

# Appendix 1





LICENSING ACT 2003

FOR OFFICE USE			
RECEIPT / INVOICE NO.	FEE REQUIRED:	Date:	Initials:

This form should be completed and forwarded to: Licensing Section, Mulberry Place (AH), PO BOX 55739, 5 Clove Crescent, London E14 1BY with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets.

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I/We (Insert name(s) of applicant) SAYDIKUR RAHMAN

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description	
400 HACKNEY RD	
Post town	Post code
LONDON	E2 7AP

Telephone number at premises (if any)

Non-domestic rateable value of premises £ 7600,

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as

- Please tick  yes  Please complete section (A)
- a) an individual or individuals\*  Please complete section (A)
- b) a person other than an individual \*
- i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) an individual who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\*If you are applying as a person described in (a) or (b) please confirm:

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname

RAHMAN

First names

SAYDIKUR

I am 18 years old or over

Please tick  yes

Current postal address if different from premises address

[Redacted address box]

Post Town

[Redacted post town box]

Postcode

[Redacted postcode box]

Daytime contact telephone number

[Redacted telephone number box]

E-mail address (optional)

[Redacted email address box]

SECOND INDIVIDUAL APPLICANT (if applicable)

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

Surname

[Redacted surname box]

First names

[Redacted first names box]

I am 18 years old or over

Please tick  yes

Current postal address if different from premises address

[Redacted address box]

Post Town

[Redacted post town box]

Postcode

[Redacted postcode box]

Daytime contact telephone number

[Redacted telephone number box]

E-mail address (optional)

[Redacted email address box]

**B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc)
Telephone number, if any
E-mail (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

ASAP

Day	Month	Year

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

Day	Month	Year

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

--

Please give a general description of the premises (please read guidance note1)

FAST FOOD TAKE-AWAY

WILL BE SELLING KEBAB, PIZZA &

CHICKEN

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

- |  |  |
|--|--|
| a) plays (if ticking yes, fill in box A)   | Please tick <input type="checkbox"/> yes |
| b) films (if ticking yes, fill in box B)   | <input type="checkbox"/>                 |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>                 |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>                 |
| e) live music (if ticking yes, fill in box E)  | <input type="checkbox"/>                 |
| f) recorded music (if ticking yes, fill in box F)  | <input type="checkbox"/>                 |
| g) performances of dance (if ticking yes, fill in box G)   | <input type="checkbox"/>                 |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input type="checkbox"/>                 |

**Provision of entertainment facilities for:**

- |  |                          |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I)  | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)   | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)<br>(if ticking yes, fill in box K) | <input type="checkbox"/> |

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

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

**In all cases complete boxes N, O and P**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both - please tick</b> (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat						
Sun						

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of a film take place indoors or outdoors or both - please tick</b> (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for exhibition of films</b> (please read guidance note 4)		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat						
Sun						



**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<p><u>Please give further details here</u> (please read guidance note 3)</p> <p><u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)</p> <p><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainment</b> Standard days and timings (please read guidance note 6)			<p><u>Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 2)</p>	
Day	Start	Finish	Indoors	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

Please give further details here (please read guidance note 3)

State any seasonal variations for boxing or wrestling entertainment  
(please read guidance note 4)

Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)		
			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

**G**

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) 5)		
Sat						
Sun						

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing
Day	Start	Finish	
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Thur			
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing			
			<b>Will the facilities for making music be indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)		Indoor	
					Outdoor	
					Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance)			
Mon			<b>State any seasonal variations for the facilities for making music</b> (please read guidance note 4)			
Tue						
Wed						
Thur						
Fri						
Sat						
Sun						
			<b>Non standard timings. Where you intend to use the premises for the facilities for making music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)			

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			Please give a description of the facilities for dancing you will be providing		
			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (please read guidance note 2)		Indoor
				Outdoor	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance		
Mon			State any seasonal variations for the facilities for dancing (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>Non standard timings. Where you intend to use the premises for the facilities for dancing entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> <b>Standard days and timings</b> (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b>								
			<b>Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>		<table border="1"> <tr> <td>Indoor</td> <td></td> </tr> <tr> <td>Outdoor</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoor		Outdoor		Both	
Indoor											
Outdoor											
Both											
Day	Start	Finish	<b>Please give further details here</b> (please read guidance								
Mon											
Tue											
Wed			<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</b> (please read guidance note 4)								
Thur											
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list</b> (please read guidance note 5)								
Sat											
Sun											

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both - please tick [Y] (please read guidance note 2)</b>	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	2300	0300	<b>Please give further details here (please read guidance)</b> WILL BE MAINLY USED FOR TAKE-AWAY. CUSTOMER ALSO CAN SIT IN TO HAVE THERE MEAL  <b>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</b> N/A  <b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5)</b> N/A	Both	
Tue	2300	0300			
Wed	2300	0300			
Thur	2300	0300			
Fri	2300	0300			
Sat	2300	0300			
Sun	2300	0300			

M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption - please tick [Y] (please read guidance note 7)</b>	On the premises	
Day	Start	Finish		Off the premises	
Mon			<b>Please give further details here (please read guidance)</b>  <b>State any seasonal variations for the supply of alcohol (please read guidance note 4)</b>  <b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</b>	Both	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

Box M continues on the next page...

**Box M continued**

**State the name and details of the individual whom you wish to premises supervisor**

**Name**

**Address**

**Postcode**

**Personal Licence number (if known)**

**Issuing licensing authority (if known)**

**N**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)**



O

<b>Hours premises are open to the public</b> Standard timings (please read guidance note 6)			<u>State any seasonal variation</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<b>Non standard timings. Where you intend to the premises to be open at different times to those listed in the column on the left, please list</b> (please read guidance note 5)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

P

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

- \* CCTV camera will be maintained in working order
- \* use of notice requesting customer to leave the premises quietly
- \* making sure the child is with an adult

b) The prevention of crime and disorder

- \* CCTV will be in the premises
- \* Crime prevention notices will be undertaken
- \* Any police instruction will be complied with when ever given
- \* No Glass Bottle will be sold to customer
- \* As a means of crime sign will be placed stating the use of CCTV camera

c) Public safety

- \* No Glass Bottle will be sold to customer
- \* CCTV cameras will be maintained in working order
- \* NOTICE ADVISING PUBLIC NOT TO LEAVE ANY UNATTENDED BAGS due to concerns about terrorism

d) The prevention of public nuisance

- \* USE OF NOTICE Requesting customers to leave the premises quietly
- \* Shop front will be double glazing
- \* Doors closed at all times
- \* Bins will be provided so all rubbish gets in the bin

e) The protection of children from harm

- \* making sure the child is with an adult
- \* Duty manager will be assisting children to make sure they leave the premises safely
- \* CCTV monitoring

You have completed part 3 of this form. Below is a checklist for your assistance.

CHECKLIST:

- |  |  |
|--|--|
| ▪ I have made or enclosed payment of the fee   | Please tick <input type="checkbox"/> yes <input checked="" type="checkbox"/> |
| ▪ I have enclosed the plan of the premises   | <input checked="" type="checkbox"/>  |
| ▪ I have sent copies of this application and the plan to responsible authorities and others where applicable   | <input checked="" type="checkbox"/>  |
| ▪ I have enclosed the consent form completed by the individual I wish to be Premises Supervisor, if applicable | <input type="checkbox"/>   |
| ▪ I understand that I must now advertise my application  | <input checked="" type="checkbox"/>  |
| ▪ I understand that if I do not comply with the above requirements my application will be rejected             | <input checked="" type="checkbox"/>  |

**Part 4 – Signatures** (please read guidance note 10)

**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**

**Signature of applicant or applicant's solicitor or other duly authorised agent.** (See guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature

[Redacted Signature]

Date

04-09-2010

Capacity

OWNER

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (please read guidance note 12) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 13)

SAYDIKUR RAHMANI  
400 HACKNEY RD

Post town

LONDON

Post code

E2 7AP

Telephone number (if any)

[Redacted Telephone Number]

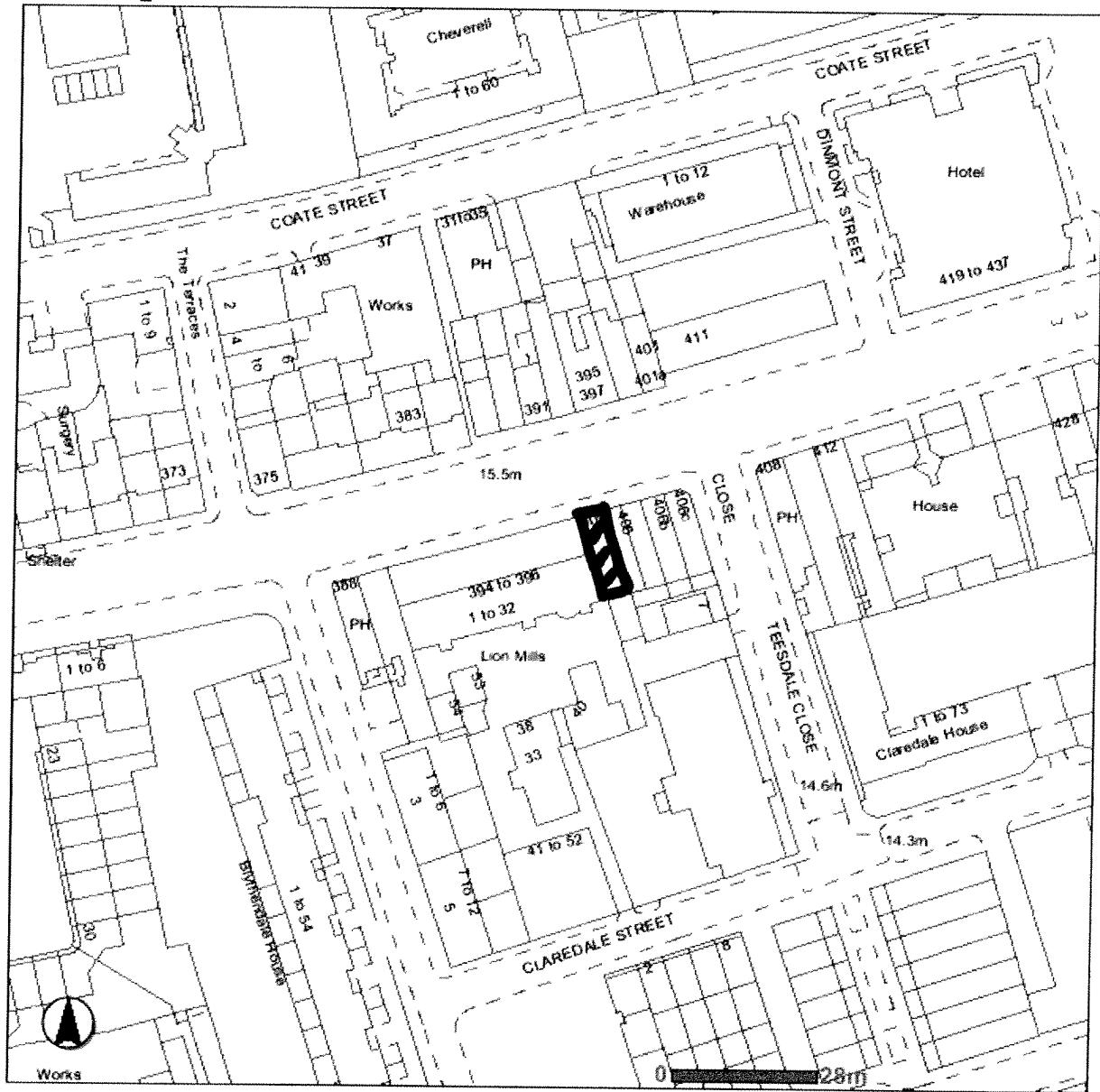
If you would prefer us to correspond with you by e-mail your e-mail address (optional)

[Redacted E-mail Address]

# **Appendix 2**



# Map



Scale 1:1228

Map of:

## 400 Hackney Road

Notes:

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Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288





# **Appendix 3**





Working together for a safer London

TERRITORIAL POLICING

Jacqueline Randall

LBTH Licensing  
Mulberry Place (AH)  
5 Clove Crescent  
E14 1BY

HT - Tower Hamlets Borough  
Licensing Office

Bethnal Green Police Station  
12 Victoria Park Square  
Bethnal Green  
E2 9NZ

Telephone: 0208 217 6699

Facsimile:

Email: Alan.Cruickshank@met.police.uk  
www.met.police.uk

Your ref:

Our ref:

17th August 2010

Dear Ms Randall

**Re: The application for a premises licence**  
**Halal PFC, 400 Hackney Rd, E2 7AP**

I write with reference to the above application which was received in this office on the 5th August 2010.

Please accept this letter as notification that the police as a responsible authority wish to object to this application on the following two licensing objectives

**The prevention of crime and disorder**  
**The prevention of public nuisance**

There has been five recorded incidents regarding this premise and the local SNT describe it as a "hotspot" for anti-social behaviour (ASB)

On the 24th December 2009 at about 1830 ( CAD 6603 refers ) two men entered the shop to buy food. Already inside was approximately 12 Asian youths aged between fourteen to seventeen years. There is some disagreement as to what went on but the victim's friend alleged it was an unprovoked assault by these youths, knocking the victim to the floor and then kicking him whilst on the floor. There was no CCTV and suspects could not be identified.

On the 12th January 2010, the police received a call (CAD 6102 refers) about the shop. The caller stated that since the new take away opened a couple of months ago, there was a general decline in the area. Youths were now hanging around outside the shop in the evenings. As he walked past the shop that evening he was offered a fight by these males. He often feels intimidated as he walks past these youths. He also stated that during the recent poor weather, the youths were throwing ice at passing vehicles.

On the 19th of January 2010 at about 1940 (CRIS 4201419/10 refers) police were on patrol in an unmarked vehicle. As they passed the shop an officer could clearly see a

male appearing roll a cigarette with both his hands. On the officer entering the shop, the male tried to discard something underneath the table. On looking, the officer found what he believed to be herbal cannabis.

The male was arrested for this offence and taken outside. Whilst waiting for transport the male began to shout and swear loudly. He was further arrested for Sec 5 public order.

In interview the youth admitted that it was cannabis

Also at this incident was PCSO Choudhury who is part of the Bethnal Green North Safer Neighbourhood Team (see attached statement). The staff was asked why they allowed this offence to be carried out so openly in their shop in front of customers. No one gave a reasonable explanation.

PCSO Choudhury was also on duty earlier that evening about 1815 when he saw a very large group of males loitering outside the shop blocking the pavement, shouting, being boisterous, swearing, littering and spitting on the pavement. One of the youths had in his possession a stolen bicycle. The youth made off before police could speak to him. The officers who attended believed the staff and management were encouraging the youths in their behaviour and were seen to be laughing and joking with them.

On the 20th January 2010, he was approached by the staff of William Hill betting shop and told of the ASB that these youths were causing. They entered the betting shop and attempted to use the machines, causing a disruption. One of their staff had been threatened by the youths from outside No 400. These large numbers of youths were disrupting not only their staff but also their customers. The local SNT has received numerous calls from William Hill in relation to ASB outside No 400.

PCSO Muhammad Abdur- Raman, in a statement, dated the 18th of August 2010, states that the anti-social behaviour is still continuing around the PFC. Local residents and businesses were being adversely affected by the presence of this food outlet

( Please see attached statement )

On the 12th March 2010 at about 1800, a lone female was walking home and as she approached the PFC, about eight Asian youths aged 15-16 years was standing outside. As she tried to walk past, she was grabbed on her left arm. She told them "Don't touch me". They started mimicking her and one suspect put his leg between her legs. She continued to protest but was told to "fuck off". She quickly walked away. This was reported as a common assault but it has more serious undertones. CRIS 4206224/10 refers

On Thursday 20th May 2010 at about 1132 an off-duty officer was at the PFC when he saw two Asian males in their late teens taking drugs at the location. One also put an offensive weapon in his pocket. However, prior to police arriving the youths had left the shop and disappeared into a nearby property. CAD 3708 / 20May 2010.

On Friday 6th August 2010 at about 2335, PS 26HT Burke of the Licensing Unit was on duty in plain clothes in an unmarked police car when she stopped outside the PFC. She saw about 10 people in the shop and could see a black male at the counter eating food. Also there were a few people gathered on the pavement to the right of the shop. The PFC was therefore committing an offence under Sec 136 of carrying on a licensable activity without a premises licence

( Please see PS Burke's attached statement )

On Friday 13th August 2010 at about 2355 , I was on duty in plain clothes in an unmarked police car along with PS 26HT Burke. On parking away from the shop , I saw about eight youths standing outside talking loudly. I was aware that the PFC had no licence and should have been closed at 2300. On entering we spoke to the manager a Mr Jakir Hussain. I pointed out that he should have been closed and he replied "We will close now". I was then approached by an aggressive youth in the queue who loudly said "It's Ramadan, he's serving us, then he's closing". He was advised to close he shop. He quickly followed us to the car and stated that he didn't want to get his boss into trouble and he would close. As we drove off , 6-8 youths outside the PFC began shouting and jeering at us, with one or two waving at us.  
( Please see attached PC Cruickshank's statement )

There is residential accommodation on both sides of the road and any increase of hours would further disrupt the lives of the local residents. There are already concerns about the ASB in this area and I cannot see it improving if any increase in hours is granted.

On the evidence of our last two visits it would seem that the applicant has a total disregard for the Licensing Act and closes his premises at a time of his choosing.

**I ask the committee to reject this application.**

**Alan Cruickshank PC 189HT**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Alan Cruickshank** ..... URN: 

--	--	--	--

Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Constable** .....

This statement (consisting of: ... **14** ... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: ..... Date: .....

On Friday 13th August 2010 at about 2355 I was on duty in plain clothes in an unmarked police car along with PS 26HT Burke. As a result of previous intelligence we parked opposite Halal PFC, 400 Hackney Road , E2. The PFC has no premises licence and should have been closed at 2300.

There was about eight youths outside the shop all talking loudly. We entered the PFC and asked for the manager. I then spoke to a man I now know as Mr Jakir Hussain ( 17 / 01/ 80 ) of 3 Weddell House, Duckett St, E1, who said he was the manager that night.

I said " You don't have a premises licence to be open at this hour. This shop should be closed" He replied "We will close now"

Inside the shop at this time were about eight people sitting eating hamburgers and other hot food.

There was about seven people in the queue waiting to be served. Whilst talking to Mr Hussain, an

Asian youth aged about eighteen years said to me in an aggressive loud voice "It's Ramadan , he's

servng us, then he's closing".I advised Mr Hussain he should close his shop as he was selling food

without a licence. We then left the shop.

A minute later whilst in the car, we were approached by Mr Hussain. He promised he would close and

that he didn't want to get his boss into trouble. I told him that it wasn't him that would be in trouble but

by serving past 11pm without a licensing , the owner could be prosecuted.

On driving off, there was about 6-8 youths outside the shop, some began shouting and jeering at us

.One or two began to wave at us. The PFC was still open on our departure.

Signature: ..... Signature witnessed by: .....

**Witness contact details**

Home address: .....

..... Postcode: .....

Home telephone number ..... Work telephone number **0208 217 6699** .....

Mobile/pager number ..... Email address: **Alan.Cruickshank@met.police.uk** .....

Preferred means of contact: .....

**Male / Female** (delete as applicable) Date and place of birth: **16/03/1962 Aberdeen** .....

Former name: ..... Ethnicity Code (16+1): **W9** ..... Religion/belief: .....

Dates of witness non-availability **9th-13th Sept 2010 , 15th-24th Oct 2010**

**Witness care**

- a) Is the witness willing and likely to attend court? **Yes**. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? **No**. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? **No**. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

**Witness Consent (for witness completion)**

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes  No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: ..... Print name: .....

Signature of parent/guardian/appropriate adult: ..... Print name: .....

Address and telephone number if different from above: .....

Statement taken by (print name): **PC 189HT p185533 Alan Cruickshank** ..... Station: **Bethnal Green** .....

Time and place statement taken: **Licensing Office, HT at 1215** .....

### WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Linda Hutchins** ..... URN: 

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police officer 81/008811** .....

This statement (consisting of: .... **1**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: ..... Date: .....

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a police licensing officer for the Borough of Tower Hamlets. I was working in this capacity on Friday the 20th of August 2010 when at 2320hrs I was outside the Halal Pizza shop, 400 Hackney Road, E2 in company with PC Jackson and PS Burke. The internal premises lights were on and the front door was open. At 2323hrs I saw three Asian males enter the shop. Two of these males were wearing tops with hoods and one was wearing a baseball cap. After a few minutes I went past the shop and at 2327hrs I saw a male in a grey hoodie sitting at a table to the left of the entrance eating what appeared to be chips from a box. There were other youths sitting at tables to the right of the entrance. I saw a male standing at the counter towards the back of the shop turn away from the counter and head towards the front of the shop. He was carrying what appeared to be a pizza insulated carrier. I am aware that this premise has no licence and should stop selling hot food at 2300hrs.

Signature: ..... Signature witnessed by: .....



**Witness contact details**

Home address: .....  
 ..... Postcode: .....  
 Home telephone number ..... Work telephone number .....  
 Mobile/pager number ..... Email address: .....  
 Preferred means of contact: .....  
 Male / Female (delete as applicable) ..... Date and place of birth: .....  
 Former name: ..... Ethnicity Code (16+1): ..... Religion/belief: .....  
 Dates of witness non-availability .....

**Witness care**

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

**Witness Consent (for witness completion)**

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes  No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: ..... Print name: .....  
 Signature of parent/guardian/appropriate adult: ..... Print name: .....  
 Address and telephone number if different from above: .....

Statement taken by (print name): **PC 81/008811 Linda Hutchins** ..... Station: **Bethnal Green** .....

Time and place statement taken: .....

### WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Jane Burke** ..... URN: 

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Age if under 18 **Over 18** ..... (if over 18 insert 'over 18') Occupation: **Police Sergeant 26HT 82/007648** .....

This statement (consisting of: ... **10** ... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: ..... Date: .....

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a Police Sergeant based at Tower Hamlets Police in charge of the Licensing Unit for the Borough. I write this statement with reference to Halal PFC 400 Hackney Road E2. I am aware that the venue does not have a premise licence allowing the sale of refreshment after 2300hours.

On Friday 6th August 2010 I was on duty in plain clothes driving an unmarked police vehicle. I was in company with PC 124HT Andrew Jackson, a member of the Police Licensing Unit. It was a clear night and the weather was dry. At about 2335hours I was travelling westbound along the Hackney Road, E2. There were no cars behind me and I was able to momentarily stop outside the Halal PFC and observe the premises from my vehicle about ten yards away.

The lights for the venue were on and there were approximately ten persons inside the venue, some sat at tables and some standing up near the counter at the rear of the shop. One young black male stood by the counter had food in his hands and appeared to be eating. I could see at least two members of staff behind the counter. There were a few people gathered on the pavement to the right of the shop.

Signature: ..... Signature witnessed by: .....

**Witness contact details**

Home address: .....  
 ..... Postcode: .....  
 Home telephone number ..... Work telephone number **0208 217 4118** .....  
 Mobile/pager number ..... Email address: .....  
 Preferred means of contact: .....  
**Male/ Female** (delete as applicable) Date and place of birth: .....  
 Former name: ..... Ethnicity Code (16+1): ..... Religion/belief: .....  
 Dates of witness non-availability .....

**Witness care**

- a) Is the witness willing and likely to attend court? **Yes**. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? **No**. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? **No**. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

**Witness Consent (for witness completion)**

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes  No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: ..... Print name: .....  
 Signature of parent/guardian/appropriate adult: ..... Print name: .....  
 Address and telephone number if different from above: .....

Statement taken by (print name): **PS 26HT 82/007648 Jane Burke** ..... Station: **Bethnal Green** .....

Time and place statement taken: .....

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

**Statement of**      Ahmmedur Rahman Choudhury.....      **URN:**

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**Age if under 18**      **Over 18** .....      (if over 18 insert 'over 18')      **Occupation:**      Police Community Support Officer

This statement (consisting of: .... **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

**Signature:** .....      **Date:**      21/01/2010

Tick if witness evidence is visually recorded       (*supply witness details on rear*)

I am the above named officer and am currently stationed at Bethnal Green Police Station working within the Bethnal Green North Safer Neighbourhood Team (SNT) as a Police Community Support Officer (PCSO). I have been a PCSO for the team for approximately three and half years to the date of this statement.

Since the opening of the fast food restaurant at 400 HACKNEY ROAD E2, officers from Bethnal Green North SNT have been made aware of the ongoing ASB problems occurring outside the premises. As a result of this the location has become a hotspot for ASB. In this statement I will mention recent problems being caused from and outside 400 HACKNEY ROAD E2.

On 19th January 2010 I was on duty when I found a very large group of IC4 Male youths loitering outside the fast food restaurant at 400 HACKNEY ROAD E2. At approximately 1815 hours I came across the youths where there were approximately 15 youths loitering outside blocking the pavement all shouting, being boisterous, swearing, littering and spitting on the pavement. One of the youths there had in his possession a stolen pushbike where he was riding on the footway. On Police arrival, staff and management appeared to encourage the behaviours of the youths by laughing and joking with them.

On 19th January 2010 I was on duty and accompanied by PS McFAULL 30HT, PC RODGERS 106HT and PC IRVIN 447HT when at approximately at 1945 hours two Male youths were seen openly rolling up a spliff inside 400 HACKNEY ROAD E2. Staff and management were asked why they allowed this to happen openly in front of customers unchallenged, they responded with no reasonable explanation.

On 20th January 2010 I was on duty when staff from William Hill betting shop next door 400 HACKNEY ROAD E2 informed me of ASB problems from youths. They stated that youths have come into premises and have

**Signature:** .....      **Signature witnessed by:** .....

Continuation of Statement of .....

attempted to use the machines and cause disruption inside. The staff also stated that another staff member was threatened by youths loitering outside the fast food restaurant. They also stated that often there are large numbers of youths loitering outside making it difficult for customers and staff to leave. Bethnal Green North SNT has received numerous amounts of calls from William Hill due to youths congregating and causing ASB outside 400 HACKNEY ROAD E2.

Signature: ..... Signature witnessed by: .....

**RESTRICTED – FOR POLICE AND PROSECUTION ONLY**  
(when completed)

Home address: .....

..... Postcode: .....

Home telephone number ..... Work telephone number .....

Mobile/pager number ..... Email address: .....

Preferred means of contact: .....

Male / Female (delete as applicable) ..... Date and place of birth: .....

Former name: ..... Height: ..... Ethnicity Code: .....

Dates of witness non-availability .....

.....

**Witness care**

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6. What can be done to ensure attendance?
- b) Does the witness require 'special measures' as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- c) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Healthcare, childcare, transport, disability, language difficulties, visually impaired, restricted mobility or other concerns?)

**Witness Consent (for witness completion)**

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- c) I consent to police having access to my medical records in relation to this matter: Yes  No  N/A
- d) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- e) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings (if applicable) Yes  No  N/A
- f) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: .....

Statement taken by (print name): .....

Station: .....

Time and place statement taken: .....

Signature of witness: .....

### WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Muhammad Abdur-Rahman** ..... URN: 

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Staff** .....

This statement (consisting of: ... **10** ... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: ..... Date: **18/08/2010**.....

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a Police Community Support Officer since 2005. I have been attached to Bethnal Green North Safer Neighbourhood Team. I have had numerous dealings with reference to Halal PFC, 400 Hackney Road E2 who I am informed are requesting a late premises licence.

Further to my previous statement, antisocial behaviour surrounding Halal PFC is still ongoing. There have been numerous complaints to Bethnal Green North Safer Neighbourhood Team from residents, businesses and passers-bys, stating that there are constant groups of youth causing grief to the locals who reside and/or work in the vicinity. Incidents include youths entering William Hill betting shop, which is right next door to Halal PFC and being a nuisance to the staff and visitors, as well as approaching members of public and being verbally abusive towards them.

When Officers are responding to the complaints, the group of youths disperse as soon as they sight officers. The residents and businesses have stated that the level of antisocial behaviour was not so bad prior to Halal PFC opening, and believe that it is all due to the takeaway, as it attracts the youths.

Signature: ..... Signature witnessed by: .....

**Witness contact details**

Home address: .....  
 ..... Postcode: .....  
 Home telephone number ..... Work telephone number .....  
 Mobile/pager number ..... Email address: .....  
 Preferred means of contact: .....  
**Male / Female** (delete as applicable) Date and place of birth: .....  
 Former name: ..... Ethnicity Code (16+1): ..... Religion/belief: .....

**Dates of witness non-availability As Per Carms**

**Witness care**

- a) Is the witness willing and likely to attend court? **No.** If 'No', include reason(s) on **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? **No.** If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? **No.** If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

**Witness Consent (for witness completion)**

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes  No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: ..... Print name: .....

Signature of parent/guardian/appropriate adult: ..... Print name: .....

Address and telephone number if different from above: .....

Statement taken by (print name): ..... Station: .....

Time and place statement taken: .....



# Appendix 4



**From:** Iain Pendrigh  
**To:** Jacqueline Randall  
**Sent:** Tue Aug 31 03:21:53 2010  
**Subject:** PREMISES LICENCE 400 HACKNEY ROAD

I write on behalf of Environmental Protection to make a representation regarding the above License application.

Having considered the merits of the application and visited the location I confirm that Environmental Protection do not feel that the application as it stands is consistent with the Licensing Objectives, and specifically the objective that relates to the prevention of 'Public Nuisance'.

The premises under consideration are located on Hackney Rd, and the application seeks to establish trading hours upto 03:00 hrs 7 days a week. The premises are located in a predominantly residential part of Hackney and are, in effect, surrounded by residential users. This stretch of Hackney Road has very low background noise-levels in the early hours of the mornings, and it is felt that noise and other anti-social activities will be caused by customers both arriving at and leaving the premises in the early hours of the morning, and congregating in the street outside the premises to the detriment of local residents and their right to quiet enjoyment of their homes.

**It is our experience that the majority of customers who visit these types of premises in the early hours of the morning have consumed alcohol and are consequently often either uncaring or unaware of the location of local residents, and therefore do not moderate their behaviour accordingly thereby giving rise to nuisance and disturbance. Additionally, the applicant will not be able to control the behaviour of noisy customers once they have left the premises.**

We therefore object to this application.

Iain Pendrigh

02/09/2010



# Appendix 5





## Memorandum

**To** Licensing Department  
**From** Planning Enforcement  
**Contact** Andrew Dickson  
**Extension** 5376  
**Date** 26/08/2010  
**Our Ref.** N/A  
**Your Ref.**  
**Subject** Licensing Objection

Development & Renewal Directorate  
Planning Enforcement  
Mulberry Place (AH)  
PO Box 55739  
5 Clove Crescent  
London E14 1BY  
Tel 020 7364 5376  
Fax 020 7364 5415  
e-mail:  
andrew.dickson@towerhamlets.gov.uk  
[www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk)

### Objection to New Premises License, 400 Hackney Road, London, E2 7AP

The Planning Department wishes to object to the granting of a new premises license at 400 Hackney Road, London, E2 7AP on the basis that the provision of late night refreshment from the premises till 0300 hours every day is excessive and would be create a greater degree of public nuisance to residents late at night and into the early hours of the morning. Approving the hours sought would impact on people living, working or sleeping in the vicinity of the premises, with the impacts relating to noise nuisance from the premise itself and customer egress, light pollution, and disruption from parked vehicles.

We accept that business performs an important function in supporting a night time economy. However, this has to balance against the needs of residents who reasonably expect a level of "quiet" late into the evening. Due to the close proximity of the premise to surrounding residential dwellings, it is considered that the granting of a license to provide late night refreshment till 0300 hours, 7 days a week, would be detrimental to the amenity of the neighbouring properties in the late evening and early morning, especially week days Monday to Thursday, and Sunday.

As an aside from this, the premise appears to have an established use under the Town and Country Planning Act 1990 to operate as a takeaway shop (Use Class A5) and from a planning perspective, there are no controls over its hours of operation. As such, it is important a license is in place that controls the hours in which the premises can operate and provide late night refreshment.

### Public Nuisance

Reference should be made to the Council's Licensing Policy and the framework hours for the operation of Licensed Premises. In particular, paragraph 12.7 states that more scrutiny should be given to premises operating past midnight on Friday and Saturdays, past 11.30pm on Mondays to Thursdays and past 10.30pm on Sundays. In particular the following points should be taken into consideration:

- The location of the premises and the general character of the area in which the premises are situated. (i.e. does the area include residential or business premises likely to be adversely affected).

- The proposed hours during which licensable activities will be take place and the proposed hours during which customers will be permitted to remain on the premises.
- The adequacy of the applicant's proposals to address the issues of (a) the prevention of crime and disorder and (b) the prevention of public nuisance.
- Where the premises have been previously licensed, the past operation of the premises.
- Whether customers have access to public transport when arriving at or leaving the premises at night time and in the early hours of the morning.
- The proximity of the premises to other licensed premises in the vicinity and the hours of those other premises.

The location of 400 Hackney Road is in an area where residential properties are likely to be adversely affected by noise from people entering, leaving and loitering around the premises, as well as nuisance caused by light pollution and disruption from parked vehicles.

Approving a license to enable the property to operate and provide late night refreshment till 0300 hours, seven days a week, will cause a public nuisance for people living in the area far later into the night and early hours of the morning, particularly on weekdays (Monday to Thursday) and Sunday.

Planning Enforcement is aware that complaints had been received from the public in January 2010 concerning the premises operating till the early hours of the morning (i.e. 0400 hours) without a licence, and that correspondence by letter (on the 22<sup>nd</sup> and 29<sup>th</sup> January 2010) was sent to the Operators of the takeaway advising of the legislative requirements and penalties.

It is also noted that the applicant has previously had an application for a premises licence refused (Committee Hearing 23<sup>rd</sup> February 2010), which sought to provide late night refreshment till 0500 hours seven days a week. The reason for the refusal by the Committee, after hearing the representations from the relevant parties, was that Members could not be satisfied that the Licensee would promote the licensing objectives, and that no reassurances were given to satisfy the Members that the appropriate steps would be taken and followed.

### **Conclusion**

Planning Enforcement **do not** support the application at 400 Hackney Road for a premises licence, which would enable the property to operate providing late night refreshment to 0300 hours, seven days a week, as this will cause public nuisance to surrounding residential occupiers late into the evening and early morning than what is able to occur from the premises.

The hours sought for seven days a week is considered unreasonable and will not maintain a fragile balance between commercial activities and residential amenity in a predominately residential area, where this balance is clearly required.

Andrew Dickson  
**Planning Enforcement Officer**



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# Appendix 6



Name	Address	Postcode	Appendix
Gillian Riddell	[REDACTED]	[REDACTED]	7
Barry & Adie Cresswell	[REDACTED]	[REDACTED]	8
Emma Williams	[REDACTED]	[REDACTED]	9
Claire Jamieson	[REDACTED]	[REDACTED]	10
Sofia Pires	[REDACTED]	[REDACTED]	11
Zoe Petite	[REDACTED]	[REDACTED]	12



# Appendix 7



**Kathy Driver**

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**From:** Jacqueline Randall  
**Sent:** 15 August 2010 19:48  
**To:** Kathy Driver  
**Subject:** Fw: Forwarded to correct e mail address RE Halal Pizza 400,Hackney Road

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

From: Gillian Riddell <[REDACTED]>  
To: Jacqueline Randall  
Sent: Sun Aug 15 14:05:31 2010  
Subject: Forwarded to correct e mail address RE Halal Pizza 400,Hackney Road

Jacqueline,  
Please see below my objection for Halal Pizza at 400 Hackney Road to have an alcohol and late licence.  
The address to send this to was incorrect on the letter.  
Just so you are aware.  
Miss Gillian Riddell.

Ms Randall,  
I am writing regarding the above application.  
I have previously raised my objections regarding a very late licence application at the above premises as I have felt intimidated by the youths that hang around outside the above premises asking for spare change.  
I have on a couple of occasions seen youths urinating against the cars in the Lion Mills car park.  
I now feel that any anti social behaviour will only be made worse fuelled by alcohol. I hope you take my objection into consideration.  
Thank You  
Miss G Riddell.  
[REDACTED]

--B\_3364469400\_748922  
Content-type: text/html;  
charset="US-ASCII"  
Content-transfer-encoding: quoted-printable

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<HEAD>  
<TITLE>Objection to alcohol licence at Halal Pizza Hackney Road E2</TITLE> </HEAD>  
<BODY> <FONT FACE=3D"Calibri, Verdana, Helvetica, Arial"><SPAN STYLE=3D'font-size:11pt= '>Ms Randall,<BR> I am writing regarding the above application.<BR> I have previously raised my objections regarding a very late licence applic= ation at the above premises as I have felt intimidated by the youths that ha= ng around outside the above premises asking for spare change.<BR> I have on a couple of occasions seen youths urinating against the cars in t= he Lion Mills car park.<BR> I now feel that any anti social behaviour will only be made worse fuelled b= y alcohol.<BR> I hope you take my objection into consideration.<BR> Thank You<BR> Miss G Riddell.<BR> [REDACTED]<BR> </SPAN></FONT> </BODY> </HTML>

--B\_3364469400\_748922--

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This email has been scanned by the MessageLabs Email Security System.  
For more information please visit <http://www.message-labs.com/email>

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----- End of Forwarded Message



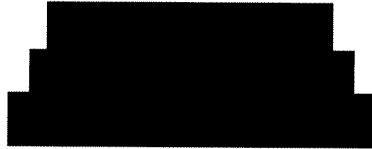


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# Appendix 8



# BARRY & ADIE CRESSWELL



Thursday 12<sup>th</sup> August 2010.

To whom it may concern

RE: Licensing Act 2003 & Halal PFC, 400 Hackney Road E2 7AP

Further to our letter dated Wednesday 27<sup>th</sup> January 2010 opposing the extension of this licence we still hold the views outlined below.

We are neighbours of this restaurant and since it opened have noticed a marked increase in anti social behaviour, littering and industrial rubbish. This establishment seems to attract gangs of teenage boys who congregate around the restaurant. They stand outside the restaurant smoking, swearing and spitting on the street. They make it difficult to walk along the pavement and are often rude, aggressive and intimidating. They drop litter – cans & bottles and I have never seen any people who work in the restaurant addressing this problem.

The restaurant has an industrial waste bin on the pavement that always is overflowing and often rubbish – including black bags and cardboard is left in the street. This makes the whole area look dirty, unhygienic and unsightly. If the restaurant was open later we think the above problems would only get worse.

Yours

Barry and Adie Cresswell



# Appendix 9



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

From: Emma Williams [mailto: [REDACTED]]  
Sent: 12 August 2010 13:51  
To: Jacqueline Randall  
Subject: Re Halal PFC, 400 Hackney Road, Licensing Application

Hi Jacqueline,

I live at [REDACTED] and have been made aware of the above referenced planning application by my neighbours.

Halal PFC is already causing problems near our development, with rude, aggressive youths congregating on the street, making it unpleasant for people at Lion Mills to even walk along the street, particularly at night. I can only imagine this situation will get worse should the premises be granted a late/and or alcohol license and so wish to register my protest.

I can be contacted on this address should you require further information.

Kind regards,

Emma

Sent from my iPhone





# **Appendix 10**



**From:** Claire Jamieson [mailto: [REDACTED]]  
**Sent:** 11 August 2010 17:25  
**To:** Jacqueline Randall  
**Subject:** Licensing Act 2003 and Halal PFC, 400 Hackney Road E2 7AP

Dear Ms Randall,

As a resident of Lion Mills ([REDACTED]), I am writing to express my concern and opposition to recent application made my Halal PFC of 400 Hackney Road, E2 7AP to sell alcohol, have late night refreshment (past 23:00hrs), Regulated Entertainment OR to vary the conditions or layout of the licence. This establishment is already of concern in the area with groups of customers loitering outside the premises before and after visting, blocking the pavement and causing noise which is audible in the flats adjacent i.e. Lion Mills. If Halal PFC were to be granted their application I can only assume that this nuisance would get worse and last longer into the night. In general, this part of Hackney Road does not have establishments that are open late and so does not attract a crowd people that stay on the streets past 11 or 12pm, and is primarily residential, unlike further towards Shoreditch where there are more late opening pubs and late night eateries. I feel that the application by Halal PFC is inappropriate for the area and would only cause disturbance to the surrounding residents and in particular the residents of Lion Mills, whose main block overlooks Hackney Road and is directly adjacent to Halal PFC. It is not pleasant to have to squeeze past people gathered on the pavement outside Halal PFC- who are primarily men- when returning late at night , and I as a young, single woman living alone I would not feel comfortable about that situation becoming exacerbated.

I do hope the views of local residents such as myself will be taken into account when the decision is being taken.

Kind regards,

[REDACTED]  
[REDACTED]

[www.bredinghous.com/uk](http://www.bredinghous.com/uk)

[REDACTED]

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



# **Appendix 11**



**Kathy Driver**

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**From:** Jacqueline Randall  
**Sent:** 19 August 2010 12:03  
**To:** Kathy Driver  
**Subject:** Fw: Licensing Act 2003 and Halal PFC, 400 Hackney Rd

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**From:** Sofia Pires  
**To:** Jacqueