

# Tower Hamlets Application for a premises licence Licensing Act 2003

For help contact

licensing@towerhamlets.gov.uk Telephone: 020 7364 5008

\* required information

Section 1 of 21			
You can save the form at ar	ny time and resume it later. You do not need to	be logged in when you resume.	
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.	
Your reference	AES/INT26	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.	
Are you an agent acting on	behalf of the applicant?	Put "no" if you are applying on your own	
• Yes	No	behalf or on behalf of a business you own or work for.	
Applicant Details			
* First name	Suhelur		
* Family name	Rahman		
* E-mail			
Main telephone number		Include country code.	
Other telephone number			
☐ Indicate here if the ap	oplicant would prefer not to be contacted by te	lephone	
ls the applicant:			
<ul><li>Applying as a busine</li><li>Applying as an indivi</li></ul>	ss or organisation, including as a sole trader dual	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.	
Applicant Business		Ç ,	
Is the applicant's business registered in the UK with Companies House?	<ul><li>Yes</li><li>No</li></ul>	Note: completing the Applicant Business section is optional in this form.	
Registration number	10852397		
Business name	Interlagos Holdings Limited	If the applicant's business is registered, use its registered name.	
VAT number GB	288695231	Put "none" if the applicant is not registered for VAT.	
Legal status	Private Limited Company		
		<del>.</del>	

Continued from previous page			
Applicant's position in the business	Director		
Home country	United Kingdom	The country where the applicant's headquarters are.	
Registered Address		Address registered with Companies House.	
Building number or name	130 Old Street		
Street			
District			
City or town	London		
County or administrative area			
Postcode	EC1V 9BD		
Country	United Kingdom		
Agent Details			
* First name	Anthony		
* Family name	Edwards		
* E-mail			
Main telephone number		Include country code.	
Other telephone number			
☐ Indicate here if you wou	ld prefer not to be contacted by telephone		
Are you:			
<ul><li>An agent that is a busine</li></ul>	ess or organisation, including a sole trader	A sole trader is a business owned by one person without any special legal structure.	
<ul> <li>A private individual actir</li> </ul>	ng as an agent	person without any special legal structure.	
Agent Business			
Is your business registered in the UK with Companies House?	• Yes   No	Note: completing the Applicant Business section is optional in this form.	
Registration number	00325696		
Business name	T V EDWARDS LLP  If your business is registered, use its registered name.		
VAT number GB	243364375	Put "none" if you are not registered for VAT.	
Legal status	Limited Liability Partnership		

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Your position in the business	Solicitor		
·		The country where the headquarters of your	
Home country	United Kingdom	business is located.	
<b>Agent Registered Address</b>		Address registered with Companies House.	
Building number or name	35		
Street	Mile End Road		
District			
City or town	London		
County or administrative area			
Postcode	E1 4TP		
Country	United Kingdom		
Section 2 of 21			
PREMISES DETAILS			
	ply for a premises licence under section 17 of the premises) and I/we are making this application the Licensing Act 2003.		
Premises Address			
Are you able to provide a post	al address, OS map reference or description of t	he premises?	
<ul><li>Address</li><li>OS ma</li></ul>	p reference O Description		
Postal Address Of Premises			
Building number or name	207		
Street	Mile End Road		
District			
City or town	London		
County or administrative area			
Postcode	E1 4AA		
Country	United Kingdom		
Further Details			
Telephone number	02036092661		
Non-domestic rateable value of premises (£)	17,000		

Secti	on 3 of 21		
APPL	ICATION DETAILS		
In wh	at capacity are you applyi	ng for the premises licence?	
	An individual or individua	als	
$\boxtimes$	A limited company / limit	ed liability partnership	
	A partnership (other than	limited liability)	
	An unincorporated assoc	iation	
	Other (for example a stat	utory corporation)	
	A recognised club		
	A charity		
	The proprietor of an educ	cational establishment	
	A health service body		
		ed under part 2 of the Care Standards Act n independent hospital in Wales	
	A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England		
	The chief officer of police of a police force in England and Wales		
Conf	firm The Following		
$\boxtimes$	I am carrying on or propo the use of the premises for	osing to carry on a business which involves or licensable activities	
	] I am making the application pursuant to a statutory function		
	I am making the application virtue of Her Majesty's pro	ion pursuant to a function discharged by erogative	
Secti	on 4 of 21		
NON	INDIVIDUAL APPLICANT	<u>S</u>	
		ddress of applicant in full. Where appropriate give any registered number. In the case of a ure (other than a body corporate), give the name and address of each party concerned.	
Non	Individual Applicant's N	ame	
Nam	e	Interlagos Holdings Limited	
Deta	ils		
_	stered number (where icable)	10852397	
Desc	ription of applicant (for ex	cample partnership, company, unincorporated association etc)	

