

Appendix 1

114879



This form should be completed and forwarded to: Licensing Section, John Onslow House, 1 Ewart Place, London E3 5EQ with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets. You can also pay by phoning 020 7364 5008 or on-line: <http://www.towerhamlets.gov.uk/pay>

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/we JUBEL M. AM
(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description ROYAL PFC 178A WHITECHAPEL ROAD LONDON		
Post town		Postcode
		E1 1BJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 9500.00



Part 2 - Applicant details

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

Please tick as

- | | | | |
|-----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | please complete section (B) |
| g) | a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | <input type="checkbox"/> | please complete section (B) |
| ga) | a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |

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

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>		Mrs <input type="checkbox"/>		Miss <input type="checkbox"/>		Ms <input type="checkbox"/>		Other Title (for example, Rev)			
Surname						First names					
Date of birth				I am 18 years old or over <input type="checkbox"/>				Please tick yes			
Nationality											
Current residential address if different from premises address											
Post town						Postcode					
Daytime contact telephone number											
E-mail address (optional)											
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)											

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>		Mrs <input type="checkbox"/>		Miss <input type="checkbox"/>		Ms <input type="checkbox"/>		Other Title (for example, Rev)			
Surname						First names					
Date of birth over				I am 18 years old or <input type="checkbox"/>				Please tick yes			
Nationality											
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)											
Current residential address if different from premises address											
Post town						Postcode					

Daytime contact telephone number	
E-mail address (optional)	

(B) OTHER APPLICANTS

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

Name	FOOD HUNT LTD
Address	178A WH. TECHAPEL ROAD LONDON E1 1BJ
Registered number (where applicable)	11804576
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	05	2019

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

DD	MM	YYYY
1	1	1

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	02:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	02:00			
Wed	11:00	02:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	11:00	02:00			
Fri	11:00	03:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	11:00	03:00			
Sun	12:00	00:30			

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

NIA.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	NIA.
Mon	11:00	02:00	
Tue	11:00	02:00	
Wed	11:00	02:00	
Thur	11:00	02:00	
Fri	11:00	03:00	
Sat	11:00	03:00	
Sun	12:00	00:30	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

M

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

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

FAST FOOD OUTLET CHICKEN AND CHIPS BURGERS AND
KEBABS.

EAT IN AVAILABLE FOR 22 PEOPLE.

NO LIVE MUSIC IS PLAYED.

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

N/A

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that
apply

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

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



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



In all cases complete boxes K, L and M

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

ROYAL PFC HAS BEEN TRADING FOR TEN YEARS AND TO THIS DAY THERE HAS NOT BEEN AN ISSUES WITH CUSTOMER OR THE GENERAL PUBLIC. WE HAVE NEVER PUT PRESSURE ON OUR PUBLIC SERVICE E.G. POLICE, FIREBRIGADE ETC. NO INCIDENT TO DATE.

b) The prevention of crime and disorder

WE HAVE CCTV IN PLACE WHICH RECORDS AND STORES FOOTAGE FOR 31 DAYS. THE SHOP IS SECURE WITH SHUTTER AND NO CASH IS LEFT IN THE RESTAURANT. OUR MAIN CUSTOMER BASE IS FROM THE HOSPITAL DOCTORS, PATIENTS, SECURITY GUARDS. NO INCIDENT TO REPORT AS OF THIS DAY.

c) Public safety

PUBLIC SAFETY IS PARAMOUNT TO US. WE HAVE 28 SEATS FOR PEOPLE TO DINE IN OR THEY CAN TAKE AWAY. IF SHOP IS FULL THE CUSTOMER ARE MANAGED AND LET IN, IN DUE COURSE.

d) The prevention of public nuisance

CCTV IN PLACE
THE STAFF TRAINED TO HIGH STANDARD TO AVOID CONFRONTATION.

e) The protection of children from harm

FAST FOOD RESTAURANT SO NOTHING IN THE SHOP WHICH WILL HARM CHILDREN

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.

☐


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

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	06/03/19

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.

