

Communities, Localities & Culture Safer Communities

Four Brothers (UK) Ltd.
178a Whitechapel Road
London
E1 1BJ

Head of Environmental Health & Trading Standards
David Tolley

28th February 2019

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

Your reference
My reference: CLC/LIC/094227

Tel 020 7364 5498
Fax 020 7364 0863
Enquiries to **Samantha Neale**

Dear Sir/Madam,

Email Samantha.neale@towerhamlets.gov.uk

Licensing Act 2003

Premises: (Royal PFC) 178a Whitechapel Road, London, E1 1BJ

It has been brought to the Licensing Authority's attention that your business has dissolved.

Upon checking companies house records, it shows that the licence holder, "**Four Brothers (UK) Ltd**" (Company number **08551364**) is "**Dissolved**". An entry dated 9th January 2018 shows the "**Final Gazette dissolved via compulsory strike-off**". There is no option to transfer the licence as it has been longer than 28 days since it was dissolved. It therefore means that the licence has lapsed and therefore the premises is no longer licensed for any licensable activities.

Licensing Act 2003, Section 27 Death, incapacity, insolvency etc. of licence holder

(1) A premises licence lapses if the holder of the licence—

- (a) dies,
- (b) becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence,
- (c) becomes insolvent,
- (d) is dissolved, or
- (e) if it is a club, ceases to be a recognised club.

- (4) For the purposes of this section, a company becomes insolvent on
- (a) the approval of a voluntary arrangement proposed by its directors,
 - (b) the appointment of an administrator in respect of the company,
 - (c) the appointment of an administrative receiver in respect of the

*company, or
(d) going into liquidation.*

Section 50 of the Act allows transfer to be made no later than 28 days of the company being lapsed. Unfortunately as the time period has expired, there is no alternative but to make a new application.

Conclusion

Unfortunately, I am obliged to advise you that your premises licence has now lapsed and you must cease the licensable activities (The provision of Late Night Refreshment) at your premises with immediate effect.

Licensing Act 2003 – Section 136 - Unauthorised licensable activities

(1) A person commits an offence if—

- (a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or*
- (b) he knowingly allows a licensable activity to be so carried on.*

A person guilty of an offence under above sections of the ACT is liable on a summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.

You can apply for Temporary Event Notices to continue trading but are limited on the number of days to 21 per calendar year or 15 events, events (whichever comes first). There is the option to apply for Late Tens which must give at least 5 workings notice, however should the Police Licensing or Environmental Health Noise Team make any objection you would receive a counter notice advising you that the event cannot take place. A standard TEN requires 10 full working days' notice. Further advice and forms are available on our website. www.towerhamlets.gov.uk/licensing

Enforcement Officers will visit your premises to ensure that you are NOT conducting any unlicensed activities. This letter has been copied to the relevant responsible authorities and the directors of the company.

You may wish to seek independent legal advice. However, if you would like any further clarification, do not hesitate to contact me.

Yours faithfully



**Samantha Neale
Licensing Officer**