Continued from previous page		
Limited Company		
Address		
Building number or name	130	
Street	Old Street	
District		
City or town	London	
County or administrative area		
Postcode	EC1V 9BD	
Country	United Kingdom	
<b>Contact Details</b>		
E-mail		
Telephone number		
Other telephone number		
* Date of birth		
	dd mm yyyy	Documents that demonstrate entitlement to
* Nationality		work in the UK
	Add another applicant	
Section 5 of 21		
OPERATING SCHEDULE		
When do you want the premises licence to start?	01 / 09 / 2018 dd mm yyyy	
If you wish the licence to be valid only for a limited period, when do you want it to end	dd mm yyyy	
Provide a general description of	of the premises	
licensing objectives. Where yo	ses, its general situation and layout and any other ur application includes off-supplies of alcohol are plies you must include a description of where the	nd you intend to provide a place for
Fast food restaurant on the gro	ound floor only	

Continued from previous page	
If 5,000 or more people are	
expected to attend the premises at any one time,	
state the number expected to	
attend	
Section 6 of 21	
PROVISION OF PLAYS	
See guidance on regulated en	tertainment
Will you be providing plays?	
○ Yes	<ul><li>No</li></ul>
Section 7 of 21	
PROVISION OF FILMS	
See guidance on regulated en	tertainment
Will you be providing films?	
	<ul><li>No</li></ul>
Section 8 of 21	
PROVISION OF INDOOR SPOR	RTING EVENTS
See guidance on regulated en	tertainment
Will you be providing indoor s	porting events?
○ Yes	<ul><li>No</li></ul>
Section 9 of 21	
PROVISION OF BOXING OR W	RESTLING ENTERTAINMENTS
See guidance on regulated en	tertainment
Will you be providing boxing of	or wrestling entertainments?
○ Yes	<ul><li>No</li></ul>
Section 10 of 21	
PROVISION OF LIVE MUSIC	
See guidance on regulated en	tertainment
Will you be providing live mus	ic?
○ Yes	<ul><li>No</li></ul>
Section 11 of 21	
PROVISION OF RECORDED M	USIC
See guidance on regulated en	tertainment
Will you be providing recorded	d music?
○ Yes	<ul><li>No</li></ul>
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PROVISION OF PERFORMANO	CES OF DANCE
See guidance on regulated en	tertainment
Will you be providing perform	ances of dance?

Continued from previous page				
Section 13 of 21				
PROVISION OF ANYTHING ODANCE	F A SIMILAR	DESCRIPTION TO LIVE	MUSIC, RE	CORDED MUSIC OR PERFORMANCES OF
See guidance on regulated er				
Will you be providing anythin performances of dance?	g similar to li	ve music, recorded mus	sic or	
○ Yes	<ul><li>No</li></ul>			
Section 14 of 21				
LATE NIGHT REFRESHMENT				
Will you be providing late nig	ht refreshmei	nt?		
<ul><li>Yes</li></ul>	○ No			
Standard Days And Timings	;			
MONDAY				Give timings in 24 hour clock.
Start	23:00	End	01:00	(e.g., 16:00) and only give details for the days
Start		End		of the week when you intend the premises to be used for the activity.
TUESDAY		1		,
Start	23:00	End	01:00	
		]	01.00	]
Start		End		
WEDNESDAY		1		1
Start	23:00	End	01:00	
Start		End		
THURSDAY				
Start	23:00	End	01:00	
Start		End		
FRIDAY		1		1
Start	23:00	End	02:00	
		J 1	02.00	
Start		End		
SATURDAY		1		1
Start	23:00	End	02:00	
Start		End		
SUNDAY				
Start	23:00	] End	01:00	
Start		End		

Continued from previous pag	e					
Will the provision of late nigboth?	ght refre	eshment take p	olace indo	ors or outd	oors or	
<ul><li>Indoors</li></ul>	0	Outdoors	0	Both		Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.
State type of activity to be a exclusively) whether or not			•	•	elevant 1	further details, for example (but not
Sale of hot food and drink in	n the res	staurant and as	s take awa	ys		
State any seasonal variation	ns					
For example (but not exclus	sively) w	here the activ	ity will occ	cur on addi	tional d	ays during the summer months.
those listed in the column of	n the le	eft, list below				night refreshments at different times from on a particular day e.g. Christmas Eve.
			T tric activ		Tiorigei	orra particular day e.g. ormstmas eve.
Bank Holidays and night be	iore to t	J200				
Section 15 of 21						
SUPPLY OF ALCOHOL						
Will you be selling or supply	ying alc	ohol?				
○ Yes	•	No				
PROPOSED DESIGNATED F	PREMIS	ES SUPERVISO	OR CONSE	NT		
How will the consent form of be supplied to the authority		roposed desig	nated prei	mises supe	ervisor	
○ Electronically, by the p	oropose	d designated <sub>l</sub>	oremises s	supervisor		
<ul> <li>As an attachment to t</li> </ul>	his appl	ication				
Reference number for cons form (if known)	ent					If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.
Section 16 of 21						
ADULT ENTERTAINMENT						

Continued from previous	page		
	ertainment or services, ac erise to concern in respect	tivities, or other entertainment or matters ancillary to the use of the of children	
rise to concern in respe	ct of children, regardless of	ur at the premises or ancillary to the use of the premises which may gi of whether you intend children to have access to the premises, for exar for restricted age groups etc gambling machines etc.	
none			
Section 17 of 21			
HOURS PREMISES ARE	OPEN TO THE PUBLIC		
Standard Days And Ti	mings		
MONDAY		Civa timings in 24 hour clock	
	Start 10:00	Give timings in 24 hour clock. End 01:00 (e.g., 16:00) and only give details for the	
	Start	of the week when you intend the premi	ises
TUESDAY			
	Start 10:00	End 01:00	
	Start	End	
WEDNESDAY			
	Start 10:00	End 01:00	
	Start	End	
THURSDAY			
	Start 10:00	End 01:00	
	Start	End	
FRIDAY			
	Start 10:00	End 02:00	
	Start	End	
SATURDAY			
	Start 10:00	End 02:00	
	Start	End	
SUNDAY			
	Start 10:00	End 01:00	
	Start	End	
State any seasonal varia			
-		ity will occur on additional days during the summer months.	
	<del>-</del> ·	- · · · · · · · · · · · · · · · · · · ·	

Continued from previous page
Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below
For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
Bank holidays and the night before to 0200
Section 18 of 21
LICENSING OBJECTIVES  Describe the stars you intend to take to present the four licensing a biestives.
Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b,c,d,e)
List here steps you will take to promote all four licensing objectives together.
b) The prevention of crime and disorder
Full CCTV inside and outside the premises
c) Public safety
Compliance with all health and safety and food safety requirments
d) The prevention of public nuisance
The display of notices requesting respect for neighbouring residences
e) The protection of children from harm
Full CCTV inside and outside the premises

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# NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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

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

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

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

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

# Documents which demonstrate entitlement to work in the UK

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

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

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

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

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

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

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

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# NOTES ON REGULATED ENTERTAINMENT

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

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

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

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# **PAYMENT DETAILS**

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

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

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

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33.001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00\*

Band E - £125001 and over = 635.00\*

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

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

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

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

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

Capacity 5000-9999 = £1,000.00

Capacity 10000 - 14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00 Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

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

* Fee amount (£)	190.00	
DECLARATION		
		riction to a fine up to level 5 on the standard scale, under section 158 of the or in connection with this application.
LIABILITY PARTNERSHIP] I UN ENTITLEMENT TO LIVE AND W	DERSTAND I AM I /ORK IN THE UK (0	LY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE DR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK
BE ENTITLED TO LIVE AND WO FORM IS ENTITLED TO WORK	ORK IN THE UK (PI IN THE UK (AND I SABLE ACTIVITY) A	ABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO LEASE READ GUIDANCE NOTE 15). THE DPS NAMED IN THIS APPLICATION S NOT SUBJECT TO CONDITIONS PREVENTING HIM OR HER FROM DOING AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO
	,	and understood the above declaration

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

behalf of the applicant?"