Marie Harding

From: [REDACTED]
Sent: 07 March 2019 16:27
To: Licensing
Subject: Payment Authentication Receipt - DO NOT REPLY TO THIS E-MAIL

178A
Royal PFC
Whitechapel Road
London
E1 1BJ

Payment Authorisation

Date: 07 March 2019, Time: 16:26

Payment Receipt

Sale Details Transaction ID	Description	Amount
183-93805	Premises Licence [REDACTED]	190.00
Total Amount		190.00

Payment Details

Unique Tran ID

Payment Reference

Payment Service Provider Id

Email Address:

Merchant Number:

Appendix 2

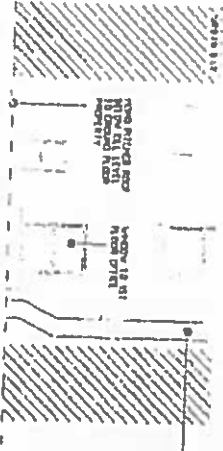
Royal PFC

178a WHITECHAPEL ROAD
LONDON E1 1BJ.

LBTH
TRADING STANDARDS
08 MAR 2019

LICENSING

EXISTING REAR ELEVATION (PART)
WITH PROPOSED DUCTING



A surface weight of 10kg/m² and nominal thickness of 4mm (1/8 inch) to be applied around the duct with overlapped joints to be fixed in place in accordance with suppliers recommendations.
The noise level at the point of the window would be mitigated to at least 32dB @ 1.0 meter. The remainder of the ducting above roof level would be painted black.

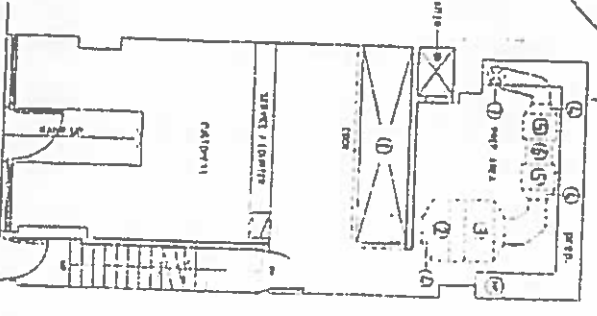
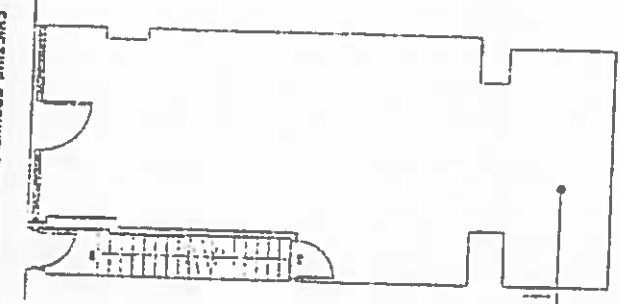
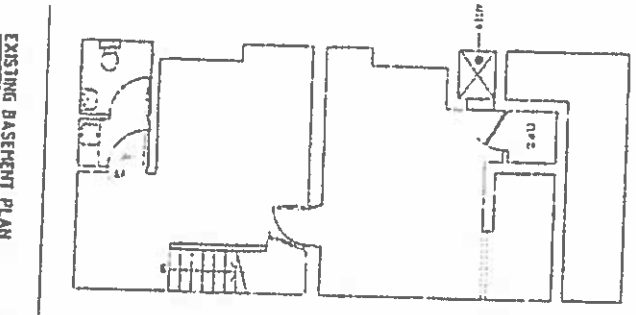
4. Flexible canvas connectors

3. CARBON FILTER UNIT
2 No. ACD extra duty 201C activated carbon filter units 532x572x57mm @ 10 kg per unit with 12 disposable chemically bonded carbon panels permanently sealed with a galvalised steel casing.
Air volume of each unit would be 1.0m³/s totalling 2.12m³/s with total air resistance of 60Pa and a dwell time of 0.24 seconds - secured to structure sitting on anti-vibration mountings.
(panels to be replaced every 8-12 months)

7. DUCTING

Galvalised steel ducting (155w cross sectional area) discharging 1.0 metre above eaves level discharging nozzle @ maximum to the structure with duct support mountings.

