

Appendix 1



LICENSING ACT 2003

This form should be completed and forwarded to:

London Borough of Tower Hamlets,
Licensing Service, John Onslow House, 1 Ewart Place, London E3 5EQ

**Application for the review of a premises licence or club premises certificate
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 WAYNE LLOYD (Insert name
of applicant) **apply for the review of a premises licence under section 51 /
apply for the review of a club premises certificate under section 87 of the
Licensing Act 2003 for the premises described in Part 1 below (delete as
applicable)**

Part 1 – Premises or club premises details

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

THE LIGHTHOUSE PUB
421 WICK LANE

Post town BOW

Post code (if known) E3 2JG

Name of premises licence holder or club
holding club premises certificate (if known)

Number of premises licence or club
premises certificate (if known)

Part 2 - Applicant details

Please tick ☐ yes

I am

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises ☒
 - b) a body representing persons living in the vicinity of the premises ☒
 - c) a person involved in business in the vicinity of the premises ☐
 - d) a body representing persons involved in business in the vicinity of the premises ☐
- 2) a responsible authority (please complete (C) below) ☐
- 3) a member of the club to which this application relates (please complete (A) below) ☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other title ☐
(for example, Rev)

Surname

First names

LOYD

WAYNE

Please tick yes ☒

I am 18 years old or over

Current postal
address if
different from
premises
address

Post Town

Postcode

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Mr ☐ Mrs ☐ Miss ☒ Ms ☐ Other title ☐
(for example, Rev)

Surname

LLOYD

First names

EMMA

I am 18 years old or over

Please tick ☐ yes
☐

Current postal
address if
different from
premises
address

[Redacted]

Post Town

[Redacted]

Postcode

[Redacted]

Daytime contact telephone number

[Redacted]

E-mail address
(optional)

[Redacted]

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

[Redacted]

Telephone number (if any)

[Redacted]

E-mail (optional)

[Redacted]

This application to review relates to the following licensing objective(s)

Please tick one or more boxes ☐

1) the prevention of crime and disorder



2) public safety



3) the prevention of public nuisance



4) the protection of children from harm



Please state the ground(s) for review (please read guidance note1)

THE PUB IS CAUSING MULTIPLE RESIDENTS DISTURBANCE, STRESS AND CONCERN. OVER THE PAST FEW MONTHS THE PUB HAS FREQUENTLY BEEN HOLDING PRIVATE PARTIES AND BECOMING MORE LIKE A NIGHTCLUB THAN A PUB. THE PUB IS NOT SOUND PROOF AND WHEN THEY PLAY MUSIC RESIDENTS ARE UNABLE TO ESCAPE IT GIVEN WE ARE DIRECTLY ACROSS THE ROAD. HUGE GANGS OF GUESTS SIT AND STAND OUTSIDE THE PUB DRINKING, SHOUTING, SMOKING - IT CAUSES ALARM, KEEPS RESIDENTS AWAKE AND TRIGGERS BAD LANGUAGE. AS NON SMOKERS WE CAN SMELL THE SMOKE IN OUR LIVING ROOM AND BECAUSE IT IS SO LOUD WE ARE NOT ABLE TO OPEN OUR WINDOWS WHICH IS AWFUL IN THIS HEAT. THE NOISE IS SO BAD THAT MY WIFE AND I HAVE BEEN FORCED TO LEAVE OUR HOMES TO WATCH A FILM IN THE CINEMA AT MIDNIGHT (W/END APRIL 7) AND WE HAVE BEEN FORCED TO TRAVEL TO WALES FOR THE WEEKEND WORRYING WE WON'T GET REST AT OUR HOME DURING THE LEAD UP TO AN IMPORTANT WORKING WEEK.

ON THE LAST WEEKEND IN JUNE THEY ARE ADVERTISING ANOTHER LATE TICKETED EVENT WITH LIVE MUSIC AND AS A CONSEQUENCE I HAVE HAD TO TELL MY PARENTS THEY CANNOT STAY AT MY HOME FOR MY DAD'S BIRTHDAY GIVEN HOW BAD IT IS. THE NOISE FROM PEOPLE OUTSIDE THE PUB IS OVERLY WHEN THE NIGHTCLUBS ARE BECOMING CONSTANT. THEY PLAY LIVE MUSIC WAY PAST THEIR PERMITTED LICENCE, DURING THE WEEKEND OF MAY 7/8 THEY PLAYED MUSIC FROM CIRCA 9PM UNTIL 11.30AM NEXT DAY.

THEIR GUESTS SMASHED UP A CAR WINDOW SCREEN AND THE WINDOW OF ONE OF OUR NEIGHBOURS HOME. GUESTS HAVE BEEN SEEN TO REGULARLY URINATE OUTSIDE THE PUB IN PLAIN SIGHT OF BOUVIERS AND THOSE RUNNING IT. WHEN WE ASKED THE LANDLORD TO GET

Please provide as much information as possible to support the application (please read guidance note 2)

HIS GUESTS TO STOP WE WERE TOLD DURING A PHONE CALL TO 'FUCK OFF' WHILE ON ANOTHER OCCASION MY WIFE WAS ASKED OR RATHER TOLD 'LETS AV IT' WHEN SHE COMPLAINED. WE HAVE HAD TO CALL LBTH'S ON MULTIPLE OCCASIONS. WE HAVE SEEN THEIR GUESTS TRY AND DESTROY THE WICKHAM/ AUTUMN STREET BUS STOP (ON VIDEO).

WE HAVE MULTIPLE VIDEOS OF GUESTS URINATING ON THE WALL. THIS IS INCREASINGLY DISGUSTING WHEN THERE ARE CHILDRENS BEDROOMS LOOKING ONTO THIS.

THE sheer quantity of people standing on the pavement has seen members of the public being forced onto the road when traffic approaches.

ESCROW TAKES AROUND AN HOUR OR MORE. THEY MAKE NO EFFORT TO BE QUIET AND MYSELF & OTHER RESIDENTS HAVE ACTUALLY HEARD THEM MAKING FUN OF HOW LOUD THEY ARE, REFERRING TO RESIDENTS INDIRECTLY. RESIDENTS ARE ALSO ANGRY THE DUE TO PROTESTATIONS, CONCERN AND APPROACHES TO THEM THEY CONTINUE. RECENTLY THEY SENT FLYERS TO RESIDENTS INVITING US TO ONE OF THEIR CLUB NIGHTS AND WE FEEL THEY HAD DONE THIS TO ANTAGONISE RESIDENTS FEEL UNSAFE BY WHAT THEIR NIGHTS BRING TO THE AREA. SMASHED WINDOWS, SMASHED CARS, AGGRESSIVE SHOUTING ARE ALL INCIDENTS CORRELATED TO THE PUB'S LATE NIGHTS.

THE MUSIC IS TOO LOUD & THE VENUE IS A NIGHT CLUB UNUSUALLY ALIVE THERE IS ALREADY A NIGHT CLUB ACROSS THE STREET. MULTIPLE RESIDENTS ARE ANGRY, CONCERNED, DISTURBED AND INCREASINGLY STRESSED. COMING HOME ON A WEEKEND IS NOW AN AWFUL EXPERIENCE. FEELING UNSAFE IN YOUR HOMES, NOT KNOWING IF YOUR WINDOW WILL BE SMASHED IN IS SIMPLY UNACCEPTABLE. EMAILS HAVE BEEN SENT ON MULTIPLE OCCASIONS OVER NOISE & DISTURBANCE ~~MANAGEMENT~~ & MANY VIDEOS HAVE BEEN SENT TO COUNCILLOR RACHEL BLAKE, FURTHERMORE, MANY OTHER RESIDENTS HAVE ALSO WRITTEN IN WITH THE SAME CONCERN.

Have you made an application for review relating to this premises before

Please tick ? yes

☐

If yes please state the date of that application

Day		Month		Year	

If you have made representations before relating to this premises please state what they were and when you made them

Please tick ☐ yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate



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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature



Date

16/8/2018

16/08/2018

Capacity

APPLICANT.

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

- 1 1. The ground(s) for review must be based on one of the licensing objectives.
- 2 Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
- 3 The application form must be signed.
- 4 An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 5 This is the address which we shall use to correspond with you about this application.

Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 07 July 2018 23:54
To: Tom Lewis; Rachel Blake; Mayor; Licensing
Subject: Re: The Lighthouse

Follow Up Flag: Follow up
Flag Status: Completed

To also make you aware, we shouted down to the landlord to turn it down, his response was to ignore us.

He then saw us on the phone to LBTH's and he went inside and came back out to shout, with a level of distain and nastiness 'is that alright for you, I've turned it down'. He hasn't and his response soon after was 'why don't you shut your window and come down here if you want to talk'.

Basically they see us as the problem because they can't do what they want when they want to. It's the hottest summer on record and they basically think we should have to close our windows just so they can play music through the night. They're a pub, not a nightclub.

We tried to register noise but keep getting cut off. If you could please log this complaint as we have to sleep at our neighbors house.

Kind regards,
Wayne

> On Jul 7, 2018, at 11:35 PM, Wayne Lloyd [REDACTED] wrote:
>
> Hi all,
>
> To to make you aware that The Lighthouse have literally started playing music from now. We can't stay in our own home this evening because of it, basically trying to stay here means we cannot enjoy our wedding anniversary tomorrow.
>
> Sick of these people. Is there any way that environmental health can speak to them this week. It's disgusting our lives are miserable because of them.
>
> Kr
> Wayne

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Mohshin Ali

From: Wayne Lloyd [REDACTED] >
Sent: 09 July 2018 13:32
To: Tom Lewis
Cc: Rachel Blake; Licensing
Subject: Re: The Lighthouse

Follow Up Flag: Follow up
Flag Status: Completed

Thanks Tom.

I think the point to note here is that these are Neighbor's that have previously not been disturbed as much by the music. It's an indication that despite this notice, they're actually trying to make our lives worse. We had to sleep on a Neighbors' sofa on Saturday night because of them. Not how we expected to start our first wedding anniversary together.

Kind regards,
Wayne

On Jul 9, 2018, at 1:06 PM, Tom Lewis [REDACTED] wrote:

Dear Mr Lloyd,

Thank you for this information. We will wait to hear from your neighbour in regards to this matter, and raise a complaint on the system once they have contact us.

Kind regards

Tom Lewis MCIEH | Team Leader | Licensing & Safety Team | Environmental Health and Trading Standards
London Borough of Tower Hamlets | John Onslow House, 1 Ewart Place, London E3 5EQ

[REDACTED]

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

From: Wayne Lloyd [REDACTED]
Sent: 08 July 2018 20:51
To: Rachel Blake; Tom Lewis; Licensing
Subject: The Lighthouse

Dear all,

We just found out one of our Neighbour's situated more towards 417 Wick Lane than The Lighthouse could not put their baby to sleep last night because of The Lighthouse Pub. They wanted to open the window for them but couldn't because of the noise coming from the pub. They had to close the window making it too hot for the baby, but if they opened it they said they could hear shouting, bad language and music. Even with the windows closed I'm told their walls were shaking from the bass, which is the reason we had leave our home to sleep at one of our neighbors houses last night.

I've told them to drop you an email, which they will do, but in the interim these people need to be told what their actions are doing to local residents as another matter of urgency.

Kind regards,
Wayne

Mohshin Ali

From: Wayne Lloyd [REDACTED] >
Sent: 12 July 2018 10:39
To: Tom Lewis; Rachel Blake; Licensing
Cc: [REDACTED]; hanan.maayan [REDACTED]; [REDACTED]; e_critchley [REDACTED]
Subject: Re: The Lighthouse Pub

Follow Up Flag: Follow up
Flag Status: Completed

Hi Tom,

Can this not be placed under both?

It's also worth mentioning that the pub saw us film the culprit. When they left the premises in their car they purposefully starting beeping their car horn to make as much noise as they could. We also have this on video and clear evidence that there is not any need whatsoever for their car horn to go off. It's a clear attempt to antagonize the residents.

Wayne Lloyd
[REDACTED]

From: Tom Lewis [REDACTED]
Sent: 12 July 2018 09:34
To: 'Wayne Lloyd'; Rachel Blake; Licensing
Cc: [REDACTED]; [REDACTED]; [REDACTED]; [e_critchley](#) [REDACTED]
Subject: RE: The Lighthouse Pub

Dear Mr Lloyd,

Please can you confirm whether you wish to add this as a complaint against the above premises or whether this is further evidence you wish to add to your application to review the premises licence?

As before please ensure you include licensing@towerhamlets.gov.uk in any reply.

Kind regards

Tom Lewis MCIEH | Team Leader | Licensing & Safety Team | Environmental Health and Trading Standards
London Borough of Tower Hamlets | John Onslow House, 1 Ewart Place, London E3 5EQ

✉ [REDACTED] [REDACTED]

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

From: Wayne Lloyd [REDACTED]
Sent: 11 July 2018 22:25
To: Tom Lewis; Rachel Blake; Licensing
Cc: [REDACTED]; [REDACTED]; [e_critchley](#) [REDACTED]
Subject: The Lighthouse Pub

Dear all,

Please take this email as another complaint to log against The Lighthouse Pub.

A guest of the pub has just exited and started urinating in the street, over and behind someone's parked car, facing residents and facing the bedroom of children. I have a video of then end of him doing it.

Now they have exited the pub they are all sat outside shouting, swearing and generally being a nuisance.

This pub and its guests as literally disgusting.

Kind regards,
Wayne

Working Together for a Better Tower Hamlets

Web site : <http://www.towerhamlets.gov.uk>

London Borough of Tower Hamlets E-Mail Disclaimer.

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If your request relates to a Freedom of Information enquiry, please resend this to
foi@towerhamlets.gov.uk

Please consider your environmental responsibility: Before printing this e-mail or any other document , ask yourself whether you need a hard copy.

Mohshin Ali

From: Wayne Lloyd [REDACTED] >
Sent: 15 July 2018 17:45
To: Tom Lewis; Rachel Blake; Mayor; Licensing
Subject: The Lighthouse Pub
Attachments: IMG_8406.jpg; ATT00001.txt

Follow Up Flag: Follow up
Flag Status: Completed

Dear all.

The Lighthouse is at it again today. No music taking place inside the pub but as you can see from the photo:

1. They have erected barriers up on Iceland Road. They have no rights to do this and it prevents residents and resident guests at 419 Wick Lane from parking.
2. The Mercedes car you see parked up, they have opened the car door and been playing music out the car radio under the full guidance of the owner.
3. They have kids there today. The beer garden they have placed on Wick Lane is where they're playing. The traffic that runs up and down this road, and the heavy duty nature of the traffic, places those people in the 'beer garden' at high risk.
4. Knowing that my having people sitting down on the corner of Wick Lane/Iceland Road they'll cause disturbance, the fact they have moved their chairs to now be directly under our windows has driven the guests to now be stood right outside our windows. It's too hot to close the windows so we have no choice but to sit here like we have a group of strangers in our living room with us.

Our house is a prison.

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Mohshin Ali

From: Wayne Lloyd [REDACTED] >
Sent: 15 July 2018 17:50
To: Tom Lewis; Rachel Blake; Mayor; Licensing
Subject: FYI
Attachments: IMG_8409.PNG; ATT00001.txt

Follow Up Flag: Follow up
Flag Status: Completed

As you can see, this is impacting on the community in a negative way once again.

