

Appendix 1

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text"/>	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 behalf or on behalf of a business you own or work for.
<input checked="" type="radio"/> Yes <input type="radio"/> No		

Applicant Details

* First name	<input type="text" value="SAMUEL"/>	
* Family name	<input type="text" value="ADUBA"/>	
* E-mail	<input type="text" value="REDACTED"/>	
Main telephone number	<input type="text" value="REDACTED"/>	Include country code.
Other telephone number	<input type="text"/>	
<input checked="" type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone		

Is the applicant:

- ☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

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

Is the applicant's business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	<input type="text" value="12683565"/>	
Business name	<input type="text" value="SA QSR LTD"/>	If the applicant's business is registered, use its registered name.
VAT number	<input type="text" value="-"/> <input type="text" value="358276269"/>	Put "none" if the applicant is not registered for VAT.
Legal status	<input type="text" value="Private Limited Company"/>	

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

INTERNATIONAL HOUSE

Street

24 HOLBORN VIADUCT

District

LONDON

City or town

LONDON

County or administrative area

Postcode

EC1A 2BN

Country

United Kingdom

Agent Details

* First name

OLU

* Family name

OLUSOLA

* E-mail

Main telephone number

Include country code.

Other telephone number

☒ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☐ An agent that is a business or organisation, including a sole trader
- ☒ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="CITY VIEW HOUSE"/>
* Street	<input type="text" value="1 DORSET PLACE"/>
District	<input type="text" value="STRATFORD"/>
* City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="E15 1BZ"/>
* Country	<input type="text" value="United Kingdom"/>

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	<input type="text" value="MORLEY'S"/>
Street	<input type="text" value="60 – 62 BRICK LANE"/>
District	<input type="text"/>
City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text" value="TOWER HAMLETS"/>
Postcode	<input type="text" value="E1 6RF"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text" value=""/>
Non-domestic rateable value of premises (£)	<input type="text" value="66,500"/>

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an 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

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

COMPANY

Address

Building number or name	13A
Street	LEWES STREET
District	
City or town	LONDON
County or administrative area	
Postcode	BR1 2RN
Country	United Kingdom

Contact Details

Telephone number							
Other telephone number							
* Date of birth	<table><tr><td></td><td></td><td></td></tr><tr><td>dd</td><td>mm</td><td>yyyy</td></tr></table>				dd	mm	yyyy
dd	mm	yyyy					
* Nationality	<table><tr><td></td></tr></table>						

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?	<table><tr><td>22</td><td>/</td><td>12</td><td>/</td><td>2020</td></tr><tr><td>dd</td><td></td><td>mm</td><td></td><td>yyyy</td></tr></table>	22	/	12	/	2020	dd		mm		yyyy
22	/	12	/	2020							
dd		mm		yyyy							
If you wish the licence to be valid only for a limited period, when do you want it to end	<table><tr><td></td><td>/</td><td></td><td>/</td><td></td></tr><tr><td>dd</td><td></td><td>mm</td><td></td><td>yyyy</td></tr></table>		/		/		dd		mm		yyyy
	/		/								
dd		mm		yyyy							

Provide a general description of 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.

RESTARURANT FOR EAT - IN AND TAKE AWAY COMPRISING OF GROUND FLOOR, BASEMENT , AND FIRST FLOOR AREAS. THE BASEMENT CONTAINS THE TOILETS AND STORAGE AREAS, WHILE THE GROUND & FIRST FLOOR AREAS ARE FOR LICENSABLE ACTIVITIES – LATE NIGHT REFRESHMENTS, RETAIL SALE OF ALCOHOL, AND REGULATED ENTERTAINMENT.

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 entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

LIVE MUSIC WILL BE AMPLIFIED AND UNAMPLIFIED. AMPLIFIED LIVE MUSIC WILL BE CONTROLLED BY NOISE LIMITING DEVICES

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music 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.

Continued from previous page...

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

RECORDED MUSIC WILL BE AMPLIFIED AND UNAMPLIFIED. AMPLIFIED RECORDED MUSIC WILL BE CONTROLLED BY NOISE LIMITING DEVICES

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music 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.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments 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.

Continued from previous page...

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☐ On the premises ☐ Off the premises ☒ Both

If the sale of alcohol is for consumption on
the premises select on, if the sale of alcohol
is for consumption away from the premises
select off. If the sale of alcohol is for
consumption on the premises and away
from the premises select both.

Continued from previous page...

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol 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.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

SAMUEL

Family name

ADUBA

Date of birth

dd

mm

yyyy

Enter the contact's address

Building number or name

City or town

County or administrative area

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

Continued from previous page...

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

N/A

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

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 11:00

End 02:30

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 11:00

End 02:30

Start

End

WEDNESDAY

Start 11:00

End 02:30

Start

End

THURSDAY

Start 11:00

End 02:30

Start

End

FRIDAY

Start 11:00

End 02:30

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

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.

Section 18 of 21

LICENSING OBJECTIVES

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.

We have read and understood Tower Hamlet Council's Licensing Policy (2018-2023) which came into force on the 1st of November 2018; and understand the fact that the Brick Lane area falls within the Cumulative Impact Zone (CIZ), and the area is covered by the Special Cumulative Impact Policy. We wish to reiterate that, granting the application will not negatively add to the cumulative effect on the licensing objectives within the Brick Lane Area. Challenges experienced in the area will be mitigated by adopting measures identified in the risk assessment against the Licensing Objectives. In view of this therefore, We have attached a robust set of proposed conditions. The Business will promote all the four Licensing objectives by firstly complying with other legislations such as: Food Safety Act, Health & Safety at Work Act, Employment Act, etc. In order to prevent crime and disorder both inside and immediately outside the premises, a CCTV System shall be installed at the premises and this will cover all internal & external areas. It will also record images of those coming in and out of the premises, and capable of capturing facial recognitions in all lighting conditions. Apart from preventing and detecting crime, it is also an important tool for public safety at the premises. In terms of public safety, adequate number and types of fire extinguishers are provided as well as fire doors, fire alarm, and smoke alarm systems. All these will be serviced and maintained. Fire drills will be carried out at set frequencies. Staff will be trained on use of fire extinguishers and evacuation procedures. Signage will be displayed to remind patrons to leave the premises quietly and not to disturb the neighbours. Age Verification Policy ("Challenge 25") will be adopted to prevent underage sales of alcohol. Staff will be trained prior to commencing employment and training records containing the nature, content, and frequency of all training, shall be kept on the premises. Records shall be made available for inspection by the Police or authorized officers of Tower Hamlet Council. In order to exercise good management control, Door Supervisors will be employed to control egress and ingress of

Continued from previous page...

patrons to maintain maximum occupancy capacity at all times including the implementation of dispersal policy and zero tolerance policy on drugs.

b) The prevention of crime and disorder

A CCTV shall be installed inside and outside the premises. The Camera will cover both the internal and external parts of the premises. Recording will be constant for 24 hours and kept for a minimum of 31 days the dates and time settings on the CCTV must be correct. A trained member of Staff shall be on duty to operate the system whenever the premises is open. A signage will be displayed at the premises reminding customers of the presence and recording of a CCTV System. All recordings will be made available to an officer from a responsible authority upon reasonable request and in line with the provisions of the current data protection legislation. The Premises is prepared to join OWL (On Line Watch Link) Scheme – A Neighborhood watch to reduce crime by keeping the community safe, and providing an information platform locally, relating to local crime alerts. The premises will operate a zero tolerance policy to drugs. Signage to indicate this will be displayed at strategic places inside the premises. 2 SIA Licensed Door Supervisors will be on duty from 20:00 hours to 02:30 hours, every time the premises is open. One of the door supervisors will patrol the premises and frequently inspect all areas including the toilet areas.

c) Public safety

The premises will maintain adequate temperature and humidity levels for the safety and comfort of customers. This will be achieved by the installation of mechanical ventilation system, which will be serviced and maintained. Fire notices and fire procedures will be clearly displayed at the premises, while highlighting the fire exits signage and exit routes. Emergency lighting systems will be installed and maintained. Fire - Fighting equipment shall be frequently serviced and maintained, while fire drills will be carried out to test alarm systems and implement the Fire procedures. Staff will be trained on evacuation procedures and the use of fire- fighting equipment. An adequately stock First Aid Box shall be provided and kept at the premises. Lighting conditions shall be kept in good order, while all electrical equipment will be tested and certified by qualified professional. Incidence record book will be kept, updated, and produced on request to the Police or Officers of Tower Hamlets Licensing Authority.

d) The prevention of public nuisance

Prominent notices will be displayed near the exit routes requesting customers to leave promptly and quietly. Customers will be reminded to have respect for the neighbors when they are leaving the premises. Customers will have access to Phone Numbers of Licensed Taxis, and will be encouraged to pre-book before leaving the Premises to avoid lots of taxis parking. In implementing the dispersal policy at the end of licensable activities each day the premises is open, door supervisors shall ensure patrons leave the premises quietly and promptly, and without congregation at the exit point. Door Supervisors are also to ensure maximum occupancy capacity is not exceeded at any time. Stock deliveries shall be made during the day time (10am - 4pm). Waste shall be disposed responsibly so as not to disturb the neighbors. Unpleasant cooking odors by the use of an effective extractor will be installed and maintained by carrying out deep cleaning at frequent intervals. Noise break-outs from the premises will be prevented by the Installation of Sound Proofing as recommended by Acoustic Engineers. It is also to be noted that the windows on the first floor are all sound- proof protected. In addition, Noise break-outs from amplified music will be controlled by the installation of Noise Limiting Devices, which will be set by the Noise Nuisance Team of the Tower Hamlets Council's Environmental Health Department. Contact details of the DPS, shall be made available to the residents in the area in any event of complaint. The time and nature of such complaints shall be entered into the incidence record book, and the response action plan of such complaints, shall be made known to the complainant. The area designated for smoking (outside) shall have not more than 5 Smokers at a time. One of the door supervisors shall ensure noise levels are kept to the barest minimum during smoking. A staff member will be assigned to clear debris / litter, cigarette butts, every 1 hour.

e) The protection of children from harm

A 'Challenge 25' shall be adopted as the age verification policy at the premises. Anyone purchasing alcohol, who appears under 25, will be challenged to produce a photographic ID. The acceptable forms of IDs will be; International Passport, Photo Card Drivers License, Photographic ID with the PASS Hologram. No ID No Sale Policy shall be implemented at the premises. All refusals shall be documented and record of refusals will record the date, time of refusal, and the name of the staff that refused the sale. Front line staff will be trained and re-trained on underage prevention sales strategy and confidence to challenge. Training records shall be kept on the premises and made available on request by the Police and authorized officers of Tower Hamlets Council.

Section 19 of 21

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 in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

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 birth or adoption certificate issued 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 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.

Continued from previous page...

- 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.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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 of residence.
- 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.

Continued from previous page...

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.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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.

Continued from previous page...

- 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.

Section 21 of 21

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>

Continued from previous page...

* Fee amount (£)

315.00

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

[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, IF APPROPRIATE (PLEASE SEE NOTE 15).

☒ Ticking this box indicates you have read 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

OLU OLUSOLA

* Capacity

AGENT

* Date

24 / 11 / 2020
dd mm yyyy

Add another signatory

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

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

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

MORLEY's - PREMISES LICENCE APPLICATION

PROPOSED CONDITIONS


1. 2 Door Supervisors are to be on duty on Mondays to Sundays, when the Premises is carrying on Licensable activities after 20:00 hours until 30 minutes after the premises has closed.
2. A CCTV camera system covering both internal and external to the premises is to be maintained for 31 days and to be provided upon request to either a police officer or an officer of any other responsible authority. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. At all times the premises are open, a person who can operate the CCTV system must be present on the premises who can download images and present them immediately on request to a police officer or other responsible authority.
3. An incident log shall be kept at the premises, and be made available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
 - a) All crimes reported to the venue;
 - b) All ejections of patrons;
 - c) Any complaints received concerning crime and disorder
 - d) Any incidents of disorder;
 - e) All seizures of drugs or offensive weapons;
 - f) Any faults in the CCTV system, searching equipment or scanning equipment;
 - g) Any refusal of the sale of alcohol;
 - h) Any visit by a relevant authority or emergency service.
4. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
 - a) The police (and, where appropriate, the London Ambulance Service) are called without delay;


- b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police.
 - c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
5. The venue is to conduct risk assessments for its licensable activities and events. The risk assessment will describe the nature of the licensable activity and, or event, the expected number of people attending, the time the event starts and finishes. If it is a promoted event, crime and disorder risks, and any other risk that would undermine the licensing objectives.
- If the venue is using any musical artist or promoter, the venue must conduct relevant checks on the artist and promoter. These checks should include looking at the social media of artists and promoters. They will also contact venues that they have performed at previously to see if there were any issues, which will form part of the risk assessment. The assessment will also include all steps taken to mitigate any identified risks, such as SIA security numbers, searching policy, access and egress plans etc. All risk assessments will be written down, stored at the venue and made available to Police or Local Authority on request.
6. Notices shall be prominently displayed at all public exits requesting customers to respect the needs of local residents and leave the premises and area quietly.
7. No customers will be permitted to drink outside the premises.
8. All doors and windows of the premises shall be kept closed and shut at all times there is any music, live or recorded other than for entry or egress of customers.
9. No person under the age of 18 years shall be permitted into the premises without being under the supervision of an appropriate adult.
10. Sales of alcohol will only be made when a personal licence holder is present at the premises.
11. No vertical drinking in the premises.
12. No more than 5 smokers allowed to smoke outside the premises at any one time.

13. Any 'off sales' of alcohol shall be provided in sealed containers and taken away from the Premises.

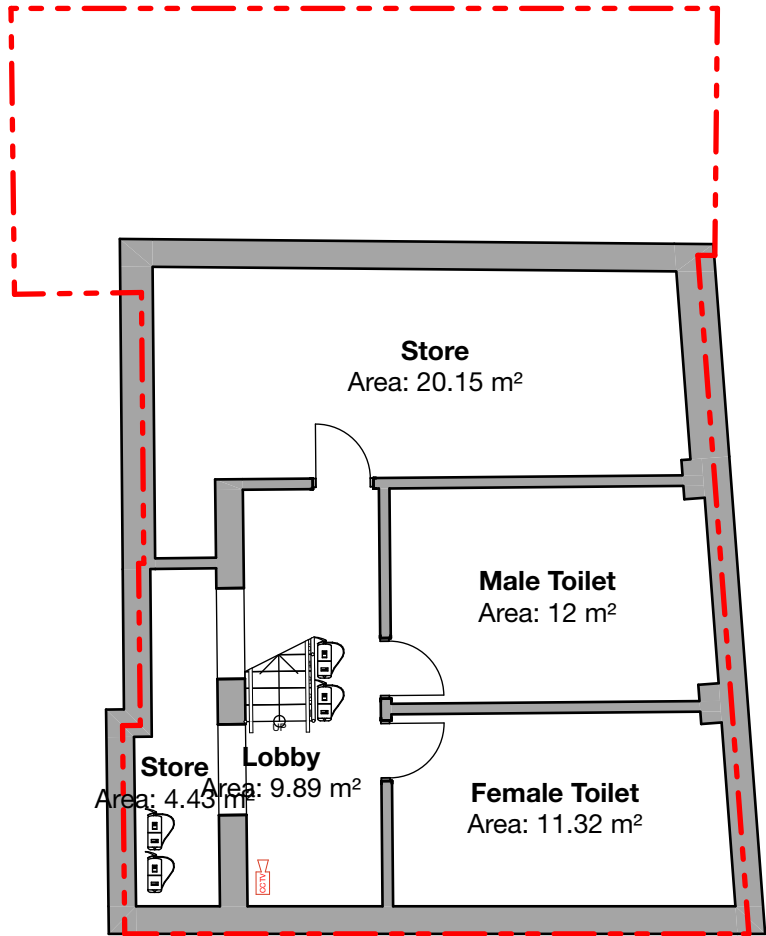
Appendix 2

Symbols Key

 CCTV

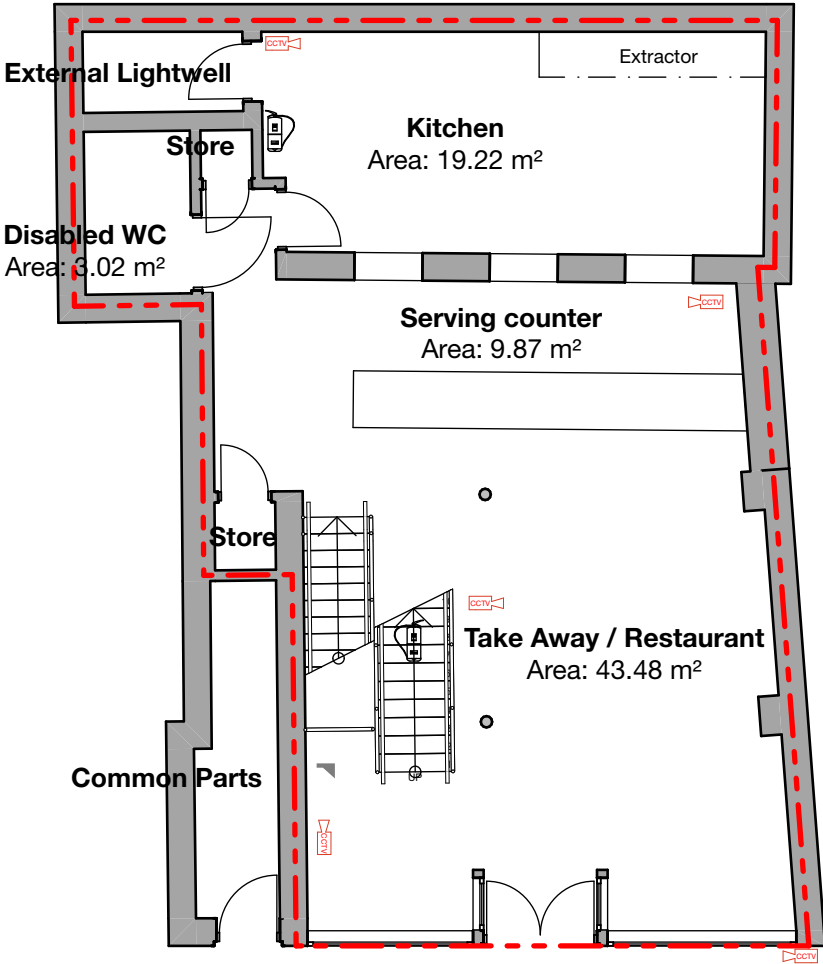
 Fire extinguisher

GIA
Area: 62.19 m²



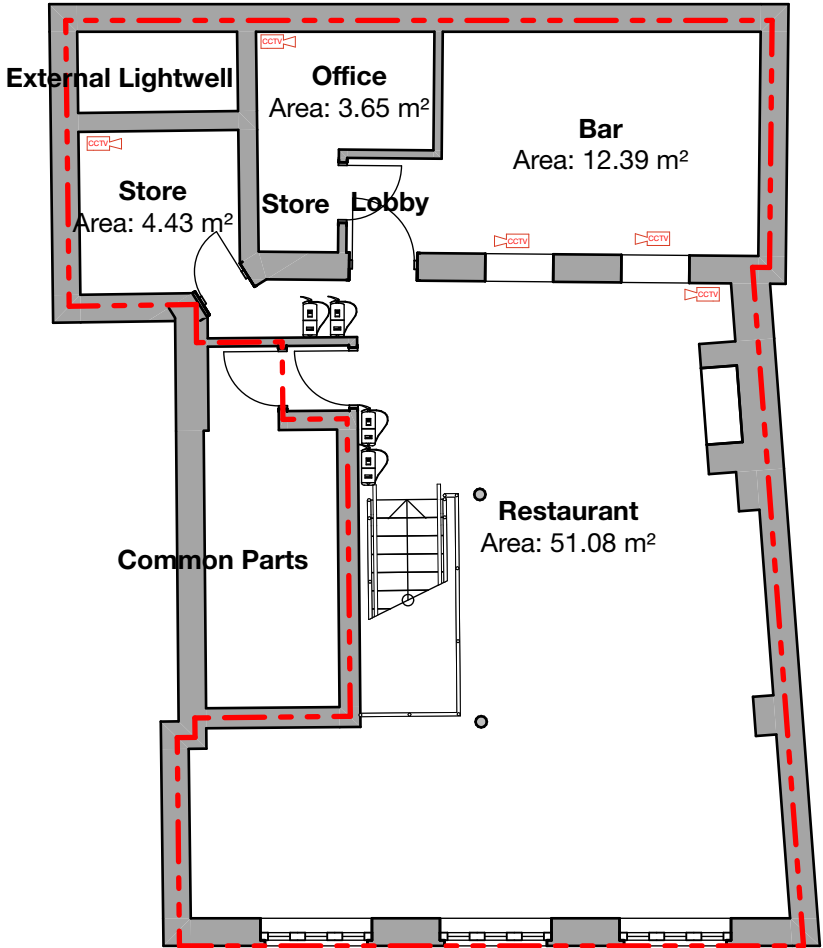
1 Basement
1:100

GIA
Area: 81.44 m²



2 Ground Floor
1:100

GIA
Area: 78.61 m²



3 First Floor
1:100



SECURITY & FIRE SAFETY

No dimensions are to be scaled from this drawing. All dimensions & levels to be checked on site prior to any works proceeding. Any discrepancies to be confirmed with the architect. Coull Architecture Ltd is registered in England & Wales, no. 11544890. This drawing is the copyright of Coull Architecture Ltd.
www.coullarchitecture.com

Rev

A

B

Date

13/11/2020

17/11/2020

Notes

Specialist comments incorporated.

Client

SA QSR LTD

Site Address

60-62 Brick Lane, E1 6RF

Project Title

Retail Fit-out at 60-62 Brick Lane

Drawing Scale

1:100 @A3

Date

17/11/2020

Issued by

CSC

Drawing Name

CCTV & Fire Extinguisher Locations

Project Number

2032

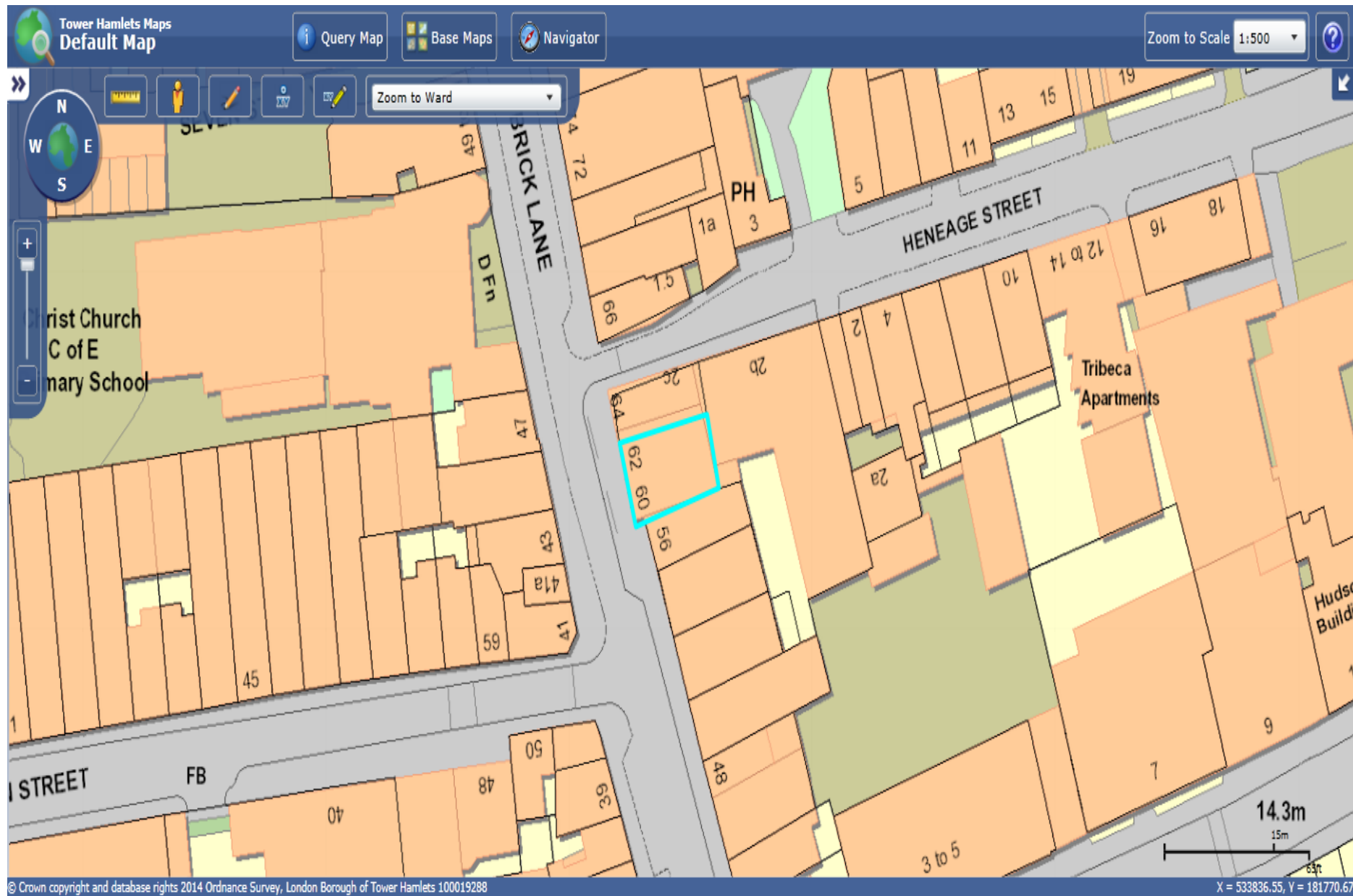
Drawing Number

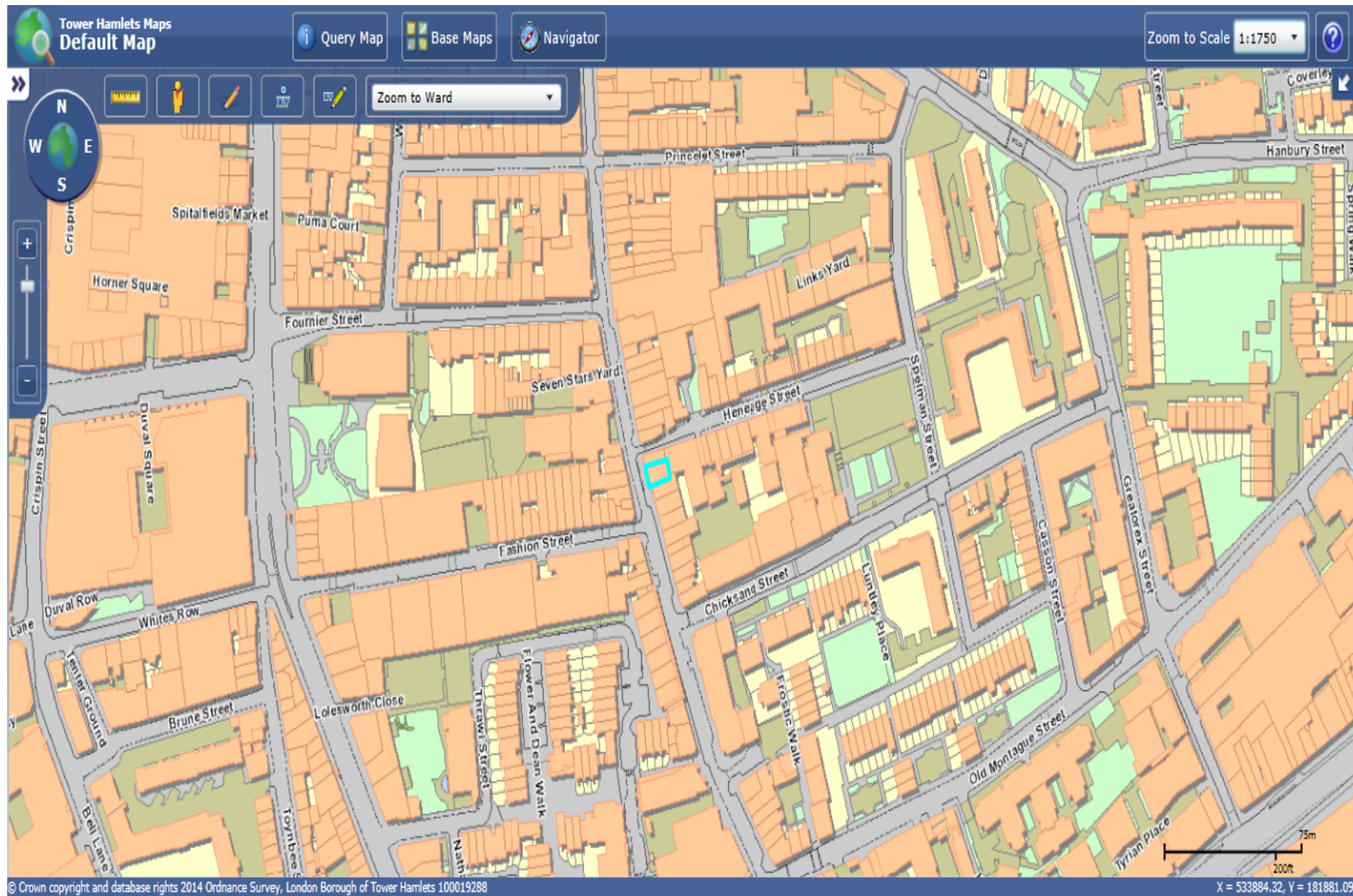
AL.50.01

Revision

B

Appendix 3





Appendix 4

Morley's, 60-62 Brick Lane - Nearest licences

Name and address	Licensable activities and hours	Opening hours
(Cost Price) 41 Brick Lane London E1 6PU	<u>The sale by retail of alcohol (off sales only)</u> <ul style="list-style-type: none"> • Sunday to Thursday, from 11:00hrs to 00:00hrs (midnight) • Friday and Saturday, from 11:00hrs to 01:00hrs (the following day) 	<ul style="list-style-type: none"> • Sunday to Thursday, from 11:00hrs to 00:00hrs (midnight) • Friday and Saturday, from 11:00hrs to 01:00hrs (the following day)
(Brick Lane Brasserie) 67 Brick Lane London E1 6QL	Alcohol (On sales) and Regulated Entertainment (Recorded Music) <ul style="list-style-type: none"> • Monday to Sunday, 11:00 hrs to 00:00 hrs Late Night Refreshment <ul style="list-style-type: none"> • Monday to Sunday, 23:00 hrs to 00:00 hrs 	<ul style="list-style-type: none"> • Monday to Sunday, 11:00 hrs to 00:30 hrs
(Saffron Restaurant) 53 Brick Lane London E1 6PU	For the sale by retail of alcohol (On sales only): Monday, Tuesday, Wednesday, Thursday, Friday and Saturday from 11:00 hours to 01:00 hours the following day Sunday from 11:00 hours to midnight Late Night Refreshment: Monday, Tuesday, Wednesday, Thursday, Friday and Saturday until 01:00 hours the following day Sunday until midnight	Monday, Tuesday, Wednesday, Thursday, Friday and Saturday from 11:00 hours to 01:00 hours the following day Sunday from 11:00 hours to midnight 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.
(Dum Dum Donutterie) 43 Brick Lane London E1 6PU	The sale by retail of alcohol (On sales) Monday to Sunday from 12:00 hours to 22:30 hours	Monday to Sunday from 08:00 hours to 23:00 hours
(Seven Stars) Basement and Ground Floor 49 Brick Lane London E1 6PU	The sale by retail of alcohol (On sales) Monday, Tuesday, Wednesday, Thursday, Friday and Saturday 10 00 hrs to 02 00 hrs the following morning Sunday 10 00 hrs to midnight Late Night Refreshment Monday, Tuesday, Wednesday, Thursday, Friday and Saturday until 02 00 hrs the following	Monday, Tuesday, Wednesday, Thursday, Friday and Saturday 10 00 hrs to 02 30 hrs the following morning Sunday 10 00 hrs to 00 30 hrs the following morning

Morley's, 60-62 Brick Lane - Nearest licences

	<p>morning Sunday until midnight</p> <p><i>The provision of regulated entertainment</i> Live Music and the Provision of Facilities for Making Music (Karaoke only) Monday, Tuesday, Wednesday, Thursday, Friday and Saturday 19 00 hrs to 02 00 hrs the following morning Sunday 19 00 hrs to midnight</p> <p>Recorded Music Monday, Tuesday, Wednesday, Thursday, Friday and Saturday from 11:00 hrs to 02:00 hrs the following morning Sunday 11 00 hrs to midnight</p>	
<p>(Chez Elles) 45 Brick Lane London E1 6PU</p>	<p>Alcohol may be sold or supplied(On sales only) (1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 11am to 12pm. (2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm (3) On Christmas Day: 12 noon to 11:30pm; (4) On New Year's Eve, except on a Sunday, 11 a.m. to midnight; (5) On New Year's Eve on a Sunday, 12 noon to 11.30 p.m. (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: (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises; (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; (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>There are no restrictions on the hours during which this premises is open to the public</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>

Morley's, 60-62 Brick Lane - Nearest licences

	(d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the premises; 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.	
(Fuse) Ground Floor 63 Brick Lane London E1 6QL	<u>Sale by retail of alcohol (on and off sales)</u> <ul style="list-style-type: none"> Monday to Sunday from 12:00 hrs to 22:30 hrs 	<ul style="list-style-type: none"> Monday to Sunday from 12:00 hrs to 23:00 hrs
(Vegan Yes) 64 Brick Lane Whitechapel London E1 6RF	<u>The supply of alcohol (on sales only)</u> <ul style="list-style-type: none"> Monday to Sunday, from 12:00 hours to 21:30 hours 	<ul style="list-style-type: none"> Monday to Sunday, from 11:30 hours to 21:30 hours
(Sketch) 68 Brick Lane London E1 6RL	<u>The sale by retail of alcohol (on sales only)</u> <ul style="list-style-type: none"> Monday to Saturday, from 11:00 hrs to 22:30 hrs Sunday, from 12:00 hrs to 22:00 hrs 	<ul style="list-style-type: none"> Monday to Saturday from 11:00 hrs to 23:00 hrs Sunday from 12:00 hrs to 22:30 hrs
(Kill the Cat) 43 Brick Lane London E1 6PU	<u>Supply of alcohol – on and off sales</u> <ul style="list-style-type: none"> Monday to Wednesday from 12:00hrs (midday) to 22:00hrs Thursday to Saturday from 11:00hrs to 23:00hrs Sunday from 11:00hrs to 21:00hrs 	<ul style="list-style-type: none"> Monday to Wednesday from 12:00hrs (midday) to 22:00hrs Thursday to Saturday from 11.00hrs to 23.00hrs Sunday from 11:00hrs to 21:00hrs

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

Mohshin Ali

From: Licensing
Sent: 14 December 2020 15:21
To: Mohshin Ali
Subject: FW: 134192 New premises license application for Morley's 60-62 Brick Lane London

Follow Up Flag: Follow up
Flag Status: Flagged

From: Nicola Cadzow <[REDACTED]>
Sent: 14 December 2020 12:51
To: Licensing <Licensing@towerhamlets.gov.uk>
Cc: mark perry <[REDACTED]>; Olugbemiga Olusola <[REDACTED]>
Subject: 134192 New premises license application for Morley's 60-62 Brick Lane London

Dear Licensing,

I have considered the new premise licence application for Morley's 60-62 Brick Lane London and the potential impact of public nuisance and measures to prevent noise generated from within the premises or outside it which could cause disturbance to people in the vicinity, and the hours applied for are well beyond council's framework hours, and consideration has to be given to the fact that the premises is in Brick Lane Cumulative Impact Zone.

It must be noted that the Council's framework hours (i.e. when premises are open) are:

- **Monday to Thursday 0600 hours to 2330 hours; and**
- **Friday & Saturday 0600 hours to midnight**
- **Sunday 0600 hours to 2230 hours.**

The applicant is proposing licensable activities: Live music, record music, late night refreshment, supply of alcohol as follows:-

- **Monday to Thursday until 02:00 hours, closing 30 minutes later at 02:30 hours (three hours later than framework hours)**
- **Friday an Saturday until 02:00 hours, closing 30 minutes later at 02:30 hours (two and a half hours later than framework hours)**
- **Sunday until 02:00 hours, closing 30 minutes later at 02:30 hours (four hours later than framework hours)**

Also, in the operating schedule it is advised that "Noise break-outs from the premises will be prevented by the Installation of Sound Proofing as recommended by Acoustic Engineers", but there is no evidence provided with this application.

Noise Sensitive premises: residential and commercial premises in close proximity to 60-62 Brick Lane, London.

In my view the application, as it stands fails, to comply with the objective of the Licensing Act 2003 relating to "public nuisance" for the following reasons:-

- Noise breakout from the venue affecting neighbouring residents;

- Access & egress to and from the venue, of patrons, especially due to patrons likely to be in high spirits; and
- The hours of operation (inclusive of proposals)

CONCLUSION

Environmental Protection **does not** support the application 60-62 Brick Lane, London as there is great likelihood of disturbance to residential premises at the noise sensitive hours sought, and consideration has to be given to the fact that the premises is in Brick Lane cumulative impact zone.