APPLICATION FOR
LATE LICENCE
LICENCE



EXISTING BASEMENT PLAN

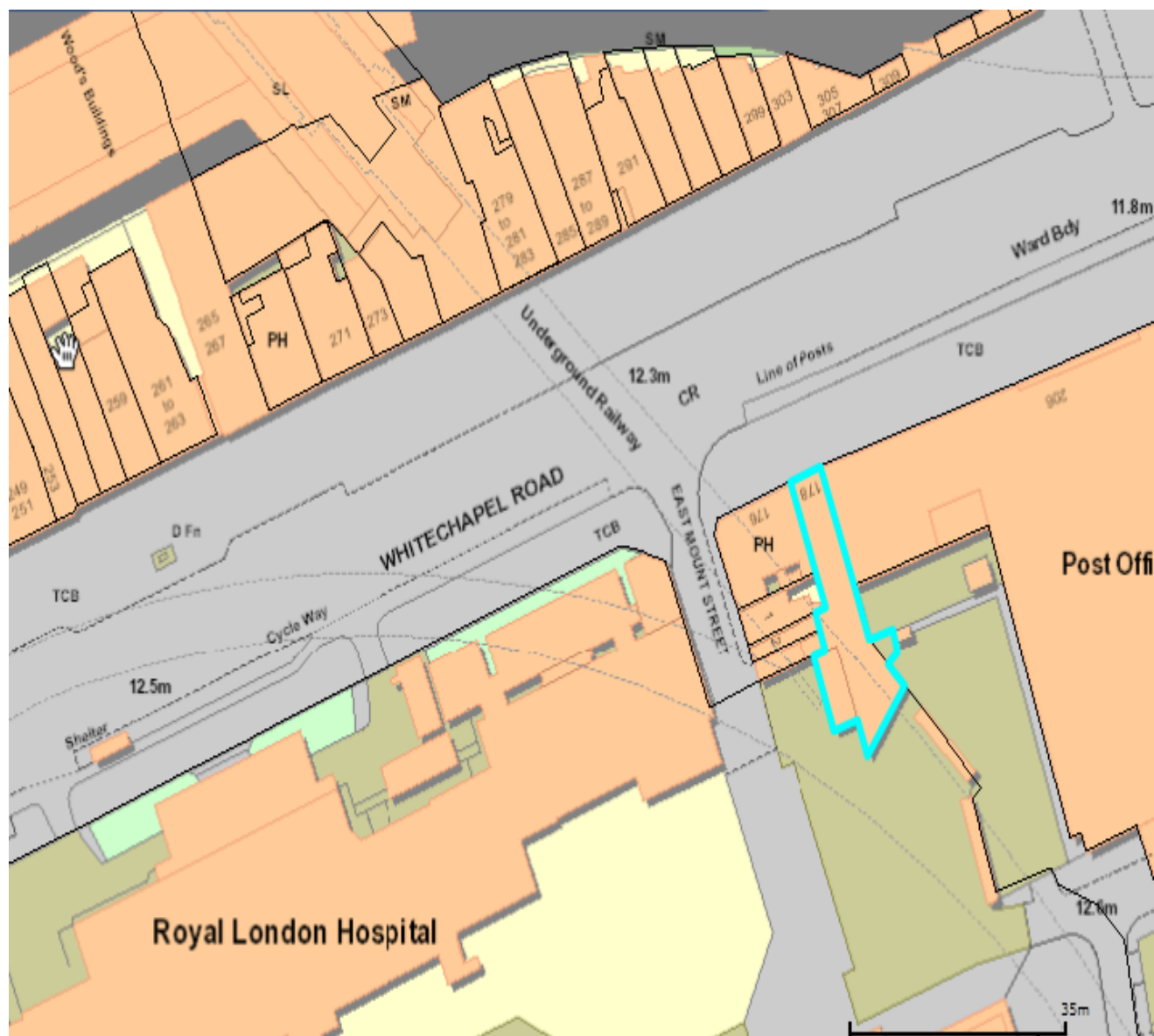
EXISTING GROUND FLOOR PLAN

PROPOSED BASEMENT PLAN

PROPOSED GROUND FLOOR PLAN

Client	MAR V
Project	178 V LON E1 1E
Drawn Title	CHU
Drawn	CHU
Drawn Date	17/03/2019
Drawn By	R GO
Scale	1:100
Project/Draw	DP/1

Appendix 3



Appendix 4

Royal PFC- 178a Whitechapel Road London E1 1BJ

Nearby premises

Name of Premises	Licensing Activities	Opening Times
<p>LHT-URBAN BAR) 176 Whitechapel Road London E1 1BJ</p>	<p><u>For the Supply of Alcohol and Late Night Refreshment</u> Sunday to Thursday 07 00 hrs to 02 00 hrs the following day Friday and Saturday 07 00 hrs until 03 00 hrs the following day</p> <p><u>Recorded Music (including facilities)</u> Sunday to Thursday 07 00 hrs to 02 00 hrs the following day Friday and Saturday 07 00 hrs until 03 00 hrs the following day</p> <p><u>Live Music (including facilities).</u> Dancing and Provision of Facilities for Dancing Sunday to Thursday 18 00 hrs to 02 00 hrs the following day Friday and Saturday 18 00 hrs until 03 00 hrs the following day</p> <p><u>For all regulated activities</u> Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <p>On and off sales</p>	<p>Monday to Sunday 07 00 hrs to 04 00 hrs the following day</p>
<p>(Efes) 1 Whitechapel Road London E1 6TY</p>	<p><u>The Supply of Alcohol (on sales only)</u> Sunday to Wednesday from 10:00hrs to 00:00hrs (midnight)</p> <p>Thursday to Saturday from 10:00hrs to 00:30hrs (the following day) Note: However, New Year's Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 23:00hrs on New Year's Eve and 11:00hrs on New Year's Day.</p>	<p>Sunday to Wednesday from 10:00 hours to 00:30 hours (the following day)</p> <p>Thursday to Saturday from 10:00 hours to 01:30 hours (the following day)</p>