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5:49



Ink Court
Residents' Group

9 mins · 📺



Anyone know why Iceland road is blocked off?



Like



Comment

Be the first person to like this.

Seen by 19 people.



Hi [redacted] no idea. Is the music coming from there ?

7m Like Reply



Yeah it looks like they may be gearing up for a big one 🤔

6m Like Reply



Oh Christ ! I might get on the gins to get through this one 🙏

5m Like Reply



Write a reply...



Write a comment...



Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 16 July 2018 07:24
To: Tom Lewis; Licensing; Rachel Blake
Subject: The Lighthouse

Follow Up Flag: Follow up
Flag Status: Completed

Dear all,

In addition to the other points I raised yesterday, it's worth noting that The Lighthouse Pub felt it appropriate to empty their bottle bins at 1145pm yesterday evening, demonstrating once again, these people have absolutely no regard for the neighbours.

They (the owners) are more concerned that their guests have a good time at the expense of the community that they reside and should actually be serving. There is a clear distortion of reality that needs to be addressed with a heavy hand so they are fully aware of the consequences of this attitude towards people in their homes.

Please serve this as another complaint against The Lighthouse and further evidence against them in the licence review. They do not care, at all, about residents.

Kind regards,

Wayne Lloyd
[REDACTED]

Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 17 July 2018 11:50
To: Tom Lewis; Rachel Blake; Licensing
Subject: Photos from 7 April
Attachments: IMG_6662.jpg; ATT00001.txt; IMG_6663.jpg; ATT00002.txt; IMG_6661.jpg; ATT00003.txt

Follow Up Flag: Follow up
Flag Status: Completed

Showing were their guests were urinating during the evening. Please can you save them as they will accompany my document which will be sent in due course.

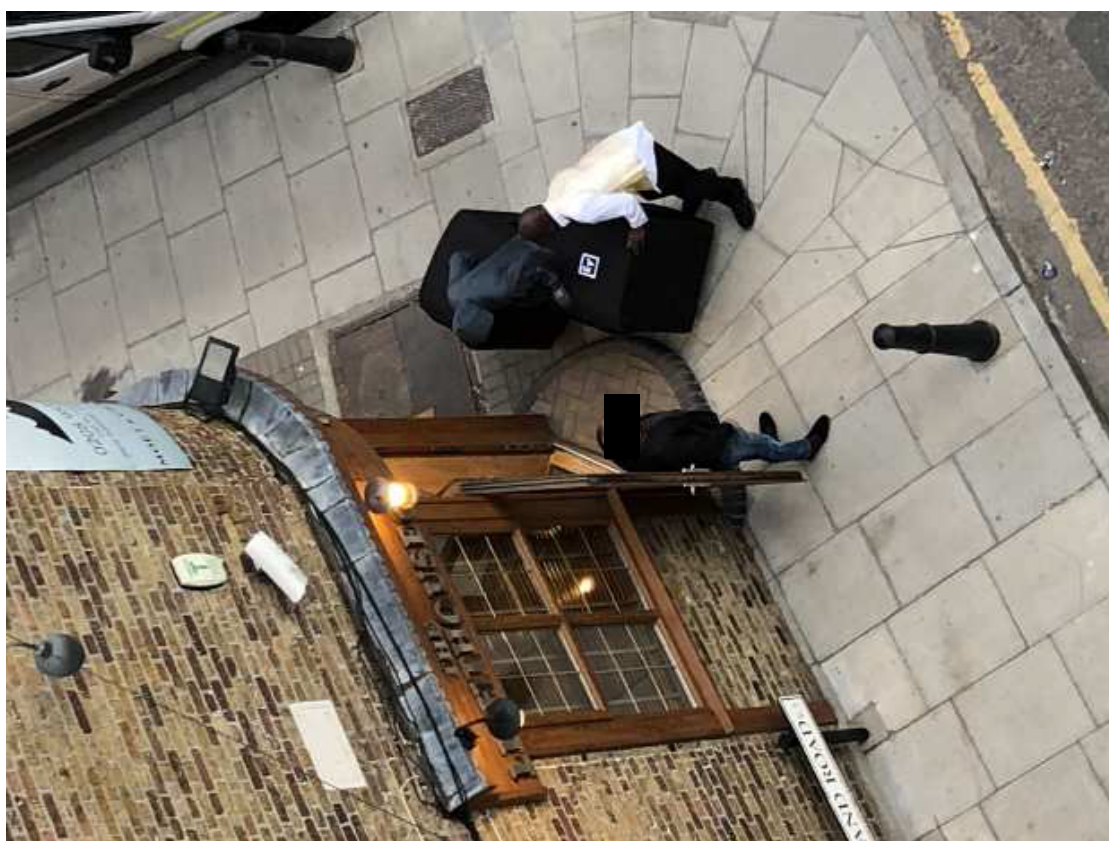




Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 17 July 2018 12:38
To: Tom Lewis; Rachel Blake; Licensing
Subject: 16 June
Attachments: IMG_7887.jpg; ATT00001.txt

This will also be included on a USB but this will also accompany my document. It shows the size of the speakers they're using. The person holding the door is, I think, someone that the landlord is sub contracting its use to. Since he's been on the scene is when this pub has become terrible.



Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 17 July 2018 13:43
To: Licensing; Tom Lewis; Rachel Blake
Subject: Timeline of events document
Attachments: The Lighthouse.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Dear all,

Please find attached the timeline of some of the events that continue to blight residents. As you can see, there is now a consistent, and continuous stream of events taking place that are destroying my families lives and the lives of other residents.

The videos that will be submitted demonstrate beyond a doubt that residents are being subjected to the following:

1. Continual and consistent public nuisance. We are clearly able to hear music, the bass that comes from the venue and their inability and complete lack of care when it comes to preventing that music.
2. Public nuisance by their illegal 'beer garden' where people are coming outside to smoke, drink sit-down once the venue has been closed down which also demonstrates that the pub has no control or appetite to manage escrow.
3. There is a threat to residents who are unable to pass their guests on the street without walking into the road. They have no rights to barricade or occupy the pavements for the purpose of serving drinks, allowing alcohol to be drunk or to be used to sit and serve food as was the case for this weekend.
4. We, as residents, are consistently subjected to sustained violent and threatening events which gives us a concern for our personal safety. We have had a neighbour that has had their windows destroyed by their guests, another resident that has viewed a car windscreen that has been smashed in by their guests, another video shows one of their customers' trying to destroy the bus stop.
5. We are also subjected to watching people being sick and urinating outside our windows. The later of these things is of serious concern given that children reside in our building. If an adult was to show their private parts to a child they would be sent to prison and placed on the sex offenders list - there is no difference between someone facing our bedrooms and urinating in front of them. We have a video of someone urinating on The Lighthouse building in plain sight of the landlord.
6. We are also threatened by the fact we have had to listen to angry, drunk people, standing outside, drinking, and shouting racists' comments to people walking by. There is no place in society for this and no place for this in our community which is why this licence has to be revoked as a matter of urgency.
7. This is also a huge problem for mine and my wives health. You should notice the times' that are listed on this document and it becomes clear - we are not getting any rest on our weekends due to this pub. I don't know of any other friends and family who are up at the early hours of their weekend in order to take videos of such things. THIS IS DESTROYING OUR LIVES and the area is already too much to bear without the Lighthouse now trying to become a nightclub.

There is no place in society for these people and there is no way that residents should be being subjected to this. It is a fundamental breach of our human rights that we are not able to enjoy our property. We now have to either sleep at our neighbours homes on the weekends or we have to book to stay away from London on purpose - basically being forced to not stay in our own homes - at a cost to us.

It is effecting our work, our marriage and our happiness and it is completely unacceptable. They care more about their guests than they do their neighbours. There is no place for them.

If you have any questions relating to this please do not hesitate to contact me.

I look forward to hearing back from you.

Kind regards,

Wayne Lloyd



Timeline things we have been subject to from December 2017 onwards....

Date	Time	Incident	Action	Feelings	Video		
9 December, 2017	23.34	Guests urinating outside the pub. Video taken showing customer going to do it and also urine marks from people that have previously been to do it.			Yes		
30 December 2017	No	Guests urinating on the walls outside the pub whilst waiting for a taxi.					
6 January 2018	23.58	Smokers standing outside the pub, absolutely hammered. Complaints of being loud, shouting obscenities. Friends coming to pick them up at this time beeping their horns	We called LBTH noise team and they told us they wouldn't be able to help us. We called the police given that we felt threatened by the landlord given how we spoke to us the week previously.	Feel threatened in our own home. Stressed, not able to sleep. Caused an argument with my wife and family. Ruined our weekend as we were too tired to do anything the following day.	Yes, filmed at 2327		
7 January, 2018	01.10am	Video of a sick all over the pavement and the lady that has been sick sitting outside the pub. Commentary on the video of what can be seen and what we have had to suffer.			Yes, filmed at 0110am.		
7 January 2018	01.19am	Noise still taking place. Playing live music past the hours he was allowed to. Had a mic MC on the decks and we could hear this in our bedroom.		The fact we had to e-mail at this time of the morning demonstrates the stress we are having to live with day to day.			
7 January		Cllr Blake confirmed that LBTH's wrote to the premises about their conduct					
8 January 2018	17.58	Email recieved from Kathy Clarke to say that the police are going to be requested to speak to the licensee.					
20 January, 2018	23.33	The Lighthouse is closed but the table and chairs outside the pub meant that guests from Bloc were encouraged to sit on their premises and be equally as loud as their own guests.					
16 March, 2018		Complaint made against The Lighthouse concerning the noise					
6 April, 2018	22.35	People outside being loud, shouting, music blaring out of the pub. Bass, the music can be heard clearly from our living rooms. Videos show how loud the music is and also that they use the pavement as a beer garden. This continued into the early hours of the 7 April.			Yes, filmed at 2225 2248 0155		
7 April, 2017	03.27am	Email sent to LTBH's to confirm that there are people sitting outside the pub shouting and being disruptive. Also sent a video of a guest urinating to Rachel Blake rather than using the toilet			Yes and sent to Cllr Rachel Blake		
7 April, 2018	23.11	The noise from The Lighthouse was so bad that we had to leave our property in order to get away from the stress. We were forced to go to the cinema at midnight. Landlord opened his doors on the side of Iceland Road so the noise spilled out onto the street. The entire pub was singing at the top of their voices meaning it was like a football ground outside our property.	Called LBTH. They failed to get anyone out to visit the premises because they took down an incorrect phone number to call us back upon.	Angry, stressed, concerned, depressed. Feeling like prisoners in our own homes.	Yes filmed at 0322 to show that there is no escrow. They are just sitting down outside the pub, being loud etc.		
7 April, 2018		Photo taken to show where their guests had been urinating outside the pub			Not a video but a photo		
7 April, 2018	01.34am	Email sent. Noise being blasted out of the pub is causing a nuisance.	Emailed LBTH		Yes, and sent to LBTH's licensing team within the email		
07 April, 2018	Multiple	Spoken to the landlord to ask him if he can stop people being sick outside his pub and also to stop urinating in the street. His response was to offer my wife to have a fight and telling her to 'fuck off'. He then responded, on this particular occasion, by coming out of his pub at 3am to empty his bottle bins, looking up to our apartment in the process.	This was a call made into the landlord via the phone. If required this can be shown from our mobile phone providers.				
9 April, 2018		Email received from Cllr Blake confirming that the pub had been written to.					
23 April, 2018	17.00	Met with Mayor Biggs to tell him my concern about the Lighthouse Pub. Advised that this was not right and not something that we should have to suffer.		Feeling hopeful			
26 April, 2018	19.22	Video showing one of their guests urinating outside the pub under the full gaze of the landlord.			Yes, filmed at 1922		
7 May 2018	06.25am	Video showing the music being played from the pub, the illegal set up of gates on the public footpath and guests making noise in the street.			Yes filmed at 0625 0633 and also sent photos of the events unfolding on the 7 May and the dismay that the pub is causing multiple residents in our building		
7 May, 2018	07.25am	Another video showing the level of noise. You can also see guests illegally parking on the road. We were forced to leave our property due to this noise.			Yes filmed at 07.25am.		
07 May, 2018	6.21	E-mail received from resident Christopher Cramer confirming he is being disturbed by an MC and the music that is blaring out of the pub, demonstrating direct violation of their licence.	Called the LBTH's noise team but because it was bank holiday no one actually answered it.				
07 May, 2018	All evening and through to midday May 8th	The Lighthouse was carrying on so much that we had to leave the property. People blocking the pavement, drinking, shouting, smashing up car windscreens, swearing, acting violent	Called the LBTH's noise team but because it was bank holiday no one actually answered it.	Felt threatened in our own homes. Scared, concerned, depressed, wanting to leave our house and not come back			

13 - 15 May	All weekend	My wife and I purposefully stayed away from our homes on the weekend. Too worried to stay there and too concerned about not getting any sleep					
19 - 21 May	All weekend	My wife and I purposefully stayed away from our homes on the weekend. Too worried to stay there and too concerned about not getting any sleep					
25 May, 2018	21.42	Met with the landlord of The Lighthouse to tell them our concern about the noise, advising them that as a consequence of their behaviour we had been forced to leave our homes. We questioned them about the fact that a residents window had been smashed and they blamed it on Bloc. Not realising that Bloc was not actually open on this particular evening, and also reminding them that if they were, they would have closed some 4.5 hours after Mr Sharps' window had been smashed in, they tried to redact their blame to that club and then just stated 'we don't know who did it because no one saw'. I find this to be a complete falsehood given he had around 30 customer in the street when the incident happened. Despite me letting them know about our concerns and the fact this is destroying peoples' lives, their response was 'we were here first' and that residents 'should have researched the area before we moved in'. We asked him to ensure that he not be as loud as last time, to which he said he would not but this was a promise they could not keep. They also invited me into the pub telling me 'I was a good lad' and saying 'he's alright' - suggesting this was a meeting that was understood.		Really concerned about meeting them. Extremely stressful. Client disclosed that LBTH's had been to see them. Fact that this changed nothing demonstrates the concern we have when it comes to stopping this. It is a complete nightmare.			
26 May, 2018	23.04	E-mail sent to Rachel Blake to confirm that they are not going to be able to deliver on their promises of keeping down the noise. Email confirms that their team were responsible for being one of the loudest groups at the venue, actually encouraging people to be loud. There was no ushering of people up Wick Lane away from our property. They all stood on Wick Lane and prevented people from walking on the pavement, instead forcing them to walk on the road.	Emma and I had to go and sleep at a neighbours house	Sad, depressed, angry, anxious, panic attack			
26 May, 2018	2319	Guests being dropped off causing cars to go past beeping their horns. Also showing the level of bass we can hear. The noise coming from their guests congregating outside the pub			Yes filmed at 2341 2357 into the early hours of the morning at 0110 0142 0146 0157 0204 0224 (showing how loud it is when I'm trying to do work given that I cannot sleep) 0227 0228 & photo of the decibel level which shows up to 53.6		
27 May, 2018	02.43am	Video of an arguing couple outside the pub and the level of bass and music we are being subjected and tortured by under full view of the landlord who makes absolutely no effort to resolve the matter or reduce the noise of his guests or the pub sound system.			Yes, filmed at 0243		
27 May, 2018	0.33	Bass turned up at the pub.	Called LBTH's to view the site. They never turned up in time. They called when the pub closed.				
27 May, 2018	2.27	Customers' leaving the pub standing outside in the street waiting for taxi's. Being loud, reving their car engines if driving, beeping their horns as they leave. One guest shouting in the street stating as loud as he can 'I'm not a cunt' and trying to destroy the bus stop on Wick Lane at the top of Autumn Street. His friends trying to restrain him but this is making him shout obscenities louder.	Called LBTH's as above but they didn't get back to me for 2 hours after making the call	Scared, concerned, anxious. Depressed.			
27 May, 2018	03.15am	Video showing the guests' of The Lighthouse trying to destroy / vandalise the bus stop at the top of autumn street. Being abusive, violent and this friends trying to stop him. He was shouting 'I'm not a cunt' at the top of his voice disturbing residents.		Depressed, angry that we are being subjected to people like this coming to our area.	Yes, filmed at 0315		
27 May, 2018	0342am	Video showing that some 42 minutes after they closed they still have guests outside the street, shouting outside of peoples' windows with no concern whatsoever. Standing right outside peoples' windows as if it's midday.			Yes, filmed at 0342		
31 May, 2018	21.17	The Lighthouse left their floodlights on shining and pointing into our apartment.	Called LBTH's to sort this out.				
16 June, 2018	22.39	Shouted down to the landlord politely if he could turn down the music. He ignored me and then proceeded to make a call on his mobile, then chose to walk up the street. He also stood and watched as a lady with her pushchair struggled to get past their customers' and the metal barrier that they illegally erected.			Photo sent showing the size of the speakers also filmed this at 2352		
16 June, 2018	23.29	Emailed Tom Lewis and Cllr Rachel Blake to make them aware that the bass was coming through our walls and also that they had rented out large speakers for the evening. Tom advised this would be logged as a complaint.					
17 June, 2018	1.36	Called the noise team about the noise. Before they came to our property they drove past The Lighthouse Pub in a marked vehicle which provided the pub with an opportunity to turn down their music - which they did. Was told to expect to listen to music above my television because 'this is London'. They witnessed a live DJ and MC doing a live set of music which is a breach of their licence conditions. They said this would be noted down and that they would speak to them. After the noise team left the music was turned up once again.	E-mailed Cllr Blake to let her know how the conversation went.	Depressed. Angry.	Yes, filmed at 0039, 1252, 0120, 0218,		
17 June, 2018	2.05	Emailed Mayor Biggs to let him know that this is a major problem. Unable to sleep with ear plugs due to the noise still being heard. Advised him that they had damaged my ear drums also and highlighted the stress and anxiety this was causing. My wife was crying throughout this evening in question.					