If the committee were minded to grant this application I would ask that the condition for the noise team to set the noise limiter be amended to read *"Noise Limiter must be fitted to the musical amplification system set at level determined by and to the satisfaction of an acoustic consultant who is a member of the Institute of Acoustics so as to ensure that no noise nuisance is caused to local residents or businesses. The operation panel of the noise limiter shall then be secured by a key or password to the satisfaction of the acoustic consultant and access shall only be by persons authorised by the Premises Licence Holder. No alteration or modification to any existing sound system(s) should be affected without prior agreement with an acoustic consultant. No additional sound generating equipment shall be used on the premise without being routed through the sound limiter device."*

Kind regards

Nicola Cadzow

Environmental Health Officer
Environmental Protection Team
Place Directorate
London Borough of Tower Hamlets
John Onslow House
London E3 5EQ


www.towerhamlets.gov.uk

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Appendix 7

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 17 December 2020 15:57
To: Mohshin Ali
Subject: FW: Objection Premises License Application Morleys 60 - 62 Brick Lane
Attachments: DRUGS POLICY (003).doc; Objection Morleys Brick lane. final version doc.doc

From: MARK.J.Perr [REDACTED] >
Sent: 17 December 2020 08:59
To: Licensing <Licensing@towerhamlets.gov.uk>; Nicola Cadzow <[REDACTED]>;
Barry.D.Leban [REDACTED]; indpconsult [REDACTED]; samuel [REDACTED]
Subject: Objection Premises License Application Morleys 60 - 62 Brick Lane

Dear all,

Please see the attached objection and drugs policy for the premises license application for Morleys 60 – 62 Brick Lane. We will be providing additional evidence from the Local Safer Neighbourhood Team

Kind Regards



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)
Email [REDACTED]
A: Licensing Office, 2nd Floor Stoke Newington Police Station

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**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

Tom Lewis
Head of Licensing
Tower Hamlets Council

HT - Tower Hamlets Borough

Licensing Office
Stoke Newington Police Station
33 Stoke Newington High Street

Email: [REDACTED]
www.met.police.uk

17th December 2020

Dear Sir,

Central East Police Licensing formally object to the application for a premises License for Morley's 60 – 62 Brick Lane, on the grounds of Crime and Disorder, and Public Nuisance.

This is an application for a premises license in the heart of the boroughs Cumulative Impact Zone (CIZ) that wants to be open until 2:30am every day. These are very late hours for a premises in an area with a high levels of crime and disorder, including violent assaults. We are concerned that a new premises here open so late would only lead to an increase in crime, disorder and public nuisance that the CIZ was designed to reduce.

During October and November 2020 in the Spitalfields and Banglatown ward where Brick Lane is situated there were over 500 reported crimes including nearly 80 assaults and 200 thefts. These levels of crime are artificially low due to the restrictions imposed on premises due to Covid regulations, and will almost certainly be higher when the night time economy re opens.

Allowing a premises to sell alcohol, and have regulated entertainment until 2 is in the opinion of the Police only going to lead to an increase in these figures. We say this is because at 2:30 am when the venue finally closes it is likely that the majority of their customers will be those who have been drinking alcohol for many hours, especially during weekends and therefore intoxicated to a higher level. People who are intoxicated are more likely to be less aware of their surroundings and with impaired decision making, which makes them more vulnerable and more likely to be the victims of crime such as theft and assault.

This impaired judgement can also lead to an increased risk of people being involved in violent crime as people become aggressive and confrontational.

On speaking to the applicant we asked what the need was for the business to be open so late. Mr Aduba told us that the reason he wanted the premises to be open so late was that two other venues in Brick Lane, 91 Brick lane and 93 Feet east were open late and he wanted to be able to attract customers leaving those venues to come to his before they left the area.

The concern we have in deliberately going out to attract customers that have been in out in other late night venues, drinking alcohol is that there is an increased chance that these customers will already be intoxicated by the time they enter this new premises or will be after a few drinks. There is a real risk that with this new premises will turn into a "Nightcap" venue where people come to because they know they can get a drink when other venues are closed.

This risk is exacerbated by having regulated entertainment until 2am every night, the music and alcohol will attract those looking for one last drink before they head home. Unfortunately we know from experience that venues attracting these customers tend to result in increased crime and disorder.

We are glad that the venue has offered to have SIA door staff from 8pm till 2:30 am. The fact that they have offered this condition shows they recognise the risk of the premises being open so late. The SIA's duties include checking customers at the door, searching them for drugs as well as stopping drunk or aggressive people from entering the premises, patrolling both the first and second floors and checking the toilets and dealing with any incidents that take place. It is clear that just 2 SIA will not be able carry out all these duties, which leads us to ask if this the risk assessment and operational plan is flawed.

We are also disappointed that they have not said if they will have a search policy, or a dispersal policy and explained how these policies would operate. There are many residents in and around Brick Lane and there are no detailed plans as to how the venue management would prevent their customers causing public nuisance to the local residents. Given how important dispersal will be in also preventing crime and disorder as customers leave, not to of provided a dispersal policy is concerning.

If this is an application for a restaurant then why does the applicant want to have regulated entertainment until 2am, and off sales of alcohol, and why would a restaurant

feel the need to have 2 security staff. Why is has no condition been offered making the sale of alcohol ancillary to the sale of food?

We believe that the application for late night alcohol, and regulated entertainment that is targeting late night revellers in Brick Lane has the potential to be more of a club or late night bar than restaurant.

Granting this would lead to in our opinion lead to an increase in crime and disorder and public nuisance and this application should be rejected.

If the committee were minded to grant this application then we would ask that the premises is restricted to framework hours for sale of alcohol and off sales of alcohol removed from the license. We also ask that regulated entertainment and live music are removed from the license and the following conditions added to the license:

Conditions

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
3. A minimum of 4 SIA licensed door supervisors, one of whom will be female shall be on duty at the premises from 18:00 until 30 minutes after the premises has closed on Thursday and Friday and Saturday nights. There will be 2 SIA licensed door supervisors shall be on duty at the premises from 18:00 until 30 minutes after the premises has closed Sunday to Wednesday.
4. An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
 - a) all crimes reported to the venue;
 - b) all ejections of patrons;
 - c) any complaints received concerning crime and disorder
 - d) any incidents of disorder;

- e) all seizures of drugs or offensive weapons;
- f) any faults in the CCTV system, searching equipment or scanning equipment;
- g) any refusal of the sale of alcohol;
- h) any visit by a relevant authority or emergency service.

5. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

- a) the police (and, where appropriate, the London Ambulance Service) are called without delay;
- b) all measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- c) the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- d) such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

6. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

8. The premises will agree to Central East Police Licensing Drug Policy which is attached.

9. A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.

10. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway

11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

12. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol

13. A written search policy that aims to prevent customers or staff bringing illegal drugs, weapon or other illegal items onto the premises at any time shall be in place and operate at the premises. This policy must be agreed by Central East Police Licensing.

14. The sale of Alcohol is ancillary to the sale of food.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)
[REDACTED]
A: Licensing Office, 2nd Floor Shoreditch Police Station

282 reported crimes in October.

Break down:

37 x Violence against the person

8 x Robberies

43 x Drugs offences

28 x Public order offences

2 x Possession of a weapon

120 x Theft offences

2 x Sex offences

13 x Theft from motor vehicle

11 x Arson and Criminal damage

8 x Offences against society

252 reported crimes in November.

Break down:

41 x Violence against the person

14 x Robberies

31 x Drug offences

16 x Public order offences

5 x Possession of a weapon

89 x Theft offences

3 x Sex offences

21 x Burglaries

11 x Theft from motor vehicle

17 x Arson and Criminal damage

4 x Offences against society

DRUGS POLICY

The premises is to operate a zero tolerance policy towards drugs.

When the premises is running a promoted event where DJ's will be performing, customers as well as artists will be searched for illegal drugs.

This will be a thorough search of customers, including customers bags, jackets, pockets etc. Searching to be done in an area covered by CCTV.

If a guest is found in possession of Drugs/illicit substances and it is believed it is for personal use then the drugs must be seized, the duty manager informed and the drugs must go into a numbered sealable bag. Confiscated drugs must be placed in a safe as soon as practicable. The person is not to be allowed entry to the premises.

The drugs log must then be filled out with the name and SIA number of the person finding and seizing the drugs, date and time of seizure, location of drugs find, description of the drugs , number of drugs and date and time of drugs being locked in the safe.

If the person is suspected of supplying drugs, which Police say is anything over a combination of 4 wraps/pills then the following applies:

- The member of staff, door supervisor or security guard will immediately inform the DPS or other manager on duty.
- The DPS/manager and door supervisor/security guard will ask the individual to step into a quiet area (or if appropriate, a room) and ask the person to turn out their pockets and bags.
- If a personal/bodily search is unavoidable then the Police's assistance will be sought.
- Any drugs found will be confiscated and handed to the DPS or other manager to store and record in accordance with the procedures in this Policy.
- Security guards will (subject to the security guard firm's own policies, procedures, and health & safety requirement) seek to calmly detain suspected drug dealers in the Premises while the Police are contacted.
- However if there is difficulty in this respect with material resistance by the suspected drug dealer and/or if the Police are unable to attend the Premises without delay, to the

extent that the situation in seeking to detain the person becomes unmanageable, the security guards will not use powers of detainment under a citizens' arrest.

- In such cases where the detention of the suspected drug dealer becomes reasonably unmanageable, the premises cannot take responsibility for detaining a person suspected of supplying drugs if they want to leave and the Police have not yet attended the Premises. In such instances the person will be removed from the Premises and a full Incident Report of the incident shall be completed and added to the Premises' Incident Report File.

Drugs are to be sealed in sealable bags.

At the beginning of every month the premises will contact Tower Hamlets Police Licensing and arrange to the licensing officers to come and collect the drugs. A receipt will be signed for at the premises to document that the drugs have been taken by Police.

WEAPONS

When a person is found in possession of a knife or other weapon then the Police are to be called immediately. If safe to do so, and in line with the security company's policies and procedures, the weapon is to be seized and the subject detained.

SIGNAGE

There will be signage in a visible location in the entrance to the premises confirming the following:

- 1) There is to be a zero tolerance to drug use or supply at the premises.
- 2) Drug use and the supply of drugs in the premises is not permitted.
- 3) An enforced search policy identify drugs on customers entering the Premises.
- 4) Persons suspected of being involved in the supply of drugs will be detained, the drugs seized and the Police called.
- 5) No person found with drugs will be allowed onto the premises.
- 6) Entry to the premises may be conditional on searching.
- 7) Any drugs found on customers will be confiscated and given to the Police.

8) Any customer refusing a search will be refused entry to the Premises.

9) Female customers will be searched by a female door supervisor only.

TOILETS

Toilets are to be checked every 30 minutes during promoted event where DJ's will be performing.

The checks will be to see if there is any drug usage taking place, and will include cubicles and the communal areas.

Any customers acting suspiciously are to be taken to a private area and searched for drugs, if drugs are found then they are to be seized and the person ejected if the drugs are for personal use. If more drugs are found then would indicate personal use then the guidance for supplying drugs is to be followed.

In the toilets all flat surfaces are to be either removed or altered in such a way so as to make it difficult for drugs to be taken on them.

SIA PATROLS

SIA security are required to carry out patrols inside the venue to check on the customers and look for signs of drug use or taking.

Any person found taking drugs are to be taken to a private area and searched for drugs. If drugs are found then they are to be seized and the person ejected if the drugs are for personal use. If more drugs are found then would indicate personal use then the guidance for supplying drugs is to be followed.

Any person who has taken drugs or who looks like they have taken drugs, is to be taken to a private area and searched for drugs with the usual conditions applying. Medical assistance is to be offered and the London Ambulance Service called.

Appendix 8

Place Directorate Public Realm

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

Email: Licensing@towerhamlets.gov.uk

21st December 2020

My reference: LIC/134192

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

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

Tel: [REDACTED]
Fax **020 7364 0863**
Enquiries to **Lavine Miller-Johnson**

Email [REDACTED]

www.towerhamlets.gov.uk

Dear Sir/Madam,

Licensing Act 2003

New Premises Licence Application: Morley's 60-62 Brick Lane
London, E1 6RF

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

- Prevention of Public Nuisance

Cumulative Impact Policy

On 1st November 2013, Tower Hamlets Council adopted a Cumulative Impact Policy in the Brick Lane Area. The Council Cumulative Impact Zone (CIZ) was revised alongside this Statement of Licensing Policy on the 1st November 2018. *Local crime mapping showed that although there had been a reduction in crime and disorder linked to licensed premises within the CIZ since January 2015, the same crime mapping showed that the area of the CIZ is still higher than average in regards to crimes and disorder linked to licensed premises compared to the rest of the borough (19.3).*

The Licensing Authority is of the view that the number, type and density of premises selling alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Bethnal Green area is having a cumulative impact on the licensing objectives and has therefore declared a cumulative impact zone within the area. The Bethnal Green CIZ aims to manage

the negative cumulative impact of the concentration of licensed premises in the area and the stresses that the saturation of licensed premises has had on local amenity, environmental degradation and emergency and regulatory services in managing this impact.

The effect of this Special Cumulative Impact Policy will affect applications in respect of the sale or supply of alcohol on or off the premises and/or late-Night Refreshment for the following:

- *New Premises Licences applications,*
- *New Club Premises Certificates applications*
- *Provisional Statements,*
- *Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).*

The Licensing Authority expects such applications to have regard for and make reference to the CIZ (19.5).

The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications within the CIZ zones the application will be refused (19.6).

Where representations have been received in respect to applications within the CIZ zones, the onus is on applicants to adequately rebut the presumption. Applicants will need to demonstrate in their applications why the granting of their application will not negatively add to the cumulative already experience within the CIZ Zones. Applicants may wish to address the following in their applications:

- *Genuinely exceptional circumstances,*
- *Relevant good practices they employ (for example, this could include details of membership of local Pubwatch/other trade groups,*
- *Accreditation of Award Schemes (as applicable), and any participation in Police/Council initiatives),*
- *Other good operational/practice arrangements in respect of any outside drinking and smoking to control potential impact in the area,*
- *Measures used to promote the licensing objectives (for example, any relevant conditions to control noise, dispersal, litter and other anti-social issues (19.7)*

This Policy will be strictly applied and where relevant representations are received it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIZ if they wish to rebut this presumption.

Examples of factors the Licensing Authority may consider as exceptional may include, though are not limited to:

- *small premises with a capacity of fifty persons or less who only intend to operate during Framework Hours,*
- *premises which are not alcohol led and operate only within Framework Hours, such as coffee shops,*
- *instances where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same Special Policy Area.*

*Examples of factors the Licensing Authority will **not** consider as exceptional include:*

- *that the premises will be well managed and run,*
- *that the premises will be constructed to a high standard,*
- *that the applicant operates similar premises elsewhere without complaint (19.8).*

Licensable activities and times

The applicant has applied for the following licensable activities and hours:

The licensable hours applied for are:

Provision of Live & Recorded Music:(Indoors)

Monday to Sunday from 23:00 hours to 02:00 hours

Late Night Refreshment

Monday to Sunday from 23:00 hrs to 02:00 hours

Supply of Alcohol (On and Off sales)

Monday to Sunday from 11:00 hours to 02:00 hours

Hours open to the public

Monday to Sunday from 11:00 hours to 02:30 hours

The hours applied for far exceed the framework hours within the Tower Hamlets Licensing Policy, this premises is situated within the Brick Lane CIZ.

All applications have to be considered on their own merits and the Council has however adopted a set of framework hours (14.8) as follows:

- *Monday to Thursday, until 23:30 hours*
- *Friday and Saturday, until 00:00 hours (midnight)*
- *Sunday, until 22:30 hours*

On a balance of probability, this Authority is concerned by the addition of another premise providing “licensable activities”, potentially adding to the existing anti-social issues in the area. Within close proximity of this premise,

there are some late-night premises for example 93 Feet East. If this premises were to be licensed this would give rise to customers already in high spirits, filtering out of such premises and using this as a stop off to end the night. It is also important to note that, having late night 'Licensable Activities' until 02:00 hours 7 days a week would be unreasonable and unfair to local residents, especially young families, those who work unsociable hour and the vulnerable.

The Home Office guidance under Section 182 of the Licensing Act 2003 (8.42) says:

"Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:

- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;*
- any risk posed to the local area by the applicants' proposed licensable activities; and*
- any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks."*

Great consideration has been given to the fact that the premise is in the Brick Lane Cumulative Impact Zone and it has been noted that the applicant has provided minimal information in the Operating Schedule to address particularly the impact that the 'Licensable Activities' will have within the CIZ in regards to Public Nuisance.

It is important to note that when applying for a licence in a CIZ area, applicants need to demonstrate that the granting of their application will not negatively add to the cumulative effect and undermine the licensing objectives.

On considering this application as it stands, The Licensing Authority believes granting this application would undermine the licensing objectives for public nuisance and therefore does not support this application.

Yours faithfully

A solid black rectangular box used to redact the signature of the Licensing Officer.

Lavine Miller-Johnson
Licensing Officer
(Acting as a Responsible Authority)

Appendix 9

Mohshin Ali

From: Licensing
Sent: 21 December 2020 15:59
To: Mohshin Ali
Subject: FW: Morley's, 60 – 62 Brick Lane, London E1 6RF - Objection

From: John Fortune [REDACTED] k>
Sent: 21 December 2020 15:51
To: Licensing <Licensing@towerhamlets.gov.uk>
Cc: Tom Lewis [REDACTED]; David Tolley <David.Tolley [REDACTED]>; Calvin McLean [REDACTED]
Subject: Morley's, 60 – 62 Brick Lane, London E1 6RF - Objection

Dear Licensing Team,

I wish to object to the licensing application made by Morley's, 60 – 62 Brick Lane, London E1 6RF. I believe there are reasonable grounds to object to license being granted as this is likely to lead to an increase in Crime, Disorder and ASB, including an increase in noise and nuisance. The area already has high levels of crime and ASB occurring and to increase footfall in the early hours is likely to see a further increase. Residents will also be disturbed by the increased noise from people arriving or leaving the area. We already see this in the area, with people pre-drinking at their cars from several streets away from their intended destination.

I am sure that the applicant will attempt to prevent crime and disorder from within and immediately outside of the premises, but they will have no control on what is occurring just a few streets from the business and this will be in residential areas and on housing estates.

I also object on the bases that there is already sufficient licensed properties in the area catering to the night time economy and the cumulative effect of this see substantial numbers of complaints. I believe that the application made is within the Cumulative Impact Zone. The area where the application is sought does have restaurants, shops and other businesses, it is also a residential area, with flats above some of those premises. Brick Lane itself is surrounded by residential properties and the impact on families will be significant.

Regards

John

John Fortune

Neighbourhood Manager
Safer Neighbourhood Operations
Community Safety & Substance Misuse
Health, Adults & Community Services
London Borough of Tower Hamlets
1st Floor, Toby Club
Vawdrey Close
London, E1 4XL
[REDACTED]

Appendix 10

Mohshin Ali

From: Licensing
Sent: 21 December 2020 16:35
To: patrick spottiswoode
Cc: Mohshin Ali
Subject: RE: Late night Licence application for Morley's Brick Lane (SA QSR)

Dear Sir

You can see the application on our website via the following link:


https://gbr01.safelinks.protection.outlook.com/?url=http%3A%2F%2F%2Fentertainment.towerhamlets.gov.uk%2FCivica-eLR-3.2_Live%2Fstart.aspx&data=04%7C01%7CMohshin.Ali%40towerhamlets.gov.uk%7Ca737d6a492d3467733e208d8a5ce69e3%7C3c0aec87f983418fb3dcd35db83fb5d2%7C0%7C0%7C637441653235969998%7CUnknown%7CTWFPbGZsb3d8eyJWljoimC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6Ik1haWwiLCJXVCi6Mn0%3D%7C1000&sdata=yHxA5z%2BqRCv8hCgq%2BcFQRqyckvnwvYk3mgwWWQSnvgE%3D&reserved=0

If you put in either the name or address on the search field you should find the application.

I will forward your representation to the officer who is dealing with this application.

Kind regards


Corinne Holland
Licensing Officer
Licensing and Safety Team
Place Directorate
London Borough of Tower Hamlets
John Onslow House
London E3 5EQ


<https://gbr01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.towerhamlets.gov.uk%2F&data=04%7C01%7CMohshin.Ali%40towerhamlets.gov.uk%7Ca737d6a492d3467733e208d8a5ce69e3%7C3c0aec87f983418fb3dcd35db83fb5d2%7C0%7C0%7C637441653235969998%7CUnknown%7CTWFPbGZsb3d8eyJWljoimC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6Ik1haWwiLCJXVCi6Mn0%3D%7C1000&sdata=QNnAVw2RguYqcFsfHhUlcOdETseeqxqfmZVndtCARU%3D&reserved=0>

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

From: patrick spottiswoode  >
Sent: 21 December 2020 16:20
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: Late night Licence application for Morley's Brick Lane (SA QSR)

Dear Sir/Madam

I have not been able to find the relevant section on the T H website that provides details for the application for the licence by SA QSR (Morley's)

Indeed I have only just found out about the application from an announcement tied poorly to a lamppost outside the take-away.

As a resident living but yards away, should i have not received notification of the application in writing?

I understand that the application is for a alcohol licence from 11pm -2am and a Regulated Entertainments Licence also until 2am.

I have to object strongly to this application on the following grounds:

1. The Council has been trying to cut back on very late night licences to prevent drunk and disorderly behaviour on Brick Lane 2. Morley's is a take-away like a McDonalds or a KFC and not a sit-down restaurant. It will result in drinkers spilling onto the pavement and in opportunities for drunk and disorderly behaviour leading to PUBLIC NUISANCE, CRIME AND DISORDER and a threat to PUBLIC SAFETY 3. The Pride of Spitalfields opposite the block where I live already has a late licence and drinkers linger outside the pub smoking and talking until the early hours with occasional disturbance. Another late licensed premises but yards away is going to add to existing PUBLIC NUISANCE and create a hub of noise into the early hours of the morning.
4. There have already been examples of buskers with amplified music, jamming outside Morleys on Sundays - seemingly to get a Morley meal - and blocking what is a very narrow pavement. I am not sure what Regulated Entertainment involves but noise of music will carry, and smokers will inevitably gather outside the premises and linger on the pavement. The narrow nature of the pavement will probably result in smokers spillin around the corner into Heneage St.

The Morley's property backs onto the apartment block where I live. I have not been able to source the licensing plans to see what impact additional noise bleed from the back of the Morley's building might have on residents here.

I do appreciate that Brick Lane is a popular area of eating and drinking but please could local residents' welfare be taken into account? A 2 am licence for drinking and entertainment seems excessively late for such a premises and in opposition to a previously stated council aim to tidy up and moderate public disturbance and nuisance on Brick Lane.

Yours faithfully

Patrick Spottiswoode

A black rectangular redaction box covering the signature of Patrick Spottiswoode.

Sent from my iPad

Appendix 11

Mohshin Ali

From: Licensing
Sent: 21 December 2020 16:54
To: Christelle Hafstad
Cc: Mohshin Ali
Subject: RE: URGENT: Late night Licence application for Morley's Brick Lane (SA QSR)

Dear Madam

You can see the application on our website via the following link:

<http://alcohol-entertainment.towerhamlets.gov.uk/Civica-eLR-3.2 Live/start.aspx>

If you put in either the name or address on the search field you should find the application.

It is not a requirement under the Licensing Regulations for the licensing authority to send out consultation letters to residents. Although we have done this previously with our current working requirements to work from home this is not currently possible. The legal requirements are that the premises must advertise the application via a blue notice and an advert is placed in the public notices section of the local paper.


I will forward your representation to the officer who is dealing with this application.

Kind regards

Corinne Holland
Licensing Officer
Licensing and Safety Team
Place Directorate
London Borough of Tower Hamlets
John Onslow House
London E3 5EQ


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From: Christelle Hafstad < >
Sent: 21 December 2020 16:42
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: URGENT: Late night Licence application for Morley's Brick Lane (SA QSR)

Dear Sir/Madam

I have not been able to find the relevant section on the T H website that provides details for the application for the licence by SA QSR (Morley's)

Indeed I have only just found out about the application from an announcement tied poorly to a lamppost outside the take-away.

None of the residents at [REDACTED] Heneage Street, just around the corner, have received a written notification of this application to give us time to voice our objection. This surely is not in line with regulations.

I understand that the application is for a alcohol licence from 11pm -2am and a Regulated Entertainments Licence also until 2am.

I have to object strongly to this application on the following grounds:

1. The Council has been trying to cut back on very late night licences to prevent drunk and disorderly behaviour on Brick Lane
2. Morley's is a take-away like a McDonalds or a KFC and not a sit-down restaurant. It will result in drinkers spilling onto the pavement and in opportunities for drunk and disorderly behaviour leading to PUBLIC NUISANCE, CRIME AND DISORDER and a threat to PUBLIC SAFETY and given the current COVID -19 such take away places become congregations of late night drinkers.
3. The Pride of Spitalfields opposite the block where I live already has a late licence and drinkers linger outside the pub smoking and talking until the early hours with occasional disturbance. Another late licensed premises but yards away is going to add to existing PUBLIC NUISANCE and create a hub of noise into the early hours of the morning.
4. There have already been examples of buskers with amplified music, jamming outside Morleys on Sundays - seemingly to get a Morley meal - and blocking what is a very narrow pavement. I am not sure what Regulated Entertainment involves but noise of music will carry, and smokers will inevitably gather outside the premises and linger on the pavement. The narrow nature of the pavement will probably result in smokers spiling around the corner into Heneage St.

The Morley's property backs onto the apartment block where I live. I have not been able to source the licensing plans to see what impact additional noise bleed from the back of the Morley's building might have on residents here.

I do appreciate that Brick Lane is a popular area of eating and drinking but please could local residents' welfare be taken into account? A 2 am licence for drinking and entertainment seems excessively late for such a premises and in opposition to a previously stated council aim to tidy up and moderate public disturbance and nuisance on Brick Lane.

Sincerely,

Christelle Jager-Hafstad
[REDACTED]

Appendix 12

Mohshin Ali

From: Lavine Miller-Johnson on behalf of Licensing
Sent: 22 December 2020 17:09
To: Mohshin Ali
Subject: FW: Late night Licence application for Morley's Brick Lane (SA QSR)

FYI

From: Lucy Baring [REDACTED] >
Sent: 21 December 2020 18:19
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: Late night Licence application for Morley's Brick Lane (SA QSR)

Dear Sir/Madam

I have not been able to find the relevant section on the T H website that provides details for the application for the licence by SA QSR (Morley's)

Indeed I have only just found out about the application from a neighbour who saw an announcement tied poorly to a lamppost outside the take-away. Surely we should have had written notice?

I understand that the application is for a alcohol licence from 11pm -2am and a Regulated Entertainments Licence also until 2am. Why would a take-away without tables want such a licence?

I have to object strongly to this application on the following grounds:

1. The Council has been trying to cut back on very late night licences to prevent drunk and disorderly behaviour on Brick Lane
2. Morley's is a take-away like a McDonalds or a KFC and not a sit-down restaurant. It will result in drinkers spilling onto the pavement and in opportunities for drunk and disorderly behaviour leading to PUBLIC NUISANCE, CRIME AND DISORDER and a threat to PUBLIC SAFETY
3. The Pride of Spitalfields opposite the block where I live already has a late licence and drinkers linger outside the pub smoking and talking until the early hours with occasional disturbance. Another late licensed premises but yards away is going to add to existing PUBLIC NUISANCE and create a hub of noise into the early hours of the morning.
4. There have already been examples of buskers with amplified music, jamming outside Morleys on Sundays - seemingly to get a Morley meal - and blocking what is a very narrow pavement. I am not sure what Regulated Entertainment involves but noise of music will carry, and smokers will inevitably gather outside the premises and linger on the pavement and round the corner, because there is very little space on the pavement - which will mean directly in front of our door.