	<p><u>The Provision of Late Night Refreshment (indoors)</u> Sunday to Wednesday from 23.00hrs to 00:00hrs (midnight)</p> <p>Thursday to Saturday from 23.00hrs to 01:00hrs (the following day)</p> <p>On supplies</p>	
<p>(Shelley Food and Wine) 193C Whitechapel Road London E1 1DN</p>	<p>Supply of Alcohol Monday to Sunday 24 hours</p> <p>Off sales</p>	<p>Monday to Sunday 24 hours</p>
<p>(The Nags Head Public House) 17-19 Whitechapel Road London E1 1DU</p>	<p>Monday to Saturday 11 00 hrs to 03 00 hrs the following day Sunday 12 00 hrs to 22 30 hrs</p> <p>On and off sales</p>	<p>From Monday to Saturday from 11 00 hrs until 03 30 hrs the following day Sunday 12 00 hrs to 23 00 hrs</p>
<p>(The Stable) Ground Floor 16-18 Whitechapel Road London E1 1EW</p>	<p>The sale by retail of alcohol - On sales Sunday to Thursday, 11:00 hours to 03:00 hours the following days Friday and Saturday, 11:00 hours to 07:00 hours the following days</p> <p>The sale by retail of alcohol - Off sales Monday to Sunday, 11:00 hours to 23:00 hours</p> <p>The provision of late Night Refreshment - indoors Sunday to Thursday, 23:00 hours to 03:00 hours the following days Friday and Saturday, 23:00 hours to 07:00 hours the following days</p> <p>The provision of regulated Entertainment – indoors <u>(Live music, recorded music, performance of dance, films and anything of similar description)</u> (Amplified music) Sunday to Thursday, 11:00 hours</p>	<p>The opening hours of the premises</p> <p>Sunday to Thursday, 11:00 hours to 03:00 hours the following days</p> <p>Friday and Saturday, 11:00 hours to 07:00 hours the following days</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>

	<p>to 03:00 hours the following days</p> <p>Friday and Saturday, 11:00 hours to 07:00 hours the following days</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <p>On and off sales</p>	
<p>(Grave Maurice Pub) 269 Whitechapel Road London E1 1BY</p>	<p>Alcohol Monday, 10:00 hrs to 00:30 hrs Tuesday and Wednesday, 10:00 hrs to 01:30 hrs Thursday to Saturday, 10:00 hrs to 03:00 hrs</p> <p>Sunday, 10:00 hrs to 01:30 hrs</p> <p>Regulated entertainment (live music and provision of facilities for dancing) Wednesday and Thursday, 19:00 hrs to 01:30 hrs Friday and Saturday, 18:00 hrs to 03:00 hrs Sunday, 18:00 hrs to 01:30 hrs</p> <p>On and off sales</p>	<ul style="list-style-type: none"> • Monday, 06:00 hrs to 01:00 hrs • Tuesday and Wednesday, 06:00 hrs to 02:00 • Thursday to Saturday, 06:00 hrs to 03:30 hrs • Sunday, 09:00 hrs to 02:00 hrs
<p>(Pizza Hut) 245-247 Whitechapel Road</p>	<p>The times the licence authorises the carrying out of licensable activities Alcohol may be sold or supplied:</p> <p>(1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10am to 12pm.</p> <p>(2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm</p> <p>(3) On Christmas Day: 12 noon to 11:30pm;</p> <p>(4) On New Year's Eve, except on a Sunday, 11 a.m. to midnight;</p> <p>(5) On New Year's Eve on a Sunday,</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>

	<p>12 noon to 11.30 p.m.</p> <p>(6) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p> <p>The above restrictions do not prohibit:</p> <p>(a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;</p> <p>(b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;</p> <p>(c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;</p> <p>(d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the premises;</p> <p>Suitable non-alcoholic beverages, including drinking water, shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.</p> <p>See Mandatory Conditions for details of restrictions.</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p> <p>Late Night Refreshment Hot Meals and Hot Drinks</p>	
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	Hot food and hot drinks may be sold for up to 30 minutes after the end of normal permitted hours	
Indo) 133 Whitechapel Road	<p>Alcohol and Regulated Entertainment (recorded music) Sunday to Thursday, 10:00 hrs to 01:00 hrs Friday and Saturday, 10:00 hrs to 03:00 hrs</p> <p>Live music Monday to Thursday, 19:00 hrs to 23:00 hrs</p> <p>Friday to Sunday, 12:00 hrs to 01:00 hrs</p> <p>Late Night Refreshment Sunday to Thursday, 23:00 hrs to 01:30 hrs Friday and Saturday, 23:00 hrs to 03:30 hrs</p> <p><u>Non-standard times</u> Christmas Eve, New Year's Eve St George's Day and St Patrick's Day until 03:00 hrs the following day.</p>	<ul style="list-style-type: none"> • Sunday to Thursday, 11:00 hrs to 01:30 hrs • Friday and Saturday, 11:00 hrs to 03:30 hrs
(Budgens Stores Ltd) Budgens 287-289 Whitechapel Road London E1 1BY	<p>The sale by retail of alcohol</p> <p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <p>a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m. b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m. c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. d. On Good Friday, 8 a.m. to 10.30 p.m.</p> <p>See Mandatory conditions for drinking up time</p> <p>Off sales only</p>	
(Whitechapel Art Gallery) 80-82 Whitechapel	Monday, Tuesday, Wednesday, Thursday, Friday and Saturday 11.00 hours until 23.00 hours	<p>11.00 hours until 23.00hours</p> <p>Monday, Tuesday, Wednesday,</p>

<p>High Street London E1 7QX</p>	<p>Sunday Midday until 21.30 hours</p> <p>The provision of regulated entertainment Thursday and Friday 19.30 hours until 21.30 hours</p> <p>Recorded Music: Monday, Tuesday, Wednesday, Thursday, Friday and Saturday 11.00 hours until 23.00 hours, Sunday Midday until 21.30 hours</p> <p>On and off sales</p>	<p>Thursday, Friday and Saturday</p> <p>Midday until 21.30 hours Sunday.</p>
<p>(The White Hart) 89 Whitechapel High Street London E1 7RA</p>	<p>Sale of Alcohol: Monday to Wednesday from 10:00 hrs to 23:00 hrs</p> <p>Thursday to Saturday from 10:00 hrs to midnight Sunday from 09:00 hrs to 23:00 hrs</p> <p><u>Nonstandard timings for alcohol</u> New Years Eve: 11:00 hrs to New Years Day midnight. Bank Holidays: Burns Night, St George's, St Patrick's Day and St David's Day to midnight. To sell alcohol outside of the core hours to show the following televised, live international sporting events (including 1 hour "pre-match" build up and 1 hours post event of which the hours must not exceed midnight): General - Olympic and Commonwealth Games. Football - National teams in World or European Cup (qualifying and finals). Rugby - National teams in World Cup, European Cup and England, Scotland, Wales, Ireland or Lions tours. Cricket - National team in World Cup, Test Matches, the Ashes and England tours. Boxing - Major world championships. Motorsport - Grand Prix and world rally championships.</p>	<p>The opening hours of the premises</p> <p>Monday to Wednesday, 10:00 hrs to 23:30 hrs</p> <p>Thursday, 10:00 hrs to 00:30 hrs</p> <p>Friday and Saturday, 10:00 hrs to 01:30 hrs</p> <p>Sunday, 09:00 hrs to 23:30 hrs</p> <p><u>Nonstandard timings</u> Half an hour after the carrying out of licensable activities</p>

	<p>Late Night Refreshment Food and hot drinks served to the public for consumption on or off the premises</p> <p>Thursday 23:00 hrs to midnight</p> <p>Friday and Saturday, 23:00 hrs to 01:00 hrs</p> <p><u>Non standard timings Late Night Refreshment</u> New Years Eve 11:00 hrs to New Years Day midnight. Bank Holidays: Burns Night, St George's, St Patrick's Day and St David's Day to 01:00 hrs. To sell alcohol outside of the core hours to show the following televised, live international sporting events (including 1 hour "pre-match" build up and 1 hours post event): General - Olympic and Commonwealth Games. Football - National teams in World or European Cup (qualifying and finals). Rugby - National teams in World Cup, European Cup and England, Scotland, Wales, Ireland or Lions tours. Cricket - National team in World Cup, Test Matches, the Ashes and England tours. Boxing - Major world championships. Motorsport - Grand Prix and world rally championships.</p> <p>Regulated Entertainment (Films, Indoor Sporting Events, Live Music, Recorded music, Performance of Dance) The display of film or video for race night etc. To permit pub games to "entertain" an audience. Playing or amplified and unamplified music. Any form of traditional or modern dancing. Karaoke or similar activity to entertain an audience. Audience</p>	
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	<p>participation in music and/ or dancing events.</p> <p>Monday to Thursday, 10:00 hrs to 22:30 hrs</p> <p>Thursday, 10:00 hrs to 23:30 hrs Friday and Saturday, 10:00 hrs to 00:30 hrs (Performance of Live Music, Recorded Music, Dance and Similar Entertainment cease at 00:00 hrs)</p> <p>Sunday, 09:00 hrs to 22:30 hrs</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>	
<p>(We Work) 35 Whitechapel High Street London E1 7PU</p>	<p>The sale by retail of alcohol</p> <p>Daily 14:00 hours to 23:00 hours</p>	Daily 00:00 to 00:00
<p>(Shell Whitechapel) 139-149 Whitechapel Road London E1 1DT</p>	<p><u>Sale by retail of alcohol (off sales only)</u> Sunday to Saturday 06:00 to 23:00 hours</p> <p><u>Provision of Late Night Refreshment (hot drinks only)</u> Sunday to Saturday 23:00 to 05:00 hours</p>	Sunday – Saturday 00:00 – 24:00 (24 hours)
<p>(Convenience Store) 105 Whitechapel Road London E1 1DT</p>	<p><u>The sale by retail of alcohol</u> Monday – Thursday 07:00hrs to 23:30hrs Friday – Saturday 07:00hrs – 00:00hrs (midnight) Sunday 07:00 – 22:30hrs</p> <p><u>Off sales only</u></p>	<p>Monday – Thursday 07:00hrs to 23:30hrs Friday – Saturday 07:00hrs – 00:00hrs (midnight) Sunday 07:00 – 22:30hrs</p>
14 Whitechapel Road	<p>The provision of late night refreshment Sunday to Thursday 11:00 – midnight</p>	<p>Sunday to Thursday 11:00 – midnight Friday and Saturday 11:00 – 02:00</p>

	Friday and Saturday 11:00 – 02:00	
(Aldgate Food & Wine) 122 Whitechapel High Street London E1 7PT	The sale by retail of alcohol Monday to Sunday from 07:30 hrs to 23:00 hrs Off sales only	Monday to Sunday from 07:30 hrs to 23:00 hrs
Bar Nakoda 199 Whitechapel Road London E1 1DE	<p>Supply of Alcohol Monday to Saturday 11 00 hrs to 03 00 hrs Sunday 12 00 hrs to 03 00 hrs</p> <p>Late Night Refreshment Monday to Sunday 23 00 hrs to 03 00 hrs</p> <p>Regulated Entertainment Monday to Sunday Recorded Music 07 00 hrs to 03 00 hrs Live Music Monday to Friday 18 00 hrs to 02 00 hrs Saturday and Sunday 12 00 hrs to 02 00 hrs Performance of Dance Monday to Sunday 18 00 hrs to 02 00 hrs Provision of facilities for making music Monday to Thursday 18 00 to 24 00 hrs Friday to Sunday 12 00 hrs to 15 00 hrs 18 00 to 24 00 hrs Provision of facilities for dancing Monday to Sunday 18 00 hrs to 02 00 hrs</p> <p>On and off sales</p>	<p>Supply of Alcohol Monday to Saturday 11 00 hrs to 03 00 hrs Sunday 12 00 hrs to 03 00 hrs</p>
(The Blind Beggar Public House) 337 - 341 Whitechapel Road London E1 1BU	<p>Alcohol: Monday, Friday and Saturday, 11:00 hrs to 01:00 hrs Tuesday to Thursday, 11:00 hrs to 23:00 hrs</p>	<p>The opening hours of the premises Monday, Friday and Saturday, 10:30 hrs to 01:30 hrs</p>

