Cafe.

I strongly object to this application. I am a resident of Omega Works and I live directly opposite the White Post.

There is just the open canal with nothing between us to absorb any sound whatsoever.

Even under the current license, we are often subjected to very loud music very late in the evening. During the winter months we are able to close our windows to mitigate excessive volumes of music, but during the summer this isn't practical.

The terrace is in heavy use during the summer months and the constant opening of the door for people to come out and smoke, means that we get regular blasts of extremely high volumes (which can go on for sustained periods when someone forgets to close the door)

Even during the daytime, music is often played very loudly from the terrace sound system. Luckily the music is often to my taste, but that's not really the point. I couldn't listen to my own choice music or watch TV because it will be drowned out by the White Posts.

This corner of the canal towpath is a densely residential and quiet neighbourhood most of the time. The other entertainment 'hubs' around Queens Yard and Here East are more than far enough away to not be any nuisance. The noise that emanates from the White Posts is considerably louder to us than a full London Stadium that is only round the corner.

Please let me know if I can be of any help to you in your consideration of this application. I'd be more than happy to give you access to my flat so you can better understand the the proximities and the noise situation.

Yours faithfully

Dominic Leung

[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 19

## Kathy Driver

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**From:** Caroline Luino <[REDACTED]>  
**Sent:** 23 May 2018 16:56  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116 Noise Objection

### White Post Cafe, Ref 108116 Noise Objection

To whom it may concern, I Object to the proposed extensions due to the noise levels.

Caroline Luino  
[REDACTED]  
[REDACTED]

# Appendix 20

## Kathy Driver

---

**From:** Vaida Misoni [REDACTED]  
**Sent:** 01 May 2018 12:59  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Sir/ Madam,

I am a resident at [REDACTED] My flat and the balcony is facing White Post cafe. I have been informed by the residents at Omega Works about application for extended hours of operation and would like to object to this. The noise that comes in from the cafe is already unbearable , on some occasions they play really loud music which can be heard in the living room of my apartment and the bedroom even when the windows are closed. The noise in the balcony can be unbearable when the loud music is being played. I have tried calling the cafe on one occasion last year when very loud music was being played, they refused to turn it down. My understanding is that the licence was for a cafe and not a party/ music venue. I work long hours and get up at 5am in the morning and I do not think it is unreasonable to be able to expect not to hear blaring music coming from the cafe in the weekdays/ after 8:30pm.

Yours Sincerely,

Vaida Misoni

## Kathy Driver

---

**From:** Vaida Misoni [REDACTED]  
**Sent:** 22 May 2018 17:51  
**To:** Licensing  
**Subject:** Objection - White Post Cafe, Ref 108116

Further to my emails, I was advised that I have to email you to object for extended opening hours of white post cafe. The noise they are causing is already unbearable, they do not have any consideration to the local residents and ignore any concerns raised. My full address is [REDACTED]  
[REDACTED]

Please acknowledge receipt of this email.

Yours sincerely,  
Vaida Misoni

> On 20 May 2018, at 21:07, Vaida Misoni [REDACTED] wrote:

>

> Dear Sir/ Madam,

>

> I never received any response to my complaint, have you received it? I had a very loud music blurring in my living room whole day today, even with the windows closed it was unbearable. I tried calling the cafe with no response. Please advise on this as it weekends are becoming unbearable.

>

> Yours Sincerely,

> Vaida Misoni

>

>> On 1 May 2018, at 06:58, Vaida Misoni [REDACTED] > wrote:

>>

>> Sir/ Madam,

>>

>> I am a resident at [REDACTED]. My flat and the balcony is facing White Post cafe. I have been informed by the residents at Omega Works about application for extended hours of operation and would like to object to this. The noise that comes in from the cafe is already unbearable, on some occasions they play really loud music which can be heard in the living room of my apartment and the bedroom even when the windows are closed. The noise in the balcony can be unbearable when the loud music is being played. I have tried calling the cafe on one occasion last year when very loud music was being played, they refused to turn it down. My understanding is that the licence was for a cafe and not a party/ music venue. I work long hours and get up at 5am in the morning and I do not think it is unreasonable to be able to expect not to hear blaring music coming from the cafe in the weekdays/ after 8:30pm.