\* Full name

T V EDWARDS LLP

\* Capacity solicitors for the applicant

\* Date 01 / 08 / 2018 dd mm yyyy

Add another signatory

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

Continued from previous page...

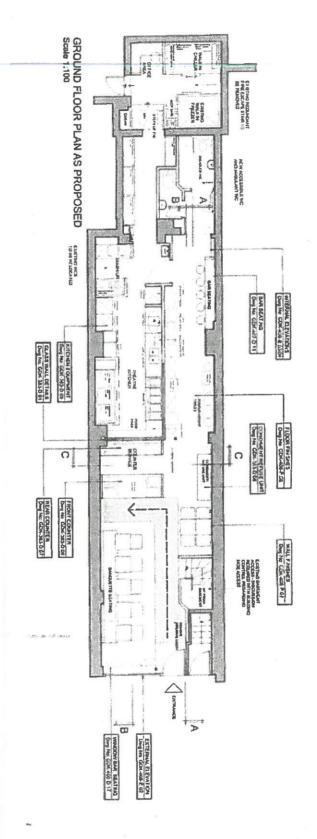
- 1. Save this form to your computer by clicking file/save as...
- 2. Go back to <a href="https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1">https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1</a> to upload this file and continue with your application.

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

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

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

OFFICE USE ONLY	
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TOTALS

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# 207 Mile End Road





# Premises in close proximity to German Doner Kebab, 207 Mile End Road

Name and address	Licensable activities and hours	Opening hours
(A'La Pizza) 201 Mile End Road London E1 4AA	The Provision of Late Night Refreshment - Indoors  • Monday to Sunday, from 23:00 hours to 02:00 hours the following day	Monday to Sunday, from 10:00 hours to 02:00 hours the following day
(Hong Kong Garden) 199 Mile End Road London E1 4AA	<ul> <li>Late Night Refreshment</li> <li>Monday to Sunday inclusive until 24 00 hrs.</li> </ul>	The late night refreshment will cease at 24 00 hrs on every day
(Co-operative Group Ltd) Co-op Welcome 193-197 Mile End Road London E1 4AA	<ul> <li>The sale by retail of alcohol</li> <li>Monday to Saturday 06:00 until 23:00</li> <li>Sundays 10:00 to 22:30</li> <li>Late Night Refreshment</li> <li>Friday and Saturday until midnight</li> </ul>	Monday to Sunday from 00:00 hours to 23:59 hours (24 hours)
(Verdi Restaurant) 237 Mile End Road London E1 4AA	<ul> <li>The sale by retail of alcohol (On sales only)</li> <li>Monday to Thursday 11:00 hours to 23:30 hours</li> <li>Friday and Saturday 11:00 hours to 00:00 hours</li> <li>Sunday 11:00 hours to 23:30 hours</li> </ul>	Monday to Thursday 08:00 hours to 00:00 hours  Friday and Saturday 08:00 hours to 00:30 hours  Sunday 08:00 hours to 00:00 hours
(Mile End American Pool& Snooker) 229 Mile End Road London E1 4AA	Alcohol shall not be sold or supplied except during permitted hours. (On sales only) In this condition, permitted hours means: a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 a.m. to 11 p.m. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m. c. On Good Friday, 12 noon to 10.30 p.m. d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m. f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m. g. On New Year's Eve from the end of permitted hours to the start of permitted	There are no restrictions on the hours during which this premises is open to the public

# Premises in close proximity to German Doner Kebab, 207 Mile End Road

239 Mile End Road London E1 4AA  (Efes Restaurant) 230 Mile End Road London E1 4LJ	and Thursday: 11p.m. to 1a.m.  Friday and Saturday: 11p.m. to 2a.m.  Sale by Retail of Alcohol (on sales only)  Sunday to Thursday from 11:00hrs to 23:30 hrs  Friday and Saturday from 11:00hrs to 00:30 hrs (the following day)  Late Night Refreshment (indoors)  Sunday to Thursday from 23:00hrs to 23:30 hrs  Friday and Saturday from 23:00hrs to	<ul> <li>Sunday to Thursday from 11:00hrs to 00:00hrs (midnight)</li> <li>Friday and Saturday from 11:00hrs to 01:00hrs (the following day)</li> </ul>
(Golden Dragon) 228 Mile End Road London E1 4LJ  (New Perfect Fried Chicken)	Late Night Refreshment (Night Café)  • Monday to Sunday till 01.00 hrs  The provision of late night refreshment Sunday, Monday, Tuesday, Wednesday,	These are not restricted  There are no restrictions on the hours during which this premises is open to the public
(Grill Villa) 226 Mile End Road London E1 4LJ	The provision of late night refreshment (indoors)  • Monday to Sunday from 23:00hrs to 01:00hrs (the following day)	Monday to Sunday from 23:00hrs to 01:00hrs (the following day)
	hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).  For conditions re. "drinking up time" see Annex 1 Mandatory Conditions  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.	

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

# Relevant, vexatious and frivolous representations

- 9.4 A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.
- 9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.
- 9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.
- 9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority's corporate complaints procedure. A person may also challenge the authority's decision by way of judicial review.
- 9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this

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

- 9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.
- 9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.



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

29<sup>th</sup> August 2018

Your reference My reference: EHTS/LIC/110375/CH

Dear Sir/Madam,

# Place Directorate Public Realm

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

Licensing Section John Onslow House 1 Ewart Place London E3 5EQ

Tel 020 7364 3986
Fax 020 7364 0863
Enquiries to Corinne.holland
Corinne.holland@towerhamlets.gov.uk

www.towerhamlets.gov.uk

# **Licensing Act 2003**

New premises licence application: (German Doner Kebab), 207 Mile End, London E1 4AA

The Licensing Authority (acting a Responsible Authority) is making a representation against the above application on the grounds of:

• the prevention of crime and disorder

The Licensing Authority objects to the granting of this licence in its entirety as the applicant has a blatant disregard for the law regarding the Licensing Act 2003.

The applicant, Mr Suhelur Rahman, has been found to be trading without a Premises Licence, allowing the sales of late night refreshments, on two occasions this year despite being previously warned and subsequently advised on how to obtain a Premises Licence by Licensing Officers.

I have looked at the history of the premises registered on the Council's system Civica Authority Protection (APP):

- 01/08/2018 Current premises licence application received.
- 27/07/2018 (EVU: 73927) Licensing Authority visited the premises. Premises selling hot food without a licence. Licensing Officers purchased hot food after 23:00 hours (at 23.59hours) and this is currently pending

enforcement action. Mr Suhelur Rahman was on the premises at the time of the sale.

- 29/06/18 (L1U: 109864) New Premises Licence application received. Visit to premises for notice check on 03/07/18. No notice displayed. Applicant informed by letter and email on 06/07/18 that the application was invalid and he would need to contact the Licensing Authority when notice displayed for the 28 day consultation period to start. Applicant was given until the 13/07/18 to do this without having to pay for a new application. On 27/7/18 a further email was sent to applicant as there had been no contact made with the Licensing Authority therefore the application, made on the 29/06/18, was rejected. (attached)
- 15/03/18 (ACL: T9482) Written warning letter sent to Mr Suhelur Rahman regarding unauthorised sale of hot food on 09/02/18. (attached)
- 23/02/18 (L1U: 106907) Premises Licence application submitted to Licensing Authority. Application rejected as application not complete (no plan submitted)
- 09/02/18 (EVU: 73223) Licensing Authority visited the premises. Premises selling hot food without a licence. Licensing Officers purchased hot food after 23:00 hours (at 23.25hours). Mr Suhelur Rahman on the premises at the time of the sale.