	<p>Sunday, 12:00 hrs to 22:30 hrs</p> <p>Regulated Entertainment consisting of Recorded Music, performance of dance, provision of facilities for dancing:</p> <p>Monday, Friday and Saturday, 11:00 hrs to 01:00 hrs</p> <p>Tuesday to Thursday, 11:00 hrs to 23:00 hrs</p> <p>Sunday, 12:00 hrs to 22:30 hrs</p> <p>Live music</p> <p>Monday, Friday and Saturday, 20:00 hrs to 01:00 hrs</p> <p>Late Night Refreshment:</p> <p>Monday, Friday and Saturday until 01:00 hours</p> <p>Non standard timings for the above:</p> <p>From start of permitted hours on New Years Eve to the end of permitted hours on New Years Day and for an extra hour on the morning that British Summer Time Begins.</p>	<p>Tuesday to Thursday, 10:30 hrs to 23:30 hrs</p> <p>Sunday, 11:30 hrs to 23:00 hrs</p>
<p>(Perfect Fried Chicken)</p> <p>230 Whitechapel Road</p>	<p>The provision of late night refreshment</p> <p>Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday from 11:00 hours to 03:00 hours the following day</p>	<p>Monday, Tuesday, Wednesday, Thursday, Friday, Saturday and Sunday from 11:00 hours to 03:00 hours the following day</p>

Appendix 5

Section 182 Advice by the Home Office Updated on April 2018

Relevant, vexatious and frivolous representations

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

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

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

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

Appendix 6

Communities, Localities & Culture
Safer Communities

The Licensing Authority

Head of Consumer and Business Regulations
David Tolley

Licensing Section
Mulberry Place
5 Clove Crescent
London E14 2BG

Tel [REDACTED]
Fax [REDACTED]
Enquiries to **Samantha Neale**
[REDACTED]

4th April 2019

My reference: TSS/LIC/114879
Your reference:

www.towerhamlets.gov.uk

Dear Mr Sir/Madam,

Licensing Act 2003

Re: Royal PFC – 178a Whitechapel High Street, London, E1 7RA

I am acting on behalf of the Licensing Authority as a Responsible Authority and an application has been received from Food Hunt Ltd to provide late night refreshment at the above premises until 02:00hrs (the following day) Monday to Thursday, until 03:00hrs (the following day) Friday and Saturday and until 00:30hrs (the following day) on Sunday.

On 20th February 2019, Mr Jubel Miah contacted the licensing authority to notify us that the licensing holder Four Brother (UK) Ltd for Royal PFC had closed and the new company details were Food Hunt Ltd. He had also notified us that the owners were still the same but the company had changed. Anticipating that this change would require a transfer of premises licence application, I checked the Companies House register which brought to my attention that the licence had lapsed after the licence holder company Four Brothers (UK) Ltd had “dissolved via compulsory strike-off” on 9th January 2018.

This application is a direct result of me writing to the premises (dated 28th February 2019) advising the licence holder of my findings and to notify them that there was no option to transfer the premises as it had been longer than the statutory 28 day period where and transfer or interim authority notice could be applied for after the company had dissolved. This therefore meant that the licence had lapsed as there was no licence holder in place and that the premises was no longer licensed for licensable activities. A copy of that warning letter is attached.

On 1st March 2019, after the premises should have ceased licensable activities, Licensing Enforcement Officer Damian Doherty carried out a successful test purchase of hot food at 23:20hrs as advised by myself.

It was recorded that Mr Doherty spoke to Mirjawer Rahman, one of the former directors of Four Brothers (UK) Limited advising that a new licence should be applied for and also explained the TENs process as an interim measure. It was confirmed that Mr Jubel Miah (proposed licence holder for this application) was not in the country.

This premises had been operating without a licence for just over a year before notifying the licensing authority of dissolving of the previous company. After being warned, they carried on with licensable activities which is proved by a successful intel-led test purchase.

To add to my concerns, the company has applied for later hours than were attached to the previous licence which are as below:

The Provision for Late Night Refreshment

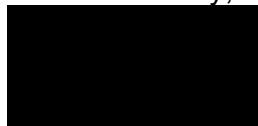
- Sunday to Thursday from 23:00hrs to 00:30hrs (the following day)
- Friday and Saturday from 23.00hrs to 01.30hrs (the following day)

One would worry that the company sold late night refreshment twenty minutes later than permitted when unlicensed after being warned, and would perhaps sell hot food and drink after the times permitted if granted their licence.

The Licensing Authority therefore has no faith in the Management to uphold the objectives as set out by the Licensing Act 2003 nor is it evident that they understand the processes of the Act as no transfer was made in good time to keep the licence valid and live. A prosecution may likely follow, therefore it would not be appropriate to reward the premises with a licence until that matter is resolved.

The Licensing Authority asks that the application be rejected in full and definitely no hours be extended beyond those of the previous premise licence.

Yours sincerely,



Samantha Neale
Licensing Officer

Appendix 7

Andrew Akuffo



E1 2ET

The Licensing Section
London Borough of Tower Hamlets
John Onslow House
1 Ewart Place
London E35EQ

RE: Royal PFC, 178A Whitechapel Road

To Whom It May Concern:

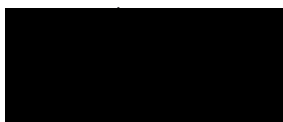
I write to you concerning the licensing application for Royal PFC, 178A Whitechapel Road, London E1 1BJ.

I and many who live in the vicinity of this restaurant have frequently used it and enjoyed the food from here for the last ten years. Apart from the excellent flavours and friendly staff, one of the greatly appealing things is that it's open until late, particularly on the weekends.

Living in a truly 24 hours city, we need good quality, community-based restaurants like this one that offers more than just delicious food. Jubel and his team support the local hospital staff, patients and visitors, as well as nearby residents like me. To not have a late licence will not only be detrimental to the business but will surely have a negative impact on the local community.

I kindly request that you look at this license application in favourable light and give Royal PFC the opportunity to continue serving the local community into the early hours of the morning.

Yours Faithfully,



Mr. Andrew Akuffo

Dr Peter Owegie

[REDACTED]

[REDACTED]

White chapel

19th March 2019

The Licencing Section

London Borough of Tower Hamlet

John Onslow House

To whom it may concern.

I am writing this letter in support of the application made by Royal PFC restaurant , located at 178A Whitechapel Road London E1 1BJ for the provision of late night service .

I am a doctor working at the royal London Hospital in the department of urology. This restaurant provides hot meals which I can get at late hours due to the nature of my job being on call most days. The restaurant is safe and close to the hospital which makes it easily assessable to hospital staff when the main hospital canteen closes at 7pm.

The restaurant is clean and hygienic as well as has very nice, welcoming staff. Its will be good to me as well as my other colleague who patronise the restaurant at late night to see it remain opened.

Sincerely

Dr Peter Owegie

Signed electronically.

Fozlul Islam

[REDACTED]

Royal London Hospital

[REDACTED]

E1 1BB

The Licensing section

London Borough of Tower Hamlets

John Onslow House

1 Ewart Place

London

E3 5EQ

To whom it may concern,

I am writing this letter in support of Royal PFC's application to remain open during the late hours. As an employee at the Royal London hospital I think it is very reasonable for royal PFC to stay open late as most of diners are those like me who work night shifts at the hospital. If the application is denied it can have a significant impact as it is essential for people like my self-seeking last-minute dinner purchases.

On behalf of all the night shifts staff at the Royal London Hospital it would be appreciated if this establishment remains open till late hours.

With sincere appreciation.

Appendix 8

Noise while the premise is in use

General Advice

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

The hours of operation also need to be considered (see below).

If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

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

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

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

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

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003

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

Licence conditions should not duplicate other legislation (1.16).

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

Other Legislation

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

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

Appendix 9

Access and Egress Problems

Such as:

- Disturbance from patrons arriving/leaving the premises on foot
- Disturbance from patrons arriving/leaving the premises by car
- Lack of adequate car parking facilities
- Close proximity to residential properties

Comment

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

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

General Advice

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

The hours of operation also need to be considered.

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

Licensing Policy

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

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

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

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

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

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

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

Guidance Issued under Section 182 of the Licensing Act 2003

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

Licence conditions should not duplicate other legislation (1.16).

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

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

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

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

Appendix 10

Prevention of Public Nuisance

- 9.1 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.
- 9.2 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.
- 9.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in Section 18 of this Policy (Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area), and these may include conditions drawn from the Model Pool of Conditions found in the Secretary of States Guidance.
- 9.4 **Street Furniture** – placing of street furniture, which includes advertising boards, on the highway can cause a public nuisance by way of obstruction, or encourage consumption of alcohol on an unlicensed area. 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 that the required authorisations are obtained prior to submitting a licence application. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street furniture, including on private land.
- 9.5 **Fly Posting** – The Council has experienced 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 proportionate and 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.

Appendix 11

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 12

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 or more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

Appendix 13

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

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

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

(see 14.8 of the Licensing Policy)

In considering the applicability of 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 14.9 of the licensing policy)

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

- Theatres
- Cinemas
- Premises with club premises certificates