>>

>> Yours Sincerely,

>>

>> Vaida Misoni

## Kathy Driver

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**From:** Mohshin Ali on behalf of Licensing  
**Sent:** 24 May 2018 11:37  
**To:** Kathy Driver  
**Subject:** FW: White Post Cafe, Ref 108116

-----Original Message-----

From: Vaida Misoni [mailto: [REDACTED]]  
Sent: 21 May 2018 03:08  
To: Licensing  
Subject: Re: White Post Cafe, Ref 108116

Dear Sir/ Madam,

I never received any response to my complaint, have you received it? I had a very loud music blurring in my living room whole day today, even with the windows closed it was unbearable. I tried calling the cafe with no response. Please advise on this as it weekends are becoming unbearable.

Yours Sincerely,  
Vaida Misoni

> On 1 May 2018, at 06:58, Vaida Misoni [mailto: [REDACTED]] > wrote:

>

> Sir/ Madam,

>

> I am a resident at [REDACTED]. My flat and the balcony is facing White Post cafe. I have been informed by the residents at Omega Works about application for extended hours of operation and would like to object to this. The noise that comes in from the cafe is already unbearable, on some occasions they play really loud music which can be heard in the living room of my apartment and the bedroom even when the windows are closed. The noise in the balcony can be unbearable when the loud music is being played. I have tried calling the cafe on one occasion last year when very loud music was being played, they refused to turn it down. My understanding is that the licence was for a cafe and not a party/ music venue. I work long hours and get up at 5am in the morning and I do not think it is unreasonable to be able to expect not to hear blaring music coming from the cafe in the weekdays/ after 8:30pm.

>

> Yours Sincerely,

>

> Vaida Misoni

# Appendix 21

## Kathy Driver

---

**From:** Konan Motihar <[REDACTED]>  
**Sent:** 02 May 2018 19:38  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

I am writing with regards to the application for the extension of operating times and live music at the White Post Cafe. I live in Omega Works, [REDACTED] facing the canal and whilst I am sympathetic to the cafe's desire to provide more outside space later in the evening in the summer months, I would like to record my opposition to this change for the following reasons: 

1. We do find that we can very clearly hear the cafe's music in our flat even with all windows and doors closed. This was exacerbated last weekend when we had warm weather and had the windows open.
2. Additionally, the noise from the White Post presently also interferes with our ability to enjoy our own flat with windows open, particularly when reading or indeed listening to music or watching television.
3. It limits ability to enjoy the outside space attached to our flat as this space faces the White Post. It is akin to having a neighbour who throws a loud party in their backyard every weekend.

I am generally supportive of the cafe and do visit it from time to time however I do feel that the changes requested would result in a net negative result of local residents, particularly those who live on the Hertford canal side of Omega Works and face the cafe.

# Appendix 22

## Kathy Driver

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**From:** Louise O'Hare [REDACTED]  
**Sent:** 23 May 2018 10:57  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

Dear Madam, Sir,

I object to this application. The noise will disrupt the lives of residents in Omega Works opposite the terrace, particularly those with young children.

Faithfully

Victoria Overall O'Hare  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 23

**Kathy Driver**

---

**From:** Mareli Pelzer <[REDACTED]>  
**Sent:** 23 May 2018 11:47  
**To:** Licensing  
**Subject:** Objection to Application: White Post Cafe, Ref 108116

To Whom it may concern:

As a resident living right across the White Post Café, I want to object to their application.

Noise pollution produced by late events impact our lives. We don't mind the noise during the day, but a late licence will certainly have a negative effect as the sound travels so effectively over the canal.

Thank you

Mareli Pelzer

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

--  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 24

## Kathy Driver

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**From:** Katharine Rose <[REDACTED]>  
**Sent:** 01 May 2018 10:57  
**To:** Licensing  
**Subject:** Representation re. variation of premises license, White Post Cafe Ref 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Hi,

I would like to make some comments opposing the above application.