29 - 30 June, 2018	1.38	Emailed Rachel Blake et al. Currently suffering from an 80's night event which they are hosting. Music blaring out, footpath packed with 30 plus people. Window closed and we can still hear people and music coming out of the pub. Wife is in tears once again. They have littered the street with flyers. We have seen them all across the floor and bus shelters across Hackney Wick so trying to mass market this to encourage as many people as possible to come to the pub. The Landlord was not trying to control escrow at all and was actually on the street drinking with the revellers himself rather than controlling it. This event also forced my parents to stay in a hotel rather than at our home. They did not want to stay because of the noise so we had to pay for them to go to a hotel.		Same as I feel every day now. Depressed, angry, completely at a loss. Hate coming home. Literally feel like a prisoner and its causing arguments between my wife and I which is effecting my work.			
29 - 30 June, 2018	03.00ish	One of the Lighthouse customers standing in the door way of The Lighthouse shouting 'You Fucking Nigger' in an aggressive and threatening manner to another person that had just walked past the pub. His friends asking him to stop talking like he was but his response was to then tell them to 'fuck off'.		Making us feel threatened in our home. Had our goddaughter over and this caused her to be woken. Ruined the weekend. Feel unsafe, concerned, depressed and anxious. We don't want people like this standing outside or being anywhere near our properties but these are the people that this pub are encouraging to visit. They are not doing anything to make this pub part of the local community.	Yes, filmed at 0307		
7 July, 2018	All evening	Forced to leave our home due to the noise. My wife is in tears as we were meant to wake up and celebrate our first wedding anniversary with pre-plans we had based on us being in our home. Same again, loud music, people shouting in the street, drinking etc. Also put up barriers to stop people getting into the street		So stressed and feel so ill because of it we had to leave our property. Wife is in tears.	Yes, filmed at 2336 and 2337.		
11 July, 2018	22.24	Emailed to Tom Lewis et al. One of the guests at The Lighthouse has just come out of the pub and started urinating on a disabled persons' car and onto the street. They did this whilst facing towards the bedroom of children and residents. The also sat outside the pub shouting, swearing and being abusive. They also were known to the landlord and some left in a car parked outside. As they were leaving, for no other reason other than to cause a nuisance to residents, they beeped their horns which is obviously illegal at the time they did this. Also put barriers up to prevent people from accessing the street		Felt threatened. They saw me filming the guy urinating and this is when they started shouting, swearing and why they beeped their horn. All of it is designed to try and intimidate and threaten us in our own homes.	Yes, filmed at 2218 and also filming them beeping the horn outside our property for absolutely no reason at 2225 demonstrating that they are purposefully causing residents distress		
14 July, 2018		Music was so loud we were actually forced to sleep at one of our neighbours houses. Forced out of our homes by these people		Depressed. Angry.			
16 July, 2018		Placed barriers up in the street to prevent people from using it and then proceeded to host a street party. Playing music from a car stereo parked in the street with the doors open. Children running up and down wick lane whilst their parent drunk with lorries going up and down was not a safe environment and an accident waiting to happen. Emptied the bottle bins at 23.45pm to make sure we had to suffer right to the end. The party was going on until CIRCA 22.40pm. No escrow, no control, encouraging people to sit and drink as close to our property as possible when on previous occasions they recognised that moving people further up Wick Lane would be better for residents (and that doesn't even work) so by moving them back onto Iceland Road demonstrates that they are doing this to antagonise and make life difficult for the neighbours. They are also serving food which we do not believe they have a licence to do, but more than that, they are allowing people to eat food right by areas in the street that they let their customers urinate. They don't even clean these streets so the stench of urine is a real possibility if they are continued to allowed to operate which is also a threat to the safety of residents. Food left in the bin which was not closed properly is also encouraging rats which has been a major problem around here.		Depressed	Photo of a resident in 419 asking why 'Anyone know why Iceland Road is blocked off' - shared with LBTH's also filled videos showing the guests all sitting outside directly outside our properties. Filmed at 2235 and a video showing them emptying the bottle bins at 2346		
17 July - 20 July		Purposefully booked to stay away from my home. We cannot cope with this stress.					
27 July - 30 July		Purposefully booked to stay away from my home. We cannot cope with this stress.					
3 Aug - 6 Aug		Purposefully booked to stay away from my home. We cannot cope with this stress.					

Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 19 July 2018 01:18
To: Licensing; Tom Lewis; Rachel Blake
Subject: Fw: Your files were sent successfully to licensing@towerhamlets.gov.uk

Follow Up Flag: Follow up
Flag Status: Completed

Hello all,

Please find below the link to the first set of files that have been transferred. They are listed in date order and time stamped and dated.

Please can you confirm receipt. These videos support the licence review and the document which I recently sent on July 17, 2018.

Kind regards,

Wayne Lloyd
[REDACTED]

From: WeTransfer <noreply@wetransfer.com>
Sent: 19 July 2018 00:14
To: [REDACTED]
Subject: Your files were sent successfully to licensing@towerhamlets.gov.uk



Files sent to
licensing@towerhamlets.gov.uk

29 files, 1.77 GB in total • Will be deleted on 26 July, 2018

Thanks for using WeTransfer. We'll email you a confirmation as soon as your files have been downloaded.

Recipients

licensing@towerhamlets.gov.uk

Download link

<https://we.tl/oMFwKdEhjm>

29 files

IMG_6655.m4v

IMG_7082.png

IMG_5089.m4v

IMG_6835.m4v

IMG_6660.jpg

+ 24 more

Message

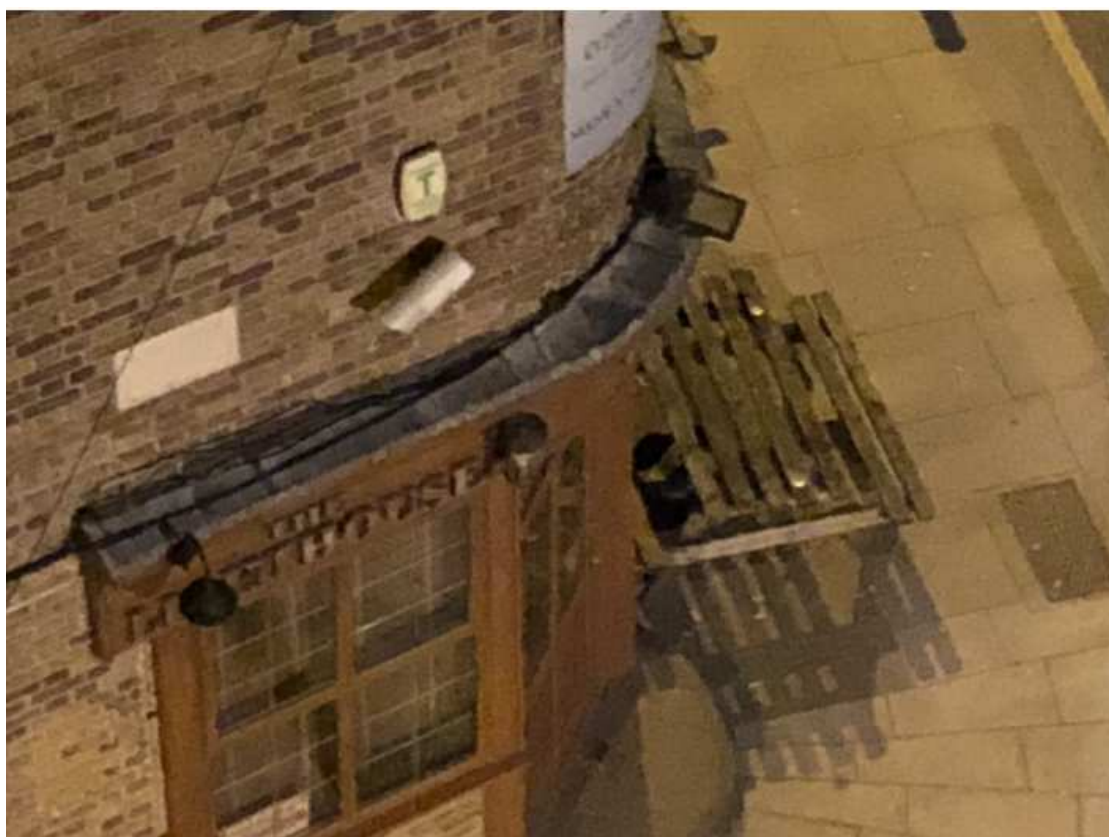
Please find attached videos / supporting evidence for the review of the lighthouse licence.



To make sure our emails arrive, please add noreply@wettransfer.com to your contacts.

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6:53 ↗

4G 



Wayne Lloyd ► Ink Court Residents' Group

22 mins · London · 



Anyone else being disturbed by The Lighthouse? Still blaring out music



Like



Comment

Be the first person to like this.




Nightmare for you guys **Wayne Lloyd** ? We were down there at 4:30 this morning and it was like a West Ham match for cars and people everywhere. We were definitely effected by the cars up and down Iceland road this morning

8m Like Reply



Wayne Lloyd

 is an absolute joke. Honestly, until I live here I've never had to even speak to my local council. This area is a complete joke. They're still all on the street now drinking likes it's 7pm in the evening with live music and an MC. I've tried calling and they won't answer.

Just now Like Reply



Write a reply...

11:22

4G



Wayne Lloyd ► Ink Court Residents' Group



4 hrs · London · 🌐

View 1 previous reply...



Wayne Lloyd poor you I can only imagine how loud it must have been for you guys - we were disturbed by all the cars and some sort of fight in the street at about 6 this morning x

1h Like Reply



there was a car smashed up as well around 6am. You can still see it. Unbelievable !

1h Like Reply



that must have been what I heard! 🙄

21m Like Reply



Write a reply...



John Sharp

I'm in [REDACTED], my window has just been broke. . Calling the police

Just now Like Reply



Write a reply...

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 20 July 2018 12:41
To: Mohshin Ali
Subject: FW: The Lighthouse video links

From: Wayne Lloyd [REDACTED]
Sent: 19 July 2018 01:34
To: Licensing; Rachel Blake; Tom Lewis
Subject: The Lighthouse video links

Dear all,

Please find below the second link.

If you could please confirm receipt that would be appreciated as i've been asked to travel with work unexpectedly, making getting a USB a difficult task.

This is in support of my document sent on the 17 July 2018 which supports my requests to review the license.

Kind regards,

Wayne Lloyd
[REDACTED]

From: WeTransfer <noreply@wetransfer.com>
Sent: 19 July 2018 00:29
To: [REDACTED]
Subject: Your files were sent successfully to licensing@towerhamlets.gov.uk



Files sent to
licensing@towerhamlets.gov.uk

33 files, 1.33 GB in total • Will be deleted on 26 July, 2018

Thanks for using WeTransfer. We'll email you a confirmation as soon as your files have been downloaded.

Recipients

licensing@towerhamlets.gov.uk

Download link

<https://we.tl/6zQUQrWNEK>

33 files

IMG_8407.jpg

IMG_7456.m4v

IMG_8409.png

IMG_8334.m4v

IMG_8078.m4v

+ 28 more

Message

Additional videos supporting the license review.





Licensing Act 2003

This form should be completed and forwarded to:

London Borough of Tower Hamlets,
Licensing Service, John Orsini House, 1 Ewart Place, London E1 5EQ

Application for the review of a premises licence or club premises certificate
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 for a 1st time, please write clearly in block capitals, in all cases ensure
that your answers are within the space provided within and on the back additional sheets if
necessary. We may wish to send a copy of the completed form to your premises.

I, [REDACTED] (applicant) apply for the review of a premises licence under section 51 /
apply for the review of a club premises certificate under section 67 of the
Licensing Act 2003 for the premises described in Part 1 below (delete as
applicable).

Part 1 - Premises or club premises details

Postal address of premises or club premises, or if none, address or street map reference or
description

THE LIGHTHOUSE PUB
421 WICK LANE

Post town

ROM

Post code (if known)

E3 2TG

Name of premises (license holder or club
holding club premises certificate (if known))

THE LIGHTHOUSE

Number of premises licence or club
premises certificate (if known)

THE LIGHTHOUSE

Part 2 - Applicant details

I am

Residence ☒ yes

1. an interested party (please complete (A) or (B) below)
a) a person living in the vicinity of the premises
b) a fully responsible person living in the vicinity of the premises
or a person involved in business in the vicinity of the premises
c) a body representing persons involved in business in the vicinity of the premises

2. a responsible authority (please complete (C) below)

3. a member of the club to which the application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☒ Ms ☐ Other title ☐
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ☒ yes

Current postal
address (if
different from
premises
address)

Post Town

Postcode

Daytime contact telephone number

If not above
(optional)

(B) DETAILS OF OTHER APPLICANT

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other title ☐
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ☒ yes

Current postal
address if
different from
premises
address

Post Town

Postcode

Daytime contact telephone number

E-mail address
(optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

Telephone number (if any)

E-mail address (if any)

This application to review relates to the following licensing objective(s)
Please tick one or more boxes.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

1 ☒
2 ☒
3 ☒
4 ☒

Please state the ground(s) for review (please read guidance note 1)

The attendees of the lighthouse cause a nuisance when they are at the premises (loud music, loud chatting, loud clinking of drinks and bottles, smashing bottles on the floor) and when leaving.

They also sing loudly, talk loudly, make jokes about leaving as loudly as they can to wake up nearby residents. There are no other bars or pubs in



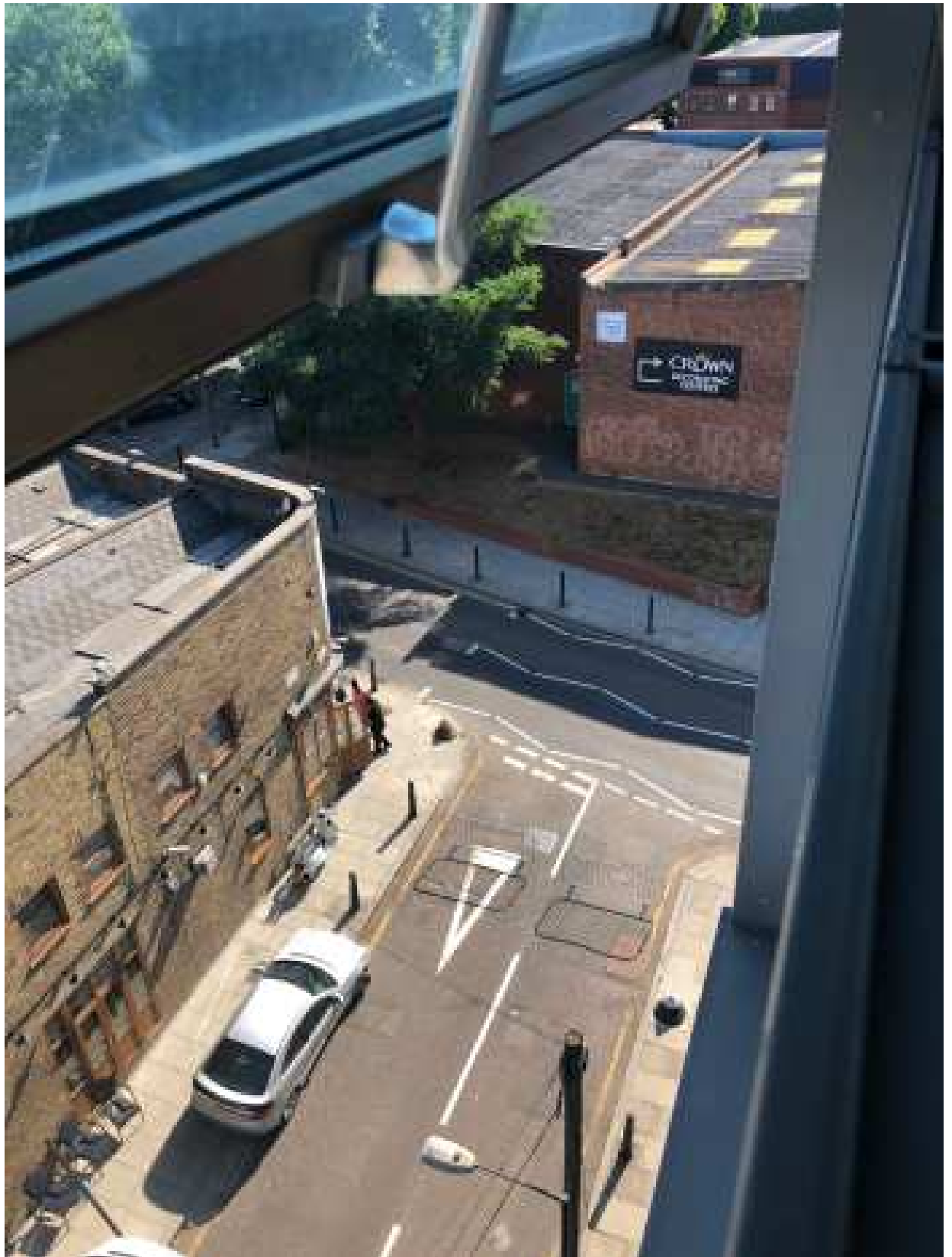


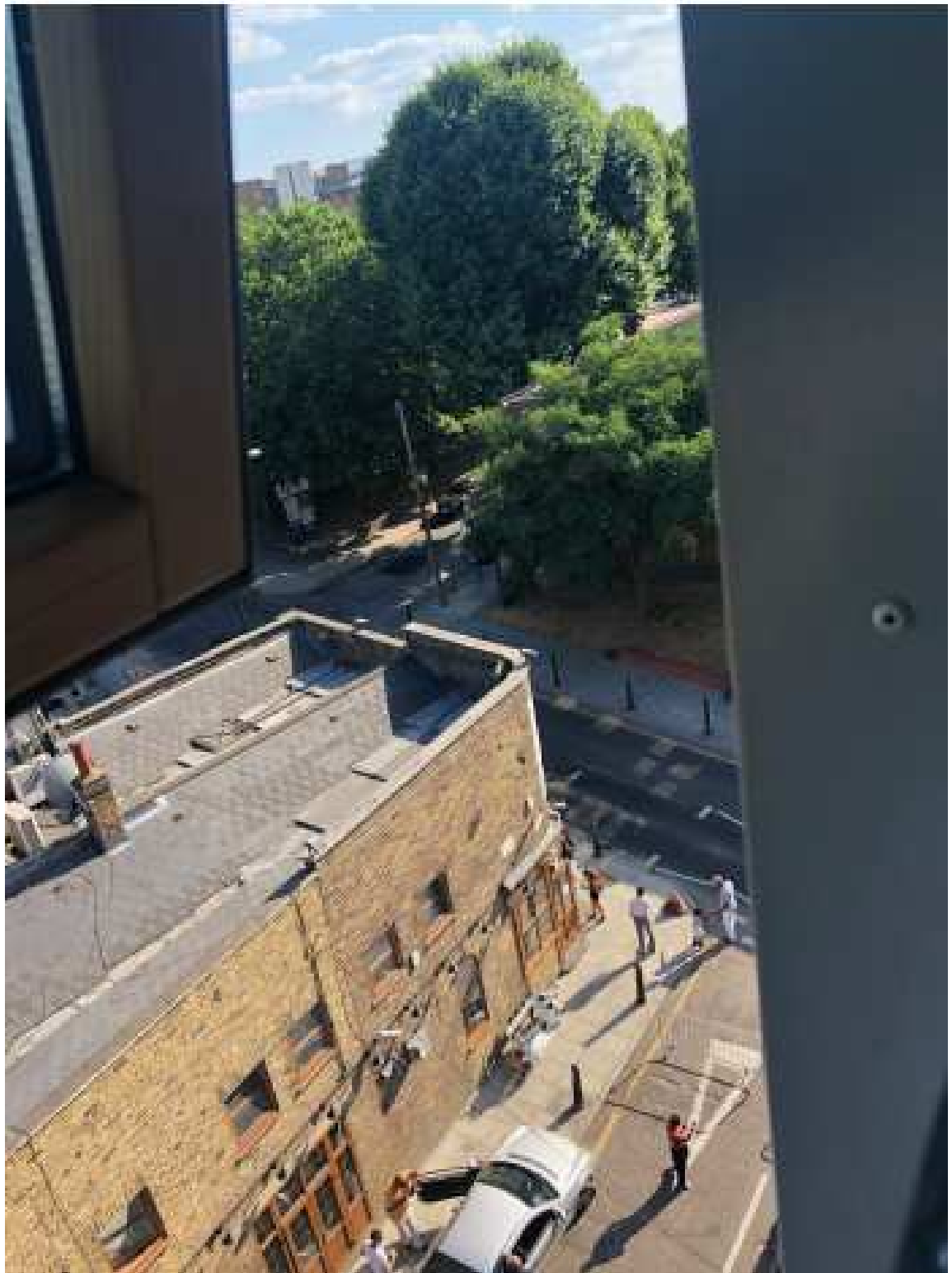












5:49



 Ink Court
Residents' Group



9 mins •

Anyone know why Iceland road is blocked off?



Like



Comment

Be the first person to like this.

Seen by 19 people.



Hi Alice, no idea. Is the music coming from there ?

7m Like Reply



Yeah it looks like they may be gearing up for a big one 🙄

6m Like Reply



Oh Christ ! I might get on the gins to get through this one 🙄

5m Like Reply



Write a reply...



Write a comment...



Mohshin Ali

From: Wayne Lloyd [REDACTED]
Sent: 28 July 2018 16:02
To: Tom Lewis; Licensing; Rachel Blake
Subject: the lighthouse and their guests
Attachments: IMG_8538.PNG; ATT00001.txt; IMG_8539.PNG; ATT00002.txt

Follow Up Flag: Follow up
Flag Status: Completed

Dear all,

As you can see, now they have their guests playing music loudly out from their cars before they start in the pub.

This is another resident suffering. Is it still too late for other residents to put in a representation.

Kind regards,
Wayne

Disclaimer The information in this email and any attachments may contain proprietary and confidential information that is intended for the addressee(s) only. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, retention or use of the contents of this information is prohibited. When addressed to our clients or vendors, any information contained in this e-mail or any attachments is subject to the terms and conditions in any governing contract. If you have received this e-mail in error, please immediately contact the sender and delete the e-mail.

3:59



Residents' Group

Ink Court



Yesterday at 7:49 PM ·

Does anyone know or have queried about the people with cars parking on Iceland road and playing loud music. What you meant to do with trashy music playing outside? It's become a common theme now every weekend coming!

Any advise how to stop this happening? Complaint to council etc?



Like



Comment

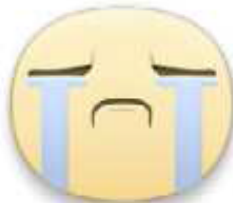
Be the first person to like this.

Seen by **89 people**.



Well the sound systems are being wheeled into the lighthouse right now, so we should have another party weekend ahead of us 🤔

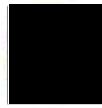
19h Like Reply



Write a comment...



3:59



Residents' Group

Yesterday at 7:49 PM ·

Ink Court



Be the first person to like this.

Seen by 89 people.



Well the sound systems are being wheeled into the lighthouse right now, so we should have another party weekend ahead of us 😊

19h Like Reply



19h Like Reply



I mean generally. Even during the week. I WFH at times and at evening my flat is facing Iceland road unfortunately so hear all crap of conversation, loud music. It's become a social gathering now!



Write a comment...



Mohshin Ali

From: Mail Admin
Sent: 12 July 2018 10:46
To: Licensing
Cc: Damian Doherty
Subject: FW: Lighthouse pub license review support

Follow Up Flag: Follow up
Flag Status: Completed

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

From: Emma Critchley [REDACTED]
Sent: 11 July 2018 23:06
To: Licensing
Cc: Rachel Blake
Subject: Lighthouse pub license review support

Dear licensing

I support the review of the license of Lighthouse Pub on Wick Lane because of the following reasons:

I have already had to make several complaints to licensing and the out of hours noise team about the noise nuisance and anti-social behaviour coming from the pub it's customers who congregate outside drinking and smoking without any controls from the bouncers or management.

On multiple occasions we have been left awake or been rudely awoken at early hours of the morning from the music and loud drunk and disorderly customer shouting, laughing, screaming, arguing and swearing on the corner of Wick Lane and down the side of the pub on Iceland Road.

We have had to witness from our window men urinating up the side of the wall of the pub on Iceland Road.

I personally have been left to feel intimidated to walk past the pub when it is open for fear of confrontation from the owners. After being disturbed a few times from loud customers in previous weeks I thought it would be a good idea to call the pub and ask Ren if he would mind controlling his customers outside, told him about the urinating (you could see the urine on the pavement when I called), about the foul language and shouting. He sounded surprised and that he would look into it. I kept an eye out of the window, no one came out to control the customers. They continued to shout, scream and be generally drunk and disorderly. Five minutes later I got a call back from Ren who sounded drunk and slurred himself, this time he was very aggressive and said, "You want me to control my customers? You're 'aving a fu[REDACTED]ing bubble ain't ya love. This is the East End, come down here and 'ave it" I told him about the urinating, to which he lied and said, "Nah Nah nah, I've just thrown water there to clean it" I told him he hadn't and I had one of his customers on film weeing up the side of the wall, in which his aggressive tone came back and told me to, "f[REDACTED]k off"

I still cannot believe the way I had been spoken to when I had asked politely and something I felt to be fairly reasonable - stop your customers from drinking, swearing, shouting and urinating on the street.

I don't feel comfortable with the provocative nature in which Ren called me back on my mobile, challenging me to a fight.

That night I called the Police and the noise team to attend. I believe they visited the venue once, I called back a couple of hours later to ask if they'd been as nothing had changed and they too sounded surprised that it was still going on as they had already been to visit and ask them to calm it down. I believe they had to go back a second time which was a massive waste of council and police time had they just respected instruction the first time.

When the party finally finished that morning around 4am, Ren came outside after all the guests had left with his bin full of empty beer bottles and as loudly as he could, lifted the lid of the industrial bin on Iceland Road and shook his bin into the industrial bin so all the glass bottles smashed against each other into what sounded like an empty industrial bin. As he did it, he was constantly looking up at our window, proving this was an action to provoke and annoy us even further.

The parties were becoming so frequent and the stress and anxiety of them so intense, my husband and I have had to stay in hotels or leave our home at midnight to go to the cinema, just so we can get some peace.

We mentioned it on our internal Ink Court Residents Facebook group to see if anyone else has been effected and they have. One of our neighbours however knows Ren so volunteered to go and have a chat and see if he could reason with him. Apparently he was very reasonable and said he would reduce the noise, but since that chat it has actually got worse. They have introduced a double door as they thought this would somehow contain the noise, but they're forgetting they are a pub, not a purpose built sound proofed club. The music can still be heard emulating from the building and the double doors doesn't do anything for the people standing outside drunk and disorderly. The security outside are just as bad, encourage the guests to talk loudly because they're laughing and joking with them. Glass and drinks are still allowed on the street encouraging people to stay outside for longer and people are still seen urinating on the side of Iceland Road.

The anti-social behaviour also extends to the use of drug taking and drink driving and while this is out of the Lighthouse control, it is importance for the context of what this pub does to the area. We saw the evidence of hundreds of nitrogen oxide canisters on the road in between 419 and 417 Wick lane, where the cars of Lighthouse guests were parked for a party that went on from 11pm-1pm the following day.

It was on this day at around 10:30am that the window to [REDACTED] Ink Court was smashed.

We have seen fights and heard racist attacks from Lighthouse customers, leaving us feeling frightened and as mentioned before, intimidated to leave the house if I have to walk past it. Same goes for getting off the bus on the way home from work. I always get off one stop after to avoid walking past those men.

I don't feel safe. We have tried to reason on several occasions with the management but each time we are returned with aggression or simply ignored by doing the next party even louder than the last.

I'd be happy to stand up when this goes to court. Please keep me informed of the dates and times.

Emma Critchley
[REDACTED]

Mohshin Ali

From: Emma Critchley [REDACTED]
Sent: 24 July 2018 20:04
To: Mohshin Ali
Subject: Re: Lighthouse pub license review support
Attachments: image003.jpg

Mohshin

I already replied to your email on Wednesday 18th and 17:05 and followed up with another email on Thursday 19th.

Please confirm you have received. Screen shots below.

< Sent


4 Messages

Lighthouse pub license review supp...





 From: [Emma Critchley](#) >


 Re: Lighthouse pub license review sup... [Hide](#)

To: [Mail Admin](#) >

Cc: [Rachel.Blake](#) [REDACTED] >

18 July 2018 at 17:05

Hello,
 My full address is;

[REDACTED]

Yes I am the same as Mrs Emma Lloyd.

By applicant, do you mean the licensee? If so, please can I ask now with GDPR in effect why is it necessary for the applicant need my full un-redacted address and name? I can't see why they would need to process this data in anyway. I'd be happy for them to have partial address information - e.g. [REDACTED] [REDACTED] and this should be enough to prove my proximity to the problem. Also,


 Sent

4 Messages

Lighthouse pub license review supp...

If the above is true, please can you provide me with the relevant policy documentation that informs me why my information needs to be shared in order to process this representation. If you don't have this, please could you put me in touch with your Data Compliance Officer.

Rachel, cc'ing you in as you may be in a better position to answer this.

From: Mohshin Ali

Sent: 17 July 2018 10:41

To: [REDACTED]

Subject: RE: Lighthouse pub license review support

Dear Emma Critchley,

Licensing Act 2003

Review of premises licence: (The

Lighthouse), 404 White Horse Lane, London E9

 Sent

4 Messages

Lighthouse pub license review supp...




 From: **Emma Critchley** >

Re: Lighthouse pub license review supp... [Hide](#)

To: [Mail Admin](#) >

19 July 2018 at 15:40

Hello,

Just to confirm with you that in this instance I don't want my concerns around data protection to override my support for the license review. I have an evidence video to provide context of just how loud just three men outside the Lighthouse Pub can be when our window is closed. This is for the licensing team to bear in mind when considering complaints of large groups of drunk people outside, drinking, shouting and swearing. This video is too large to attach here so I am sending via WeTransfer.

Regards
 Emma

Emma Lloyd
[REDACTED]

On 24 Jul 2018, at 16:08, Mohshin Ali [REDACTED] wrote:

Dear Emma Critchley,

Licensing Act 2003

Review of premises licence: (The Lighthouse), 421 Wick Lane, London E3 2NG
I would be grateful if you can reply to my email as soon as you can.

Thanks

Mohshin Ali - Senior Licensing Officer

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

From: Mohshin Ali
Sent: 18 July 2018 14:36
To: [REDACTED]
Subject: FW: Lighthouse pub license review support

Re-sent

From: Mohshin Ali
Sent: 17 July 2018 10:41
To: [REDACTED]
Subject: RE: Lighthouse pub license review support

Dear Emma Critchley,

Licensing Act 2003

Review of premises licence: (The Lighthouse), 421 Wick Lane, London E3 2NG

Thank you for your email, the contents of which are noted.

Please note that we require your full address in order to deem your representation to be valid and it will become a public document (address redacted) in due course. Also, the applicant is entitled to a full, un-redacted copy of your representation.

Also, I would be grateful if you could confirm/clarify if you are the same person who has signed the review form as Miss Emma Lloyd?

I look forward to hearing from you before the consultation period closes on **19th July 2018**.

Thanks

Mohshin Ali - Senior Licensing Officer

Appendix 2

Postal Address

(The Lighthouse)
421 Wick Lane
London
E3 2NG

Licensable Activities authorised by the licence

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

See the attached licence for the licence conditions

Signed by

John Cruse _____
Team Leader Licensing

Date: 15 November 2005
As varied on 24th April 2008



LICENSING ACT 2003

Part A - Format of premises licence

Premises licence number

12817

Part 1 - Premises details

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

421 Wick Lane

Post town

London

Post code

E3 2NG

Telephone number

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol

The provision of regulated entertainment

The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol (films, indoor sporting events, recorded music. Anything similar to recorded music)

- Monday to Thursday, 10:00 hrs to 23:00 hrs
- Friday, 10:00 hrs to 02:00 hrs
- Saturday and Sunday, 00:01 hrs to 00:00 hrs (24 hours)

Live Music

- Friday and Saturday, 18:00 hrs to 01:00 hrs
- Sunday, 11:00 hrs to 22:30 hrs

Provision of facilities for making music and dancing

- Friday and Saturday, 18:00 hrs to 01:00 hrs

Late Night Refreshment

- Monday to Thursday, 23:00 hrs to 23:30 hrs
- Friday and Saturday, 23:00 hrs to 05:00 hrs the following day
- Sunday, 23:00 hrs to 00:30 hrs

Non standard times

- Christmas Eve, St Patrick's Day, St George's Day, St Andrews Day, St David's Day, Diwali Day from 10:00 hrs to 02:00 hrs
- No less than 10 working days will be given to the Council Licensing Team and the Police when any of the 12 Event Days are planned.

Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

The opening hours of the premises

- Monday to Thursday, 10:00 hrs to 23:30 hrs
- Friday, 10:00 hrs to 05:00 hrs
- Saturday and Sunday, 00:01 hrs to 00:00 hrs (24 hours)

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

On and off sales

Part 2

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

Mr Navnit Patel and Mrs Navitkumar Patel

[REDACTED]

[REDACTED]

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

N/A

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

Rinesh Navitkumar Patel

[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

[REDACTED]

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

Every supply of alcohol under the premises licence must be made or authorised by a door supervisor statement who holds a personal licence

Times

Alcohol and Regulated Entertainment (films, indoor sporting events, recorded music. Anything similar to recorded music)

- Monday to Thursday, 10:00 hrs to 23:00 hrs
- Friday, 10:00 hrs to 02:00 hrs
- Saturday and Sunday, 00:01 hrs to 00:00 hrs (24 hours)

Live Music

- Friday and Saturday, 18:00 hrs to 01:00 hrs
- Sunday, 11:00 hrs to 22:30 hrs

Provision of facilities for making music and dancing

- Friday and Saturday, 18:00 hrs to 01:00 hrs

Late Night Refreshment

- Monday to Thursday, 23:00 hrs to 23:30 hrs
- Friday and Saturday, 23:00 hrs to 05:00 hrs the following day
- Sunday, 23:00 hrs to 00:30 hrs

Non standard times

- Christmas Eve, St Patrick's Day, St George's Day, St Andrews Day, St David's Day, Diwali Day from 10:00 hrs to 02:00 hrs
- No less than 10 working days will be given to the Council Licensing Team and the Police when any of the 12 Event Days are planned.

Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

Annex 2 - Conditions consistent with the operating Schedule

1. CCTV covers both inside and outside of the premises.
2. Warning signs displayed in relation to drugs
3. No less than 10 working days will be given to the Council Licensing Team and the Police when any of the 12 Event Days are planned.
4. Signs asking patrons to leave "quietly to be displayed at the premises.
5. No children in the bar at any time

Annex 3 - Conditions attached after a hearing by the licensing authority

N/A

Annex 4 - Plans

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

3 August 2005

19 March 2008 These plans include a reduced trading space.



Licensing Act 2003

Part B - Premises licence summary

Premises licence number

12817

Premises details

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

421 Wick Lane

Post town

London

Post code

E3 2NG

Telephone number

Where the
licence is time
limited the dates

N/A

Licensable
activities
authorised by
the licence

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

The times the licence authorises the carrying out of licensable activities

Alcohol and Regulated Entertainment (films, indoor sporting events, recorded music. Anything similar to recorded music)

- Monday to Thursday, 10:00 hrs to 23:00 hrs
- Friday, 10:00 hrs to 02:00 hrs
- Saturday and Sunday, 00:01 hrs to 00:00 hrs (24 hours)

Live Music

- Friday and Saturday, 18:00 hrs to 01:00 hrs
- Sunday, 11:00 hrs to 22:30 hrs

Provision of facilities for making music and dancing

- Friday and Saturday, 18:00 hrs to 01:00 hrs

Late Night Refreshment

- Monday to Thursday, 23:00 hrs to 23:30 hrs
- Friday and Saturday, 23:00 hrs to 05:00 hrs
- Sunday, 23:00 hrs to 00:30 hrs

Non standard times

- Christmas Eve, St Patrick's Day, St George's Day, St Andrews Day, St David's Day, Diwali Day from 10:00 hrs to 02:00 hrs
- No less than 10 working days will be given to the Council Licensing Team and the Police when any of the 12 Event Days are planned.

Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

See Full Licence for Details

The opening hours of the premises

- Monday to Thursday, 10:00 hrs to 23:30 hrs
- Friday, 10:00 hrs to 05:00 hrs
- Saturday and Sunday, 00:01 hrs to 00:00 hrs (24 hours)

Name, (registered) address of holder of premises licence

Mr Navnit Patel and Mrs Navitkumar Patel

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

On and off sales

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

N/A

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

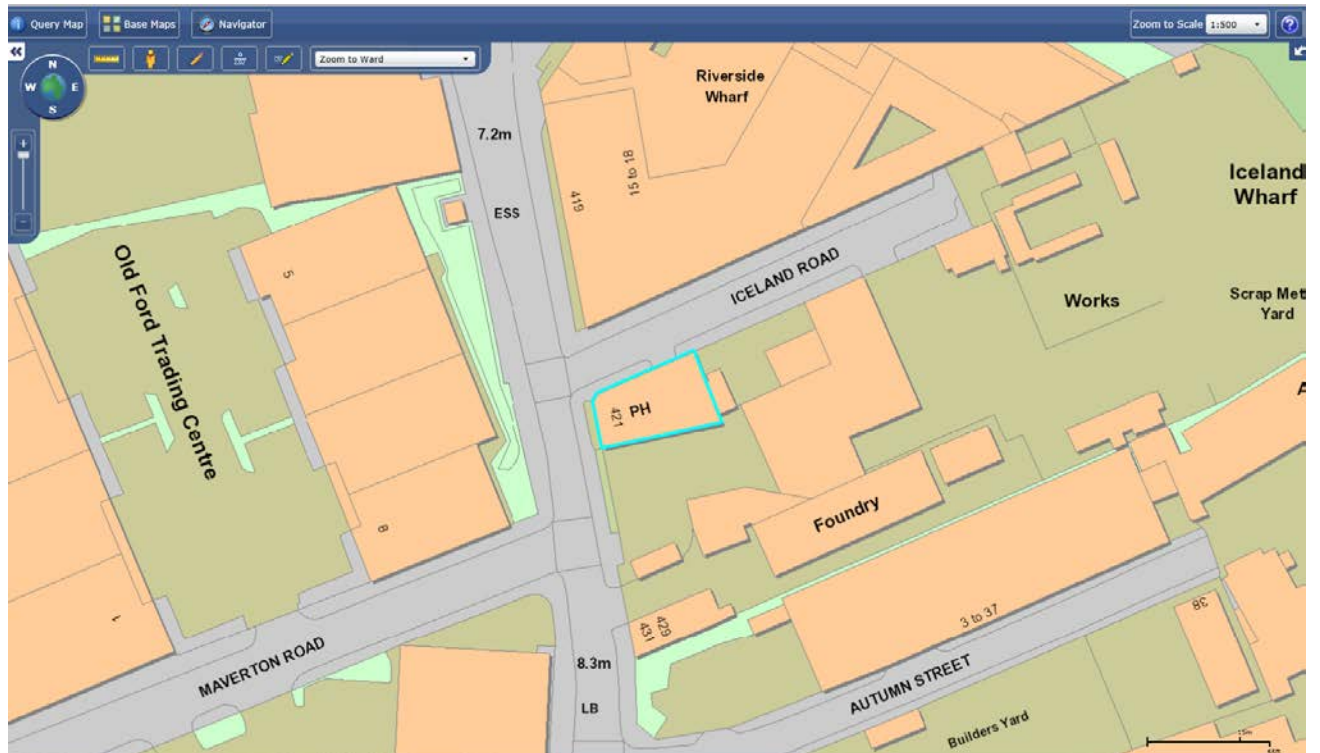
Rinesh Navitkumar Patel

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

No children in the bar at any time

Appendix 3

421 Wick Lane



Appendix 4

Mohshin Ali

From: Nicola Cadzow
Sent: 02 August 2018 12:26
To: Licensing
Cc: MARK.J.Perry [REDACTED]; 'Thomas.Ratican [REDACTED]' (Thomas.Ratican [REDACTED])
Subject: FW: MAU 109718 - REVIEW OF LICENSE for the The Lighthouse Public House 421 Wick Lane London - supplementary information
Attachments: NCA05377 - Lighthouse 421 Wick Lane.doc; NCA05376 - Lighthouse 421 Wick Lane.doc

Dear Licensing,

Please take the following to be supplementary information as follows

- (1) **On the 29th July 2017 at 00:37** Complainant called the out of hours noise service regarding loud amplified music coming from the Lighthouse. Officers visited and loud amplified music was witnessed in the complainant's bedroom and the DJ could be heard speaking on the microphone. The Officers records indicated that they had witnessed a statutory noise nuisance. Officers spoke to the Manager who complied and turned the music down.
- (2) **1st August 2018 at 15:05** As the Out of Hours Officers had witnessed a statutory noise nuisance, notices were prepared, and my colleague and I hand delivered two Noise Abatement Notices under Environmental Protection Act 1990 Section 80 (1) to the Designated Premises Supervisor and (2) Premises License Holder, both at 421 Wick Lane (*Please see copies of notices attached*)

Kind regards

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

From: Nicola Cadzow
Sent: 16 July 2018 10:44
To: Licensing
Cc: 'MARK.J.Perry [REDACTED]'; 'Thomas.Ratican [REDACTED]' (Thomas.Ratican [REDACTED])
Subject: MAU 109718 - REVIEW OF LICENSE for the The Lighthouse Public House 421 Wick Lane London

Dear Licensing,

I am a Noise Officer within Environmental Protection and as a responsible authority under the Licensing Act 2003 it is my responsibility to give due regard to the licence review initiated by a local resident with respect to The Lighthouse Public House 421 Wick Lane London and consider the impact of the licensing objectives, in particularly the prevention of public nuisance and the prevention of noise generated from within the premises or outside to be causing disturbance to people in the vicinity.

Our records show a total of seven noise complaints have been received regarding the Lighthouse at 421 Wick Lane. Of the seven complaints, six originated from the same residential premises, three regarding the same evening of 7th/8th April 2018.

The Noise Team undertook four proactive visits, plus an additional visit to speak to the Designated Premises Supervisor (DPS) during daytime hours. See details as follows:-

SUMMARY

(1) There have been seven noise complaints regarding the Lighthouse Public House as follows:

(a) Six complaints from same address in Ink Court as follows:-

- (i) Three visits made but no evidence of a statutory noise nuisance
- (ii) One call where officers were told noise had stopped
- (iii) Two voicemail messages left to call back if service required – as unable to contact the complainant in order to arrange a visit

(b) One complaint from resident above premises as follows:-

- (i) A warning letter sent to premises and diary sheets sent to resident but they were never returned completed so there is no evidence on which to base our investigation.

(2) Premises has installed an acoustic lobby and is preparing to take further noise mitigation measures.

(3) Four proactive visits were undertaken to the Lighthouse, and each time a proactive visit was made there was no evidence of a statutory noise nuisance.

(4) Daytime visit was made to the premise to discuss noise mitigation measures.

CONCLUSION

Environmental Protection has no evidence to support a statutory noise nuisance, although there has been seven noise complaints received. I would recommend to the Committee that they consider not only the complaints received but consideration is given to noise mitigation measures undertaken by the premises, and may wish to impose additional noise conditions on the Lighthouse, in order to ensure that the licensing objective for the prevention of public nuisance is met. Please see condition for consideration below:-

“Noise Limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an acoustic consultant who is a member of the Institute of Acoustics or Association of Noise Consultants so as to ensure that no noise nuisance is caused to local residents or businesses. The operation panel of the noise limiter shall then be secured by a key or password to the satisfaction of the acoustic consultant and access shall only be by persons authorised by the Premises Licence Holder. No alteration or modification to any existing sound system(s) should be effected without prior agreement with an acoustic consultant. No additional sound generating equipment shall be used on the premise without being routed through the sound limiter device.”

SUPPORTING INFORMATION

(1) **On the 28th June 2018 at 15:20** Paul Murphy and I visited the Lighthouse to discuss noise complaints that had been received without identifying the source of the complaints. We discussed the acoustic lobby which the

premises had recently installed to help minimise noise escape. The DPS said they allow a maximum of 10 patrons outside to use the seating area at any one time on Wick Lane.

We discussed additional noise mitigation measures including (1) the possible use of acoustic curtains and (2) vibration mounts on the wall speakers. However we were advised that the speakers on the walls were not used so we recommended they be removed. It was also suggested when they have events with DJs that they consider installing a sound limiter. It is understood from the DPS that when they have a DJ an assessment of the music outside is done to ensure that it is not audible. The manager or the DPS is outside throughout these events to ensure that the music levels are not increased. Also the premises said they would look to obtain acoustic curtains in the next week.

- (2) **16th June 2018 at 23:57** Complainant called reporting very loud music. Officers called the complainant at 00:40 hours and agreed a visit. Officers visited complainant's premise at 01:15 and heard "very slight bass music". The records from officers does not indicate evidence of a Statutory Noise Nuisance.
- (3) **27th May 2018 at 01:14** Complainant called reporting loud bass music and disturbance coming from the Lighthouse from human voices, shouting and talking. When officers called complainant at 03:09 the noise had stopped.
- (4) **11th May 2018 at 00:55.** Proactive visit by Noise Officers Area was quiet and deserted.
- (5) **8th May 2018** Email received from resident living in studio above premises. They stated that the man who owns the premise is her landlord. They allege that when they moved above the premises they were told that any late night events were only once a month at most. In the email they say "... he is currently playing loud music lasting until 4/5am+ on a weekly basis every weekend sometimes all weekend without prior notice/ warning so it has become impossible to sleep". Warning letter was sent to the premises and diary sheets to the resident. However the diary sheets were not returned.
- (6) **5th May 2018 at 01:40** Noise Officers undertook proactive visit. No activities witnessed at the Premises
- (7) **21st April 2018 at 23:35** Noise Officers undertook proactive visit. Premise was closed and no sign of activity
- (8) **20th April 2018 at 03:30** Noise Officers undertook proactive visit. Premise was closed and all the lights were switched off.
- (9) **8th April 2018 at 01:54** Complainant called the Out of Hours Noise service reporting loud base music and disturbance from the Lighthouse and people outside smoking and shouting and visit agreed. At 02:04 officers called complainant but there was no response to call and a voicemail message was left.
- (10) **7th April 2018 at 02:00** Called complainant hours and a visit was agreed. Complainant reports of loud base music and disturbance coming from the Lighthouse, from the premise the music and human voices of people shouting and talking loudly. Complainant alleges this has been going on since 6pm and stated the music level is louder than before, and also stated there are crowds of people outside the light house causing nuisance. Officers visited and they could hear "light music" outside the lighthouse from the street. However no statutory noise nuisance witnessed.
- (11) **7th April 2018 at 23:49** Complainant called the OOH Noise Service reporting loud bass music and people standing outside smoking and shouting. Officers called complainant back at 00:11 but went to voicemail service and message left for complainant to call back if required noise service but no response received.
- (12) **6th April 2018 at 22:30** Complaint reports of loud base music and disturbance coming from the Lighthouse, from the premise the music and human voices of people shouting and talking loudly. Complainant said this has been going on since 6pm. Officers called complainant at 22.44 and a visit was agreed. Complainant stated music was on going and stated people outside light house screaming and shouting could hear music and base. Officers visited the complainant at 23:04 and explained that they did not witness a Statutory Noise Nuisance.

Kind regards

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

**ABATEMENT NOTICE in respect of Statutory Nuisance
ISSUED BY THE LONDON BOROUGH OF TOWER HAMLETS**

**ENVIRONMENTAL PROTECTION ACT 1990 PART III SECTION 80
AS AMENDED BY THE NOISE AND STATUTORY NUISANCE ACT 1993, SECTION 3**

TO: Mr Navnit Patel & Mrs Navitkumar Patel
Premise License Holders, The Lighthouse, 421 Wick Lane, London, E3 2NG

1. Notice

TAKE NOTICE that under the provisions of Section S.79 (1)(g) of the Environmental Protection Act 1990 the **LONDON BOROUGH of TOWER HAMLETS COUNCIL** is satisfied of the **likely recurrence** of noise amounting to a statutory nuisance at the premises known as:-

The Lighthouse, 421 Wick Lane London E3 20NG

which is in the London Borough of Tower Hamlets Council, arising from the **playing of loud amplified music** in such a manner as to be a nuisance to the Occupiers of neighbouring properties.

As the **person responsible for the said nuisance or owner, occupier** of the said premises **YOU ARE REQUIRED IMMEDIATELY** from the service of this notice to abate the noise nuisance and the Council **HEREBY PROHIBITS** the recurrence of the same. You are therefore required to

Cease the playing of loud amplified music (amplified voices) in such a manner as to be a nuisance to the occupiers of neighbouring properties.

If you wish to appeal against this notice you may do so, within 21 days from date of service, to a Magistrates' Court. If you do lodge an appeal, this notice shall **NOT** be suspended until the appeal has been abandoned or decided by the Court, as in the opinion of the Council, ***the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any Appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.***

If you do not stop causing a nuisance, or contravene this notice without reasonable excuse any requirement, you will have committed an offence under Section 80(4) of the Environmental Protection Act 1990. On summary conviction **YOU WILL BE LIABLE TO A FINE together with a further fine** for each day the offence continues after conviction. The Council may take proceedings for securing the abatement, prohibition or restriction of the nuisance. If you fail to execute all or any of the works in accordance with this notice, the Council may execute those works and recover from you the necessary expenditure incurred.

Dated _____ 1st August 2018 _____

Signed _____
ENVIRONMENTAL HEALTH TECHNICAL OFFICER

This matter is being dealt with by **Nicola Cadzow** who can be contacted at:
Environmental Health and Trading Standards
Noise Pollution Team
John Onslow House,
1 Ewart Place, London E3 5EQ
[REDACTED]

NOTES

The Statutory Nuisance (Appeals) Regulations 1995 :-

APPEALS UNDER SECTION 80 (3) of the 1990 ACT

- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case-
 - (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
 - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
 - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notices are otherwise unreasonable in character or extent, or are the unnecessary;
 - (d) that the time, or, where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
 - (e) where the nuisance to which the notice relates -
 - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f) or (g) of the 1990 Act and arises on industrial, trade or business premises, or
 - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
 - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes,that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;
 - (f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of-
 - (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
 - (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
 - (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);
 - (g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);
 - (h) that the abatement notice should have been served on some person instead of the appellant, being -
 - (i) the person responsible for the nuisance, or
 - (ii) the person responsible for the vehicle, machinery or equipment, or
 - (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
 - (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;
 - (i) that the abatement notice might lawfully have been served on some person instead of the appellant, being -
 - (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
 - (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,and that it would have been equitable for it to have been so served;
 - (j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being -
 - (i) a person also responsible for the nuisance, or
 - (ii) a person who is also owner of the premises, or
 - (iii) a person who is also an occupier of the premises, or
 - (iv) a person who is also the person responsible for the vehicle, machinery or equipment,and that it would have been equitable for it to have been so served.
- (3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.
- (4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

- (5) On the hearing of an appeal the court may -
 - (a) quash the abatement notice to which the appeal relates, or
 - (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
 - (c) dismiss the appeal;and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.
- (6) Subject to paragraph (7) below, on the hearing of appeal the court may make such order as it thinks fit -
 - (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
 - (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.
- (7) In exercising its powers under paragraph (6) above, the court -
 - (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
 - (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

3. SUSPENSION OF NOTICE

- (1) Where -
 - (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and -
 - (b) either -
 - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
 - (ii) in the case of a nuisance under section 79 (1) (g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and
 - (c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met, the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.
- (2) This paragraph applies where -
 - (a) the nuisance to which the abatement notice relates -
 - (i) is injurious to health, or
 - (ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or
 - (b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.
- (3) Where paragraph (2) applies the abatement notice -
 - (a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and
 - (b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

**ABATEMENT NOTICE in respect of Statutory Nuisance
ISSUED BY THE LONDON BOROUGH OF TOWER HAMLETS**

**ENVIRONMENTAL PROTECTION ACT 1990 PART III SECTION 80
AS AMENDED BY THE NOISE AND STATUTORY NUISANCE ACT 1993, SECTION 3**

**TO: Rinesh Navitkumar
Designated Premises Supervisor, The Lighthouse, 421 Wick Lane London E3 2NG**

1. Notice

TAKE NOTICE that under the provisions of Section S.79 (1)(g) of the Environmental Protection Act 1990 the **LONDON BOROUGH of TOWER HAMLETS COUNCIL** is satisfied of the **likely recurrence** of noise amounting to a statutory nuisance at the premises known as:-

The Lighthouse, 421 Wick Lane, London, E3 2NG

which is in the London Borough of Tower Hamlets Council, arising from the **playing of loud amplified music** in such a manner as to be a nuisance to the Occupiers of neighbouring properties.

As the **person responsible for the said nuisance or owner, occupier** of the said premises **YOU ARE REQUIRED IMMEDIATELY** from the service of this notice to abate the noise nuisance and the Council **HEREBY PROHIBITS** the recurrence of the same. You are therefore required to

Cease the playing of amplified music (amplified voices) in such a manner as to be a nuisance to the occupiers of neighbouring properties.

If you wish to appeal against this notice you may do so, within 21 days from date of service, to a Magistrates' Court. If you do lodge an appeal, this notice shall **NOT** be suspended until the appeal has been abandoned or decided by the Court, as in the opinion of the Council, ***the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any Appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.***

If you do not stop causing a nuisance, or contravene this notice without reasonable excuse any requirement, you will have committed an offence under Section 80(4) of the Environmental Protection Act 1990. On summary conviction **YOU WILL BE LIABLE TO A FINE together with a further fine** for each day the offence continues after conviction. The Council may take proceedings for securing the abatement, prohibition or restriction of the nuisance. If you fail to execute all or any of the works in accordance with this notice, the Council may execute those works and recover from you the necessary expenditure incurred.

Dated 1st August 2018

Signed _____
ENVIRONMENTAL HEALTH TECHNICAL OFFICER

This matter is being dealt with by **Nicola Cadzow** who can be contacted at:
Environmental Health and Trading Standards
Noise Pollution Team
John Onslow House,
1 Ewart Place, London E3 5EQ
[REDACTED]

NOTES

The Statutory Nuisance (Appeals) Regulations 1995 :-

APPEALS UNDER SECTION 80 (3) of the 1990 ACT

- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case-
 - (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
 - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
 - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notices are otherwise unreasonable in character or extent, or are the unnecessary;
 - (d) that the time, or, where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
 - (e) where the nuisance to which the notice relates -
 - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f) or (g) of the 1990 Act and arises on industrial, trade or business premises, or
 - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
 - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes,that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;
 - (f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of-
 - (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
 - (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
 - (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);
 - (g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);
 - (h) that the abatement notice should have been served on some person instead of the appellant, being -
 - (i) the person responsible for the nuisance, or
 - (ii) the person responsible for the vehicle, machinery or equipment, or
 - (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
 - (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;
 - (i) that the abatement notice might lawfully have been served on some person instead of the appellant, being -
 - (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
 - (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,and that it would have been equitable for it to have been so served;
 - (j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being -
 - (i) a person also responsible for the nuisance, or
 - (ii) a person who is also owner of the premises, or
 - (iii) a person who is also an occupier of the premises, or
 - (iv) a person who is also the person responsible for the vehicle, machinery or equipment,and that it would have been equitable for it to have been so served.
- (3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.
- (4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

Notice Ref : 005837 App Ref: 281642

- (5) On the hearing of an appeal the court may -
 - (a) quash the abatement notice to which the appeal relates, or
 - (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
 - (c) dismiss the appeal;and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.
- (6) Subject to paragraph (7) below, on the hearing of appeal the court may make such order as it thinks fit -
 - (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
 - (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.
- (7) In exercising its powers under paragraph (6) above, the court -
 - (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
 - (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

3. SUSPENSION OF NOTICE

- (1) Where -
 - (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and -
 - (b) either -
 - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
 - (ii) in the case of a nuisance under section 79 (1) (g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and
 - (c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met, the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.
- (2) This paragraph applies where -
 - (a) the nuisance to which the abatement notice relates -
 - (i) is injurious to health, or
 - (ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or
 - (b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.
- (3) Where paragraph (2) applies the abatement notice -
 - (a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and
 - (b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

Appendix 5

Mohshin Ali

From: Rachel Blake
Sent: 19 July 2018 21:16
To: Licensing
Cc: Amina Ali; Marc Francis
Subject: Reponse to Licensing Review for 421 Wick Lane - 'The Lighthouse'

Follow Up Flag: Follow up
Flag Status: Completed

I am writing to support the proposal for a license review for the premises at 421 Wick Lane 'The Lighthouse'.

I do not believe that the licensee is complying with responsibilities to meet LBTH Licensing objectives:

Prevention of Crime and Disorder
Prevention of Public Nuisance
Public Safety

I first became aware of the problems with this premises in January 2018 when residents brought it to my attention. The licensing team has been aware of the disorder, nuisance and safety risks caused by the Lighthouse since January 2018 and have tried to improve compliance through engagement with the license holder but this has not had any impact.

Examples of disorder: public urination, car windows broken, blocking of public highway.
Examples of public nuisance: noise nuisance and on street drinking
Public safety concerns: public urination and disorder.

Weekend of 14/15 June residents reported that the license holders blocked the public highway as part of their activities.

This license was awarded in June 2006 before either 417 or 419 Wick Lane had been built and the hours awarded do not reflect the hours that are suitable for residential area.

The committee should consider the strongest possible actions on this license.

Cllr Rachel Blake

Labour Councillor – Bow East
Deputy Mayor – Regeneration and Air Quality
LB Tower Hamlets


@RNBlake

Appendix 6

Mohshin Ali

From: Service Desk
Sent: 16 July 2018 10:45
To: Licensing
Subject: FW: The Lighthouse, 421 Wick Lane

Follow Up Flag: Follow up
Flag Status: Completed

From: Christopher Cramer [REDACTED]
Sent: 14 July 2018 19:41
To: Licensing; Rachel Blake; Tom Lewis
Subject: The Lighthouse, 421 Wick Lane

Dear All

I gather that a neighbour of mine has filed a formal request for a licence review for The Lighthouse.

I would like to provide support for that request. As you know, the area (Hackney Wick, from the station towards the A12/Bow) has been and still is undergoing dramatic change, with a sharp increase in residential properties. The implication is that activities that might in the past have been perfectly acceptable are no longer appropriate for this area. A number of residents of 419 Wick Lane (Ink Court) have over the past couple of years had a series of discussions with Bloc that have been genuinely civil and constructive - I have been really impressed by the managers/owners of Bloc, who have taken significant steps at their own cost to make the place more noise-proof and the local ingress/egress environment better. Unfortunately, the opposite seems to be the case with The Lighthouse, where despite repeated requests nothing is done to mitigate the behaviour of either the pub or the clientele. The noise is frequently unsociably and unacceptably loud and runs too late (all night), and the rowdy behaviour - noisy, swearing, aggressive, and at times lewd and inappropriate (pissing in public) - spills out onto the local street (Wick Lane and Iceland road). I am disturbed by this though not as badly as some of my neighbours. I see absolutely no reason for the pub to have a licence that allows it to continue in this way, not least because they cannot exercise the terms of the licence with any sense of public responsibility. I fear that it will come to a situation of nastier confrontations and really hope not to have to hear about that happening.

I hope you will listen to us.

Christopher Cramer
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 7

Mohshin Ali

From: Hanan Maayan [REDACTED]
Sent: 12 July 2018 12:42
To: Licensing; Rachel Blake; Mayor
Subject: Issues with the pub "Lighthouse" in 421 Wick Lane

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Mdm,

I am writing to you with regards to the activity of the Pub known as the Lighthouse, on 421 Wick Lane.

As a resident of the adjacent building ([REDACTED]), I am deeply aggrieved by the behaviour of the owners and patrons of this establishment, and even more concerned about what the future holds if they are allowed to continue and operate in the same manner that they have in the past 12 months.

Just in the last 6 months, residents of this building have been subjected to harassment (such as threats over the phone when calling in to complain), vandalism (such as damaging a car and breaking a window), anti-social behaviour (such as peeing on cars and shouting offensive slurs - including racial ones), and of course very loud music and people well into the small hours of the morning.

Those of us lucky enough to live on the other side of the building (where the noise from the music is mostly muffled), have the 'pleasure' of walking through an inebriated crowd the next morning when taking our kids to school.

All I am asking for is that this establishment operates as a neighbourhood friendly establishment: respect our families, our security and our jobs by letting us sleep at night.

I don't believe this is too much to ask.
Sincerely,

Hanan Maayan



Appendix 8

Mohshin Ali

From: Jacob Steinberg [REDACTED]
Sent: 17 July 2018 09:05
To: Licensing; Rachel Blake; Tom Lewis
Subject: The Lighthouse Pub

To whom it may concern,

I am writing with regards to the appeal for a licensing review in relation to the Lighthouse Pub on Wick Lane.

The reason I am in support of this measure is due to concerns of neighbours in relation to public safety, public nuisance due to noise and fear for the safety of children.

Residents in 419 Wick Lane have witnessed the following:

- Nitrogen canisters being placed on the street and outside our building
- A window being smashed
- Customers vandalising the Autumn Street bus stop that takes the 339 bus towards Mile End
- Customers urinating on Iceland Road - in full view of flats where young children live
- Foul language and shouting late into the night
- Drinking on the street after 11pm and parties continuing into the early hours (and sometimes even into the next morning)

Other concerns include pedestrians being forced to walk on the road when drinkers have occupied large spaces of the pavement and intimidation of residents who have asked for the noise to cease. A combination of the above is enough to leave me feeling concerned for the safety of the area.

It is difficult to see what this pub offers to the area in its current guise. I am sure I am not alone in saying that there is nothing wrong with living next to a pub in theory - it should be a positive thing. But the way the staff and customers of the Lighthouse behave is simply unacceptable and no community should have to put up with it.

Kind regards

Jacob Steinberg

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

Appendix 9

Mohshin Ali

From: John Sharp [REDACTED]
Sent: 16 July 2018 19:58
To: Licensing
Subject: The Lighthouse, 421 Wick Lane, London, Ref: 109718

Hello

I am writing to support the licence review of the The Lighthouse pub (421 Wick Lane, ref 109718).

My reasons for this are two folder:

Firstly, I am concerned about further crimes being committed, such as the criminal damage caused 2 months ago. At 11.20am on Sunday 7th May 2018 my window was shattered. I did not see this take place, but there were many people noisily congregating, seemingly drunk, outside the Lighthouse, following an all night party there (the crime reference number for this event is 4212446/18). At the time this was alarming and I was unsure if further objects would be thrown, or other damage would be caused. I also avoided being seen by everyone outside and felt quite threatened, although I didn't have any direct or personal interaction with the people on the street.

Secondly, I am concerned about further noise, aggressive behavior, and other disruption. Often I am unsure if I will be able to sleep through the night during a party. Occasionally I have made arrangements to stay at friends when there is a late night party on at the Lighthouse (if it is required). These long parties often wake me in the middle of the night, 1am, 2am, 4am, because people leaving the pub are shouting and arguing or driving and revving cars very loudly (hopefully they're not driving whilst drunk). This has happened 3 times this year, perhaps more, I believe another resident has a full log. My flatmate has given up staying at our apartment on Friday and Saturday night, choosing to stay at her boyfriend's nearby.

If you require any further details please let me know.

My contact are details are:

Mr J Sharp

[REDACTED]
[REDACTED]

Kind regards
John Sharp

Appendix 10

Mohshin Ali

From: Rachel Blake
Sent: 12 July 2018 08:59
To: Karim Keshwani
Cc: Licensing
Subject: Re: The Lighthouse Wick Lane Noise Disturbance

Follow Up Flag: Follow up
Flag Status: Completed

Dear Karim,

Thanks for letting me know - I have heard about the behaviour at the Lighthouse last night and it is appalling.

You will need to email licensing@towerhamlets.gov.uk to respond to the licensing review consultation as it is co-ordinated by licensing officers.

Rachel

On: 12 July 2018 08:52,
"Karim Keshwani" [REDACTED] > wrote:

Dear Rachel

Despite multiple complaints to the venue they continue to hold ALL NIGHT incredibly loud events which is absolutely discourteous to their neighbours. I find this particularly upsetting given we have a young daughter and secondly that other venues in the area (Crate Brewery and Number 90 for example) have strict policies past midnight.

I understand from my neighbours that a licensing review application has been submitted and I would like to confirm that I support an application into the review of this premises urgently.

Thank you

Karim Keshwani

> On 12 Apr 2018, at 21:46, Rachel Blake <[REDACTED]> wrote:

>

> Dear Karim,

> Thanks for copying me into your email.

> I have attached a letter which sets out the details of the license.

> I have suggested to some of your neighbours who have also raised this with me, that a license review is undertaken. This would require residents to submit the form on this link:

> https://www.towerhamlets.gov.uk/lgnl/business/licences/beer_and_entertainment/review_of_premises_licence_or.aspx

> Rachel

>

> -----Original Message-----

> From: Karim Keshwani [REDACTED]

> Sent: 12 April 2018 09:21

> To: Rachel Blake

> Cc: Licensing; rushanara [REDACTED] rushanara [REDACTED]

> Subject: The Lighthouse Wick Lane Noise Disturbance

>

> Dear Rachel Blake

>

> I wanted to inform you about the noise disturbance from The Lighthouse bar on Wick Lane, E3 on Friday 6th and Saturday 7th April.

>

> The bar hosted two parties and the music was uncomfortable loud. As a resident living in [REDACTED] and with a toddler who was unable to sleep during the noise, which lasted well into the early hours of the morning on both occasions, I had to voice my grievance and enquiry whether you were aware that this had happened?

>

> Furthermore the customers proceeded to congregate on Iceland road, directly opposite the resident's building, drunkenly shouting and urinating on the road.

>

> I am told the Lighthouse has a 24 hour license but I cannot comprehend how that could have been allowed without prior discussion with local residents (as has happened with other local bars/clubs e.g. Bloc or Crate for example)?

>

> I also feel that should the noise extend past 11 then it should be reduced to accommodate residents and the establishment not allowed to keep its side doors open which directly face the residents building and usually remain closed when the bar is open. I feel the owner has acted disrespectfully despite concerns raised to him by neighbours on these occasions.

>

> I appreciate that he has a business to run and that this requires him to supply music to his customers. I would like to know what can be done to ensure that the owner is aware of the hurt he is causing to young families living the block opposite. Could his license be reviewed? Could he ensure his customers who momentarily step out for cigarettes etc congregate on the Wick lane side rather than Iceland road by means of barriers and the security staff, typical of most bar/club venues?

>

> I am weary with spring and summer around the corner that the weekend noise will worsen, especially as we will have to keep the window open in my daughter's room, and therefore this needs to be tended to urgently.

>

> Please do not hesitate to contact me with any issues and I look forward to hearing from you.

>

> I would appreciate if the owner is NOT kept informed of my flat number as I do not want him to know where we live in case of his attempts to avenge the complaint.

>

> Best wishes

>

> Karim

> [REDACTED]

>

> Dr Karim Keshwani

> [REDACTED]

> [REDACTED]

>

>

> *****

> Working Together for a Better Tower Hamlets

> Web site : <http://www.towerhamlets.gov.uk>

>

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> *****

>

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> <Enquiry response.pdf>

Appendix 11

Mohshin Ali

From: Kishan Bhatt <[REDACTED]>
Sent: 18 July 2018 17:08
To: Licensing
Subject: Supporting Statement for Licence Review of Lighthouse Pub, 421 Wick Lane, E3 2JG
Attachments: Lighthouse Pub Support Statement.pdf


Hello,

I would like to submit the following statement in support of conserving current licensing rules for the above pub.

Please contact me on [REDACTED] or email on [REDACTED] for any clarifications.

Get [Outlook for Android](#)

Kishan Bhatt

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

[REDACTED]
[REDACTED]

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

Mr Kishan Bhatt

Date 17.7.2018

To whom it may concern

RE: License Review Application, July 2018, Lighthouse Pub, 421 Wick Lane, London, E3 2JG

I hope to outline my case in support of maintaining the current license in the above Public House. I write to you in 2 capacities (i) Patron (2 years) and (ii) Teacher of Science, Mulberry School for Girls, Richard St, Commercial Road, E1 2JP (11+ years).

In my first capacity as a patron of the Lighthouse Public House, I strongly believe that the pub acts as a social cornerstone to several communities in Hackney Wick. These include the patrons from the various industrial estates in the area and from my understanding it has been doing this for the last 150 or so years. More recently, it has also been a trusted base for the army of West Ham fans that pass through during match days and a large community of artists. In both cases, it has been steadily gaining in popularity and reputation. I would like to outline my experiences in response to some of, what I believe to be very misleading accusations levelled at the establishment and its landlord.

I have been a patron with a frequency of perhaps 2-3 times a week during the evening over the last few years. Whilst my observations are anecdotal, I strongly believe that the frequency of my attendance does lend some weight to the following observations. I have never observed any illegal or questionable activities occurring in the Lighthouse Pub at any time. If anything, I feel that the landlord shows the highest standards.

There have been some accusations of underage drinking. I have never once observed this. And in my other role a teacher in the local community, If I had come across this, I would be the first to contact your office in regard to the above matter. There have been no instances of anti-social behavior from any of the patrons of the Lighthouse Pub since I have been a patron there. If this has occurred in the past, the landlord has always been quick to eject former patrons who have shown anti-social behavior in the past. More recently, there have been a number of private functions that last into the early hours. Often these have been family events, private parties to name a few. In every case bar one, I have never been woken up by excessive noise. I have been able to sleep through them with no trouble. I live directly above the pub in a studio flat! I have never been a victim of noise pollution from the Pub or events held there. I find the event management by the landlord to be of the highest standards and very proactive. He has always taken care to me and fellow tenants, to ensure that we are notified of events well in advance. Even during the event, a pro-active effort is made by the landlord to ensure noise is within acceptable levels.

During match days, I often attend drinks in the pub with the fans. The pub has been growing a reputation as a friendly, warm pub open for home fans. Its reputation is so good I believe, that I often find myself drinking with whole families of different generations talking about the match and the season. In all the times I have been in the pub for home matches, I have seen no instances of

anti-social behavior or underage drinking. If anything you will find a warm, jovial atmosphere where fans can enjoy a drink or food and celebrate a culture of sport.

I hope that I have been able to present a strong case for the following. The license should not have to be changed because the I feel that the landlord has shown the highest standards and can be trusted implicitly. Accusations/claims of anti-social behavior etc. have no basis in my experience as a patron and teacher in the local community.

Please feel free to contact me to clarify my statement above.

Regards

Mr. Kishan Bhatt

Appendix 12

11. Reviews

The review process

- 11.1 The proceedings set out in the 2003 Act for reviewing premises licences and club premises certificates represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a premises licence or club premises certificate.
- 11.2 At any stage, following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives.
- 11.3 An application for review may be made electronically, provided that the licensing authority agrees and the applicant submits a subsequent hard copy of the application, if the licensing authority requires one. The licensing authority may also agree in advance that the application need not be given in hard copy. However, these applications are outside the formal electronic application process and may not be submitted via GOV.UK or the licensing authority's electronic facility.
- 11.4 In addition, the licensing authority must review a licence if the premises to which it relates was made the subject of a closure order by the police based on nuisance or disorder and the magistrates' court has sent the authority the relevant notice of its determination, or if the police have made an application for summary review on the basis that premises are associated with serious crime and/or disorder.
- 11.5 Any responsible authority under the 2003 Act may apply for a review of a premises licence or club premises certificate. Therefore, the relevant licensing authority may apply for a review if it is concerned about licensed activities at premises and wants to intervene early without waiting for representations from other persons. However, it is not expected that licensing authorities should normally act as responsible authorities in applying for reviews on behalf of other persons, such as local residents or community groups. These individuals or groups are entitled to apply for a review for a licence or certificate in their own right if they have grounds to do so. It is also reasonable for licensing authorities to expect other responsible authorities to intervene where the basis for the intervention falls within the remit of that other authority. For example, the police should take appropriate steps where the basis for the review is concern about crime and disorder or the sexual exploitation of children. Likewise, where there are concerns about noise nuisance, it is reasonable to expect the local authority exercising environmental health functions for the area in which the premises are situated to make the application for review.
- 11.6 Where the relevant licensing authority does act as a responsible authority and applies for a review, it is important that a separation of responsibilities is still achieved in this process to ensure procedural fairness and eliminate conflicts of interest. As outlined previously in Chapter 9 of this Guidance, the distinct functions of acting as licensing authority and responsible authority should be exercised by different officials to ensure a separation of responsibilities. Further information on how licensing authorities should achieve this separation of responsibilities can be found in Chapter 9, paragraphs 9.13 to 9.19 of this Guidance.