The above two unauthorised sales of hot food shows that Mr Rahman is unable to abide by the Licensing Act 2003 despite being given plenty of advice and being fully aware that a Premises Licence is required for any sales of hot food and drink after 23:00 hours.

The Licensing Authority has grave concerns that on the balance of probability Mr Rahman would not abide by any hours granted or conditions imposed on this Premises Licence if granted.

If the applicant is unable to prove to the Licensing Sub-Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not undermine the licensing objectives; then the application should be rejected.

I am aware that the hours initially applied for have been reduced in consultation with the Environmental Protection Team and that these hours were agreed for a number of Temporary Event Notices (TENs) submitted recently. I have checked on our system and note that there have been no complaints made regarding this premises whilst the TENs have been operational.

# Yours faithfully



Corinne Holland
Licensing Officer
(Acting as a Responsible Authority)

# **Corinne Holland**

From: Planning & Building LBTH
Sent: 30 August 2018 12:15

To: Licensing

**Subject:** FW: Re premises license - 107 Mile End Road

### **FYA PIs**

Kind regards,



From: Michael Wilson

**Sent:** 29 August 2018 20:09 **To:** Planning & Building LBTH

Subject: Re premises license - 107 Mile End Road

# Good evening,

I was unable to write a letter as I am currently in hospital. I would like to Note my objection to the extended hours of the German Doner Kebab shop at 207 Mile End Road due to the fact that they are not currently able to manage the waste associated with their existing operating hours. As a local resident I note that their bins are overflowing on a regular basis and extended hours will only make the matter worse.

Below is a recent photo of the existing problem.

Regards Mike

# LONDON BOROUGH OF TOWER HAMLETS LICENSING ACT 2003 NOTICE OF APPLICATION FOR A PREMISES LICENCE

Notice is given that Interlagos Holdings Limited has applied to London Borough of Tower Hamlets Licensing Authority for a Premises Licence under the Licensing Act 2003.

Premises: German Doner Kebab 207 Mile End Road LONDON E1 4AA

The licensable Activities and Timings are:

Late Night refreshment only from 2300 to 0100 Sunday through Thursday and 2300 to 0200 Friday and Saturday

Anyone who wishes to make representations regarding this application must give notice in writing to: The Licensing Section, London Borough of Tower Hamlets, John Onslow House, 1 Ewart Place, London E3 5EQ Website: www.towerhamlets.gov.uk Tel: 020 7364 5008

Representations must be received no later than 29th August 2018

The application record and register may be viewed between 10am and 4pm Monday to Friday during normal office hours at the above address

It is an offence under Section 158 of the Licensing Act 2003 knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000)



## Noise while the premise is in use

#### General Advice

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

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

## Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (See Sections 10.1 of the Licensing Policy). While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (See Section 15.10).

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

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

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

## Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003 The Licensing Policy has adopted the recommended Pool of Conditions as permitted (Annex D).

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

Licence conditions should not duplicate other legislation (1.16). Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

## Other Legislation

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

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

## **Access and Egress Problems**

Such as:

Disturbance from patrons arriving/leaving the premises on foot Disturbance from patrons arriving/leaving the premises by car Lack of adequate car parking facilities

Close proximity to residential properties

## Comment

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

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

#### General Advice

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

The hours of operation also need to be considered.

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

## **Licensing Policy**

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

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

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

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

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

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

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

## Guidance Issued under Section 182 of the Licensing Act 2003

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

Licence conditions should not duplicate other legislation (1.16).

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

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

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

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

#### **Anti-Social Behaviour on the Premises**

## **Licensing Policy**

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

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

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

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

#### Police Powers

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

#### Guidance Issued under Section 182 of the Licensing Act 2003

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

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

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

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

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

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

### Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity "vertical consumption" premises (10.23 - 10.24).

## Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

## Other Legislation

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

#### **Anti-Social Behaviour on the Premises**

## **Licensing Policy**

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

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## Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

## Other Legislation

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

## **Planning**

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

## **Licensing Policy Relating to Hours of Trading**

All applications have to be considered on their own merits.

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

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

## (see 15.8 of the Licensing Policy)

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

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

#### (See 15.9 of the licensing policy)

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

- Theatres
- Cinemas
- Premises with club premises certificates