When the "cafe" originally opened, it was positioned as exactly that - a Cafe rather than, say, an event venue or a bar. Many nearby residents were concerned about the potential for noise even so, particularly with the alcohol license, and as a result the current restrictions around the use of the external terrace and the opening hours were put in place.

Since then nothing has happened to suggest that those restrictions weren't needed - in fact, the opposite. White Post has evolved much more into a bar and venue. This is their own description (my emphasis) which can be seen at <http://www.hackneywicked.co.uk/venues/white-post-cafe/> :

"White Post Café opened at the end of August 2016. In terms of cafés, we're a café in the European sense- open early 'til late, serving booze and snacks- **more of a bar, really**".

For a flavour of the kind of events they are running, I would ask the licensing committee to take a look at their own website: <http://whitepost-london.com/events/> . Again, quoting: "We are always keen to host promoted events such as **club nights**, live gigs, screenings and so on. The rig and space work together to form a compact and punchy (70's office style) warehouse space which can hold 200 standing. The white walls and theatre lighting allow us to throw colour into the space at night making White Post **the most vibrant & sought after haunts for late night revellers**, along the canal."

Although I appreciate that some of White Post's customers are also local residents and would like to be able to make more noise, outside, for longer, **the point of the licensing restrictions was to protect those who aren't customers!** There are many residents directly across the canal from White Post, so within feet of their space, and noise is perceived as magnified across water at night.

I also appreciate the whole argument around Hackney Wick's night time economy, but this particular area has always been residential and is only becoming more so with the opening of Fish Island Village etc. Residents need to have some space to retreat to where there isn't a party going on within feet of them. If running a de facto party venue is what is needed to allow this business to succeed, then this is the wrong location for that business, and I think that has been made clear from the start.

kind regards

Katharine Rose

[REDACTED]

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## Kathy Driver

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**From:** Vincent Fajilagmago on behalf of Licensing  
**Sent:** 22 May 2018 16:14  
**To:** Kathy Driver  
**Subject:** FW: Representation re. variation of premises license, White Post Cafe Ref 108116

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**From:** Katharine Rose [REDACTED]  
**Sent:** 22 May 2018 12:56  
**To:** Licensing  
**Subject:** Fwd: Representation re. variation of premises license, White Post Cafe Ref 108116

Hi Kathy

Thanks for your time on the phone just now. Just to confirm my objection below, and also my full address which is [REDACTED]

In addition, I'd like to make the point that residents are already suffering substantial public nuisance as a result of the current license for White Post Cafe. There are open air speakers on the external terrace, and windows and doors are frequently wedged open. That essentially means that all 50+ of the flats unfortunate enough to face the "Cafe" are being inflicted with loud music every weekend, and many days, until at least 8pm. This leaves them unable to enjoy their own external areas in peace, or to have their windows open if they don't want to listen to White Posts' choice of music. I can confirm from my own experience that the volume of music is substantial from our side of the canal!

Therefore, I would suggest that if the variation is considered, at an absolute minimum there needs to be a restriction on recorded or live music audible outside of the venue preferably at any time (given the proximity to a large number of residents!) but certainly after 6pm.

kind regards, Kate

----- Forwarded Message -----

**Subject:**Representation re. variation of premises license, White Post Cafe Ref 108116  
**Date:**Tue, 1 May 2018 10:57:23 +0100  
**From:**Katharine Rose [REDACTED]  
**To:**[licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

Hi,

I would like to make some comments opposing the above application.

When the "cafe" originally opened, it was positioned as exactly that - a Cafe rather than, say, an event venue or a bar. Many nearby residents were concerned about the potential for noise even so, particularly with the alcohol license, and as a result the current restrictions around the use of the external terrace and the opening hours were put in place.