- 11.7 In every case, any application for a review must relate to particular premises in respect of which there is a premises licence or club premises certificate and must be relevant to the promotion of one or more of the licensing objectives. Following the grant or variation of a licence or certificate, a complaint regarding a general issue in the local area relating to the licensing objectives, such as a general (crime and disorder) situation in a town centre, should generally not be regarded as a relevant representation unless it can be positively tied or linked by a causal connection to particular premises, which would allow for a proper review of the licence or certificate. For instance, a geographic cluster of complaints, including along transport routes related to an individual public house and its closing time, could give grounds for a review of an existing licence as well as direct incidents of crime and disorder around a particular public house.
- 11.8 Where a licensing authority receives a geographic cluster of complaints, the authority may consider whether these issues are the result of the cumulative impact of licensed premises within the area concerned. In such circumstances, the authority may also consider whether it would be appropriate to include a special policy relating to cumulative impact within its licensing policy statement. Further guidance on cumulative impact policies can be found in Chapter 14 of this Guidance.
- 11.9 Representations must be made in writing and may be amplified at the subsequent hearing or may stand in their own right. Additional representations which do not amount to an amplification of the original representation may not be made at the hearing. Representations may be made electronically, provided the licensing authority agrees and the applicant submits a subsequent hard copy, unless the licensing authority waives this requirement.
- 11.10 Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.
- 11.11 If the application for a review has been made by a person other than a responsible authority (for example, a local resident, residents' association, local business or trade association), before taking action the licensing authority must first consider whether the complaint being made is relevant, frivolous, vexatious or repetitious. Further guidance on determining whether a representation is frivolous or vexatious can be found in Chapter 9 of this Guidance (paragraphs 9.4 to 9.10).

Repetitious grounds of review

- 11.12 A repetitious ground is one that is identical or substantially similar to:
- a ground for review specified in an earlier application for review made in relation to the same premises licence or certificate which has already been determined; or
 - representations considered by the licensing authority when the premises licence or certificate was granted; or
 - representations which would have been made when the application for the premises

licence was first made and which were excluded then by reason of the prior issue of a provisional statement; and, in addition to the above grounds, a reasonable interval has not elapsed since that earlier review or grant.

- 11.13 Licensing authorities are expected to be aware of the need to prevent attempts to review licences merely as a further means of challenging the grant of the licence following the failure of representations to persuade the licensing authority on an earlier occasion. It is for licensing authorities themselves to judge what should be regarded as a reasonable interval in these circumstances. However, it is recommended that more than one review originating from a person other than a responsible authority in relation to a particular premises should not be permitted within a 12 month period on similar grounds save in compelling circumstances or where it arises following a closure order.
- 11.14 The exclusion of a complaint on the grounds that it is repetitious does not apply to responsible authorities which may make more than one application for a review of a licence or certificate within a 12 month period.
- 11.15 When a licensing authority receives an application for a review from a responsible authority or any other person, or in accordance with the closure procedures described in Part 8 of the 2003 Act (for example, closure orders), it must arrange a hearing. The arrangements for the hearing must follow the provisions set out in regulations. These regulations are published on the Government's legislation website (www.legislation.gov.uk). It is particularly important that the premises licence holder is made fully aware of any representations made in respect of the premises, any evidence supporting the representations and that the holder or the holder's legal representative has therefore been able to prepare a response.

Powers of a licensing authority on the determination of a review

- 11.16 The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.
- 11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promoting the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.
- 11.18 However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate. Similarly, licensing authorities may take into account any civil immigration penalties which a licence holder has been required to pay for employing an illegal worker.
- 11.19 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption)¹⁰;
- remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- suspend the licence for a period not exceeding three months;
- revoke the licence.

- 11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.
- 11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.
- 11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.
- 11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

¹⁰ See chapter 15 in relation to the licensing of live and recorded music.

Reviews arising in connection with crime

- 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.
- 11.25 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.
- 11.26 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.
- 11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:
- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
 - for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
 - for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
 - for prostitution or the sale of unlawful pornography;
 - by organised groups of paedophiles to groom children;
 - as the base for the organisation of criminal activity, particularly by gangs;

- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

Review of a premises licence following closure order or illegal working compliance order

11.29 Licensing authorities are subject to certain timescales, set out in the legislation, for the review of a premises licence following a closure order under section 80 of the Anti-social Behaviour, Crime and Policing Act 2014 or an illegal working compliance order under section 38 of and Schedule 6 to the Immigration Act 2016. The relevant time periods run concurrently and are as follows:

- when the licensing authority receives notice that a magistrates' court has made a closure order it has 28 days to determine the licence review – the determination must be made before the expiry of the 28th day after the day on which the notice is received;
- the hearing must be held within ten working days, the first of which is the day after the day the notice from the magistrates' court is received;
- notice of the hearing must be given no later than five working days before the first hearing day (there must be five clear working days between the giving of the notice and the start of the hearing).

Review of a premises licence following persistent sales of alcohol to children

11.29 The Government recognises that the majority of licensed premises operate responsibly and undertake due diligence checks on those who appear to be under the age of 18 at the point of sale (or 21 and 25 where they operate a Challenge 21 or 25 scheme). Where these systems are in place, licensing authorities may wish to take a proportionate approach in cases where there have been two sales of alcohol within very quick succession of one another (e.g., where a new cashier has not followed policy and conformed with a store's age verification procedures). However, where persistent sales of alcohol to children have occurred at premises, and it is apparent that those managing the premises do not operate a responsible policy or have not exercised appropriate due diligence, responsible authorities should consider taking steps to ensure that a review of the licence is the norm in these circumstances. This is particularly the case where there has been a prosecution for the offence under section 147A or a closure notice has been given under section 169A of the 2003 Act. In determining the review, the licensing authority should consider revoking the licence if it considers this appropriate.

Appendix 13

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

Updated April 2018

Crime and disorder

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.2 In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority ("SIA") as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.
- 2.3 Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

- 2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.
- 2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. 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.

Appendix 14

Crime and Disorder — Licensing Policy, updated March 2015

- 6.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems.
- 6.2 When addressing crime and disorder the applicant should initially identify any particular issues (having regard to their particular type of premises and / or activities) which are likely to adversely affect the promotion of the crime and disorder objective. Such steps as are required to deal with these identified issues should be included within the applications operating schedule. Where a Crime Prevention Officer from the Metropolitan Police makes recommendations for premises that relate to the licensing objectives, the operating schedule should normally incorporate the suggestions.
- 6.3 Applicants are recommended to seek advice from Council Officers and the Police as well as taking into account, as appropriate, local planning and transport policies, with tourism, cultural and crime prevention strategies, when preparing their plans and Schedules.
- 6.4 In addition to the requirements for the Licensing Authority to promote the licensing objectives, it also has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough.
- 6.5 The Licensing Authority, if its discretion is engaged, will consider attaching Conditions to licences and permissions to deter and prevent crime and disorder both inside and immediately outside the premises and these may include Conditions drawn from the Model Pool of Conditions relating to Crime and Disorder given in Section 182 of the Licensing Act 2000. (See **Appendix 2.**)
- 6.6 **CCTV** - The Licensing Authority, if its discretion is engaged, will attach conditions to licences, as appropriate where the conditions reflect local crime prevention strategies, for example the provision of closed circuit television cameras.
- 6.7 **Touting** - The Council has had a significant number of complaints relating to premises which are substantially or mainly restaurants where "touting" is a problem. Touting is soliciting for custom. Consequently, in relation to such premises the Licensing Authority, where its discretion is engaged will insert a standard condition that prohibits 'touting' as follows:-
 - 1) No person shall be employed to solicit for custom or be permitted to solicit for custom for business for the premises in any public place within a 500 meters radius of the premises as shown edged red on the attached plan.(marked as Appendix -)
 - 2) Clear Signage to be placed in the restaurant windows stating that the premises supports the Council's 'No Touting' policy.

- 6.8 **Street Furniture** - This would include Advertising Boards, they are sometimes placed in such a way as to be a nuisance to the public on the highway, or they encourage the consumption of alcohol in areas that are not licensed. The Licensing Authority expects applicants to have ensured that they fully comply with the Council's rules relating to authorisation of obstructions on the highway and a licence permission to place advertising boards or street furniture on the highway should normally have been obtained from Tower Hamlets Markets Service before an application for a licence is made. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street seats and tables or boards, including on private land.
- 6.9 **Fly Posting** - The Council has experienced significant problems with "fly posting" in relation to venues that offer entertainment. Fly posting is the unauthorised posting of posters / advertisements etc. Where it considers it appropriate and its discretion is engaged, the Licensing Authority will attach conditions relating to the control of fly posting to ensure that venues clearly prohibit all fly posting in their contract terms with others and they effectively enforce this control.
- 6.10 **Responsible Drinking** - The Licensing Authority expects alcohol to be promoted in a responsible way in the Borough. This should incorporate relevant industry standards, such as the Portman Group. Where appropriate and proportionate, if its discretion is engaged, the Licensing Authority will apply conditions to ensure responsible drinking. The Licensing Authority also recognises the positive contribution to best practice that "Pubwatch" and other similar schemes can make to achieving the licensing objectives and is committed to working with them. Model Pool Conditions from the Licensing Act 2003, Section 182 Guidance are in Appendix 2.
- 6.11 **Illicit Goods: Alcohol and Tobacco** - The Licensing Authority will consider licence review applications where there is evidence that illicit alcohol has been offered for sale on the premises. Where other illicit goods, such as tobacco, have been found this may be considered by the Licensing Authority as evidence of poor management and have the potential to undermine the licensing objectives.
- 6.12 Illicit alcohol means alcohol that is, counterfeit, bears counterfeit duty stamps and or smuggled.
- 6.13 Illicit tobacco means, counterfeit, and/or non UK duty paid tobacco products.
- 6.14 Illicit goods mean articles that are counterfeit, that do not comply with the classification and labelling requirements of the Video Recordings Acts and/or that breach other Trading Standards legislation such as consumer safety and unfair commercial practices

6.15 In particular the Licensing Authority is mindful of the advice provided in the guidance issued by the Home Office under section 182 of the Act "Reviews arising in connection with crime".

6.16 The Licensing Authority will exercise its discretion to add a standard condition as follows:-

Smuggled goods

1) The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers other than from established traders who provide full receipts at the time of delivery.

2) The premises licence holder shall ensure that all receipts for goods bought include the following details:

- I. Seller's name and address
- II. Seller's company details, if applicable
- III. Seller's VAT details, if applicable
- IV. Vehicle registration detail, if applicable

3) Legible copies of the documents referred to in 2) shall be retained on the premises and made available to officers on request.

4) The trader shall obtain and use a UV detection device to verify that duty stamps are valid.

5) Where the trader becomes aware that any alcohol may be not duty paid they shall inform the Police of this immediately.

Appendix 15

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

Updated April 2018

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 16

Prevention of Nuisance — Licensing Policy, updated March 2015

- 10.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 10.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 10.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in 8.2, and these may include conditions drawn from the Model Pool of Conditions in Appendix 2.

Appendix 17

Public safety

- 2.7 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.
- 2.8 A number of matters should be considered in relation to public safety. These may include:
- Fire safety;
 - Ensuring appropriate access for emergency services such as ambulances;
 - Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);
 - Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
 - Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
 - Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
 - Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.12-2.13, and Chapter 10; and
 - Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).
- 2.9 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.38-8.46), applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

Ensuring safe departure of those using the premises

- 2.10 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist 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.

Maintenance and repair

- 2.11 Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

Safe capacities

- 2.12 “Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.
- 2.13 The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act¹, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of

¹ S 177 of the 2003 Act now only applies to performances of dance.

those premises should be.

- 2.14 Public safety may include the safety of performers appearing at any premises, but does not extend to the prevention of injury from participation in a boxing or wrestling entertainment.

Appendix 18

Public safety – Licensing Policy182 Updated March 2015

- 9.1 The 2003 Act covers a wide range of premises that require a licence, and so such premises present a mixture of risks to users and should be constructed or adapted and operated so as to acknowledge and safeguard occupants against these risks.
- 9.2 The Licensing Authority will expect Operating Schedules to satisfactorily address these issues and applicants are advised to seek advice from the Council's Environmental Health (Health & Safety) Officers and the London Fire and Emergency Planning Authority before preparing their plans and Schedules.
- 9.3 Where an applicant identifies an issue in regard to public safety (including fire safety) which is not covered by existing legislation, the applicant should identify in their operating schedule the steps that will be taken to ensure public safety. This needs to take into account any unique characteristics that arise in connection with the licensable activity, any requirements that are specific to the premises.
- 9.4 The Licensing Authority, where its discretion is engaged, will consider attaching Conditions to licences and permissions to promote safety, and these may include Conditions drawn from a Model Pool of Conditions as proportionate and appropriate are contained in Appendix 2.
- 9.5 The Licensing Authority will impose conditions that relate to its licensing objectives, and in a way that is proportionate to the individual circumstances of the premises seeking a licence.

Appendix 19

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

Updated April 2018

Protection of children from harm

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

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

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

Offences relating to the sale and supply of alcohol to children

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

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

Appendix 20

Protection of children from harm – Licensing Policy Updated March 2015

11 Prevention of Harm to Children

- 11.1 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, for food and/or entertainment.
- 11.2 The Act does not prohibit children from having access to any licensed premises; the Council recognises that limitations may have to be considered where it appears necessary to protect children from harm.
- 11.3 Applicants are recommended to consult with the Area Child Protection Committee or such other body, as the Licensing Authority considers appropriate.
- 11.4 The Licensing Authority will judge the merits of each separate application before deciding whether to impose conditions limiting the access of children to individual premises. The following are examples of premises that will raise concern:-
- Where there have been convictions for serving alcohol to minors or with a reputation for underage drinking
 - With a known association with drug taking or dealing
 - Where there is a strong element of gambling on the premises
 - Where entertainment of an adult or sexual nature is provided
 - Where irresponsible drinking is encouraged or permitted.
- 11.5 Where its discretion is engaged, the Licensing Authority will consider any of the following options when dealing with a licence application where limiting the access of children is considered necessary to prevent harm to children:
- Limitations on the hours when children may be present
 - Limitations on ages below 18
 - Limitations or exclusion when certain activities are taking place
 - Requirements for an accompanying adult
 - Full exclusion of people under 18 from
- 11.6 No conditions will be imposed requiring that children must be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee.
- 11.7 The Act details a number of offences designed to protect children in licensed premises and the Licensing Authority will work closely with the police to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children.
- 11.8 All licence holders will be expected to comply the Portman Group Code of Practice, and in particular the Retailer Alert Bulletin.

- 11.9 The Licensing Authority expects all licensed suppliers of alcohol to have robust measures, effectively managed and monitored, in place to ensure that minors are fully protected from harm.

12 Access to Cinemas

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

13 Children and Public Entertainment

- 13.1 Many children go to see and / or take part in an entertainment arranged substantially for them. Consequently additional arrangements are required to safeguard them at such times.
- 13.2 Where 11.1 applies, and its discretion is engaged, the Licensing Authority will require the following arrangements in order to control their access and egress and to assure their safety:-
- An adult member of staff to be stationed in the vicinity of each of the exits from any level, subject to there being a minimum of one member of staff per 50 children or part thereof
 - No child unless accompanied by an adult to be permitted in the front row of any balcony
 - No standing to be permitted in any part of the auditorium during the Performance
- 13.3 Where children are taking part in any regulated entertainment, and its discretion is engaged, the Licensing Authority will require the operating schedule to clearly state the steps taken to assure their safety.
- 13.4 Where its authority is engaged, the Licensing Authority will consider attaching conditions to licences and permissions to prevent harm to children, and these may include conditions drawn from the Model Pool of Conditions in Appendix 2.