I realise that Brick Lane is a popular area of eating and drinking but please could local residents' welfare be taken into account? The council has previously stated that they aim to tidy up and moderate public disturbance and nuisance in the area. A 2 am licence for drinking and entertainment would be in direct contravention of this stated aim.

Yours faithfully
Mrs L Baring
[REDACTED]

Appendix 13

Mohshin Ali

From: Licensing
Sent: 23 December 2020 12:39
To: Mohshin Ali
Cc: Lavine Miller-Johnson
Subject: FW: OBJECTIONS - Licence Application SA QSR Ltd / Morley's 60-62 Brick Lane

From: Joyce Fenton-Douglas [REDACTED]
Sent: 22 December 2020 21:50
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: OBJECTIONS - Licence Application SA QSR Ltd / Morley's 60-62 Brick Lane

Licence Application SA QSR Ltd / Morley's 60-62 Brick Lane

OBJECTIONS

Retail Sale of Alcohol

Morley's is situated only metres away from The Pride of Spitalfields pub in Heneage Street and my concern is that customers will buy alcohol from Morley's and then join those drinking outside the pub making crowd management difficult. We have experienced a similar situation in the past, where those drinking in the street [often alcohol bought cheaply elsewhere] have crowded the pavement outside our homes, and we were finally obliged to seek mediation through the licensing department to get the situation under control.

Late Night Refreshments / Regulated Entertainment

This is a densely populated area with many residential apartments - our homes are situated immediately behind 60-62 Brick Lane - and late night refreshments and entertainment will add to what is already an unacceptable level of antisocial behaviour - excessive noise, drug dealing and taking, vomit and urine in the streets, petty vandalism and even violence.

There is no clear indication that the premises, which have a considerable number of windows, have been sound proofed.

Cumulative Impact Zone

As the council recognises, the area is already saturated with such licensed premises, the effect of which is detrimental to the quality of life of local residents as well as putting an unacceptable strain on police and other agencies. Late night eateries providing cheap food have been identified as being a particular problem for residents of neighbouring streets - surely licensing such premises for off-sales of alcohol and late night provision of alcoholic refreshments and entertainment is unacceptable as it will only make an already challenging situation worse.

NOTICE

As a resident of a property situated immediately behind these premises, and therefore highly likely to be affected by this application, I would expect to receive notice of such by mail, is that not usual as with planning applications? Furthermore, the sign placed in the street does not indicate an email address for comments, only a postal address - surely it is valid to comment via email?

Please confirm receipt of my comments.

Kind Regards,

Joyce Fenton-Douglas
Resident
[REDACTED]

Appendix 14

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 15

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 16

Anti-Social Behaviour on the Premises

Licensing Policy

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

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

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

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

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003

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

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

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

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

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

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

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

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

Appendix 17

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

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

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

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

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

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

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 18

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 19

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

Appendix 20

Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area

- 19.1 As with many other London Borough's the majority of late night licensed premises are concentrated within one area of the Borough. Following guidance issued under the Licensing Act 2003 a cumulative impact policy for the Brick Lane area was adopted on 18th September 2013 by the Council and came into effect on the 1st November 2013.
- 19.2 After consultation the Council recognised that because of the number and density of licensed premises selling alcohol, on and off the premises and the provision of late night refreshment (sale of hot food after 11pm) within the Brick Lane Area as defined in Figure One, there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect.
- 19.3 The Council Cumulative Impact Zone (CIZ) was reviewed alongside this Statement of Licensing Policy by the Licensing Committee on 14th December 2017. Following this review and consultation in early 2018 the Council has decided to keep the Cumulative Impact Zone (CIZ). Local crime mapping showed that although there had been a reduction in crime and disorder linked to licensed premises within the CIZ since January 2015, the same crime mapping showed that the area of the CIZ is still higher than average in regards to crimes and disorder linked to licensed premises compared to the rest of the borough.

Further to the CIZ in the Brick Lane Area shown in Figure One below, data from 999/101 calls to Police in 2016/17 showed a large number of incidents linked to licensed premises within the area shown in Figure Two below (Bethnal Green Area). In light of this evidence and following consultation mentioned above the Council has decided to adopt a second CIZ in the Bethnal Green Area.

- 19.4 The Licensing Authority is of the view that the number, type and density of premises selling alcohol for consumption on and off the premises and/or the provision of late night refreshment in the area highlighted in Figures One and Two is having a cumulative impact on the licensing objectives and has therefore declared a cumulative impact zone within these areas. The Brick Lane and Bethnal Green CIZ aims to manage the negative cumulative impact of the concentration of licensed premises in these areas and the stresses that the saturation of licensed premises has had on local amenity, environmental degradation and emergency and regulatory services in managing this impact.
- 19.5 The effect of this Special Cumulative Impact Policy will affect applications in respect of the sale or supply of alcohol on or off the premises and/or late Night Refreshment for the following:

- New Premises Licences applications,
- New Club Premises Certificates applications
- Provisional Statements,
- Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).

The Licensing Authority expects such applications to have regard for and make reference to the CIZ.

19.6 The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications within the CIZ zones the application will be refused.

19.7 Where representations have been received in respect to applications within the CIZ zones the onus is on applicants to adequately rebut the presumption. Applicants will need to demonstrate in their applications why the granting of their application will not negatively add to the cumulative already experience within the CIZ Zones. Applicants may wish to address the following in their applications:

- Genuinely exceptional circumstances,
- Relevant good practices they employ (for example, this could include details of membership of local Pubwatch/other trade groups,
- Accreditation of Award Schemes (as applicable), and any participation in Police/Council initiatives),
- Other good operational/practice arrangements in respect of any outside drinking and smoking to control potential impact in the area,
- Measures used to promote the licensing objectives (for example, any relevant conditions to control noise, dispersal, litter and other anti-social issues.

19.8 **This Policy will be strictly applied and where relevant representations are received it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIZ if they wish to rebut this presumption.**

Examples of factors the Licensing Authority may consider as exceptional may include, though are not limited to:

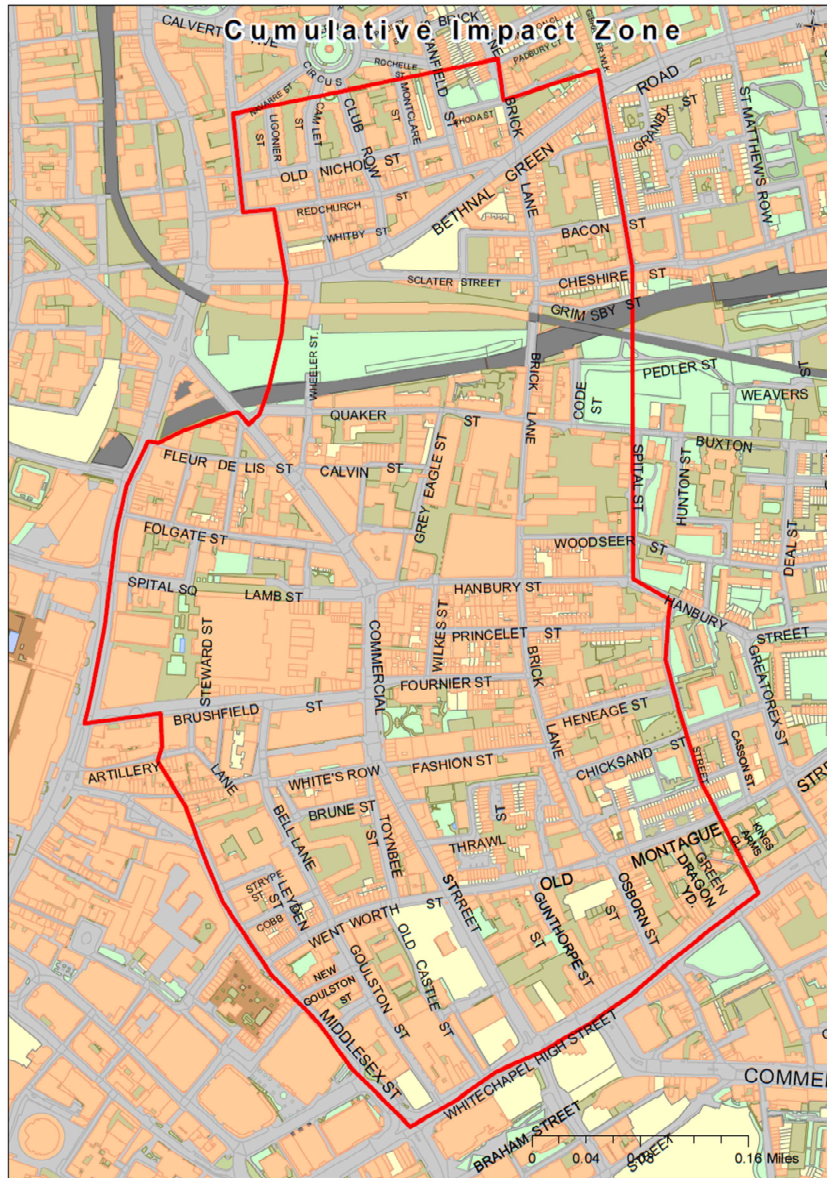
- small premises with a capacity of fifty persons or less who only intend to operate during Framework Hours,
- premises which are not alcohol led and operate only within Framework Hours, such as coffee shops,

- instances where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same Special Policy Area.

Examples of factors the Licensing Authority will **not** consider as exceptional include:

- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

19.9 The Special Cumulative Impact policy will not be used to revoke an existing licence or certificate and will not be applicable during the review of existing licences.



Bethnal Green Area