Since then nothing has happened to suggest that those restrictions weren't needed - in fact, the opposite. White Post has evolved much more into a bar and venue. This is their own description (my emphasis) which can be seen at <http://www.hackneywicked.co.uk/venues/white-post-cafe/> :

"White Post Café opened at the end of August 2016. In terms of cafés, we're a café in the European sense- open early 'til late, serving booze and snacks- **more of a bar, really**".

For a flavour of the kind of events they are running, I would ask the licensing committee to take a look at their own website: <http://whitepost-london.com/events/> . Again, quoting: "We are always keen to host promoted events such as **club nights**, live gigs, screenings and so on. The rig and space work together to form a compact and punchy (70's office style) warehouse space which can hold 200 standing. The white walls and theatre lighting allow us to throw colour into the space at night making White Post **the most vibrant & sought after haunts for late night revellers**, along the canal."

Although I appreciate that some of White Post's customers are also local residents and would like to be able to make more noise, outside, for longer, **the point of the licensing restrictions was to protect those who aren't customers!** There are many residents directly across the canal from White Post, so within feet of their space, and noise is perceived as magnified across water at night.

I also appreciate the whole argument around Hackney Wick's night time economy, but this particular area has always been residential and is only becoming more so with the opening of Fish Island Village etc. Residents need to have some space to retreat to where there isn't a party going on within feet of them. If running a de facto party venue is what is needed to allow this business to succeed, then this is the wrong location for that business, and I think that has been made clear from the start.

kind regards

Katharine Rose

████████████████████

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# Appendix 25

## Kathy Driver

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**From:** Russell, Philip [REDACTED]  
**Sent:** 22 May 2018 15:10  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Sirs

I write to OBJECT to this application.

This establishment is only the width of the canal way from the Omega Works residential development and noise from the café can be heard in the flats on the opposite side of the canal. The entertainment at the White Post cafe is already causing a disturbance to residents with music often audible for many hours in the day, and DJs sometimes playing music on the open terrace.

Residents have complained often to the owner of the café, who give assurances that it will not happen again, only for it to do so. I therefore have no reason to believe that any restrictions placed upon extended operating hours will be adhered to, and request that this application be rejected.

Regards

Philip Russell

[REDACTED]  
[REDACTED]  
[REDACTED]

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# Appendix 26

## Kathy Driver

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**From:** Franc Strazzeri [REDACTED]  
**Sent:** 23 May 2018 11:59  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

To whom it may concern,

Please accept this email as my objection to the above application for an extension to the trading parameters of The White Post Cafe in Hackney Wick. The noise emanating from the venue is already unbearable at all hours on the weekends, and an extension to the already unsociable ability of the White Post Cafe to create even more noise seems very unreasonable, to myself, living as I do, opposite the cafe, and undoubtedly to my neighbours in Omega Works.

I hope this email may add weight to any and all objections in this matter.

Sincerely and with best regards,

Franc Strazzeri  
[REDACTED]  
[REDACTED]  
[REDACTED]

--  
[REDACTED]

# Appendix 27

## Kathy Driver

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**From:** a.v.m <[REDACTED]>  
**Sent:** 22 May 2018 15:34  
**To:** Licensing  
**Subject:** WHITE POST CAFE', REF 108116

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear sir, madam

I am writing to you to object to the above application.

It has been very difficult to live in our flat due to the noise coming from the White Post Cafe'.

The rules are most of the time not respected as they are now.

People are out, the music is loud and our weekends are ruined by it. The evenings are spoiled by the constant noise and make the area unsuitable for the residents.

This application will make the problem even worse.

I am sure you will take in serious consideration my objection.

Thanks and Regards,

Alberto Varesi-Monti

[REDACTED]  
[REDACTED]  
[REDACTED]

# Appendix 28

## Kathy Driver

---

**From:** Jo Wackrill [REDACTED]  
**Sent:** 01 May 2018 21:07  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116

Dear Sir/Madam,

I am emailing in connection with the variation of Premises Licence Application for White Post Cafe Hackney Wick, Ref 108116.

They want to extend the operating hours on Thursday, Friday and Saturday and Sunday, and also extend the hours they operate the terrace.

As a resident of Omega Works development opposite the cafe, I would like to register my strong objection to this license extension on the grounds that it will contribute to noise pollution.

In addition, within the online application it states "To support the application we enclose document signed by local residents (Omega Works opposite the cafe) and residents from Schwartz Wharf ( at the same address)". The document is not attached to view and on further investigation it appears that this document was in fact signed by CUSTOMERS whom they assume to be largely drawn from these neighbouring developments. This document is therefore being submitted under false pretences.

Extending the opening hours would be the "thin end of the wedge" and is why residents get anxious about new openings - as approval of this application will set a precedent for opening hours of other licensed businesses operating in Hackney Wick/Fish Island. White Post Cafe started off all "oh it's a nice little cafe" and now there are frequent music events and they want to push the restrictions on their licensing. In fact in their own words.... "White Post Café opened at the end of August 2016. In terms of cafés, we're a café in the European sense- open early 'til late, serving booze and snacks- more of a bar, really."

Please register my objection to this application,

Joanne Wackrill  
[REDACTED]  
[REDACTED]

## Kathy Driver

---

**From:** Jo Wackrill [REDACTED]  
**Sent:** 22 May 2018 19:33  
**To:** Licensing  
**Subject:** White Post Cafe, Ref 108116.

Dear Sir/Madam,

I am emailing in connection with the variation of Premises Licence Application for White Post Cafe Hackney Wick, Ref 108116.

They want to extend the operating hours on Thursday, Friday and Saturday and Sunday, and also extend the hours they operate the terrace.

As a resident of Omega Works development opposite the cafe, I would like to register my strong objection to this license extension on the grounds that it will contribute to noise pollution.

In addition, within the online application it states "To support the application we enclose document signed by local residents (Omega Works opposite the cafe) and residents from Schwartz Wharf ( at the same address)". The document is not attached to view and on further investigation it appears that this document was in fact signed by CUSTOMERS whom they assume to be largely drawn from these neighbouring developments. This document is therefore being submitted under false pretences.

Extending the opening hours would be the "thin end of the wedge" and is why residents get anxious about new openings - as approval of this application will set a precedent for opening hours of other licensed businesses operating in Hackney Wick/Fish Island. White Post Cafe started off all "oh it's a nice little cafe" and now there are frequent music events and they want to push the restrictions on their licensing. In fact in their own words.... "White Post Café opened at the end of August 2016. In terms of cafés, we're a café in the European sense- open early 'til late, serving booze and snacks- more of a bar, really."

Please register my objection to this application,

Joanne Wackrill  
[REDACTED]  
[REDACTED]

# Appendix 29

## Kathy Driver

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**From:** Robyn Walker [REDACTED]  
**Sent:** 23 May 2018 06:31  
**To:** Licensing  
**Subject:** White post cafe: ref 108116

Hi

This is an email stating my objection to this application. I live directly opposite at [REDACTED]

[REDACTED] the venue is extremely close to Omega Works and lots of residents, some of whom with children and many with full time jobs who need to be able to get a good night's sleep! There is nothing separating us except a relatively narrow canal so when the music is on there and particularly if the door to the terrace is opened (even temporarily) or a window open it is loud and has interrupted our sleep or stopped us from going to sleep on several occasions. Particularly as the configuration of Omega means many bedrooms back directly onto the canal. This is a residential area to which the venue is a newish addition, it is not an institution or an important part of the community yet and they should not be granted the right to have a later license. They should be working within the perimeters they have to make the venue a success and attract more people in the day, for food etc.

Robyn

Sent from my iPhone

# Appendix 30

## 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 31

## **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 32

## 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 33

## 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 10.1 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 15.10**).

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 10.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 Annex D 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
- 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 Licensing Policy has adopted the recommended Pool of Conditions as permitted (Annex D).

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 34

## **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 35

## **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 15.8 of the Licensing Policy)

In considering the applicability of frame work 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 15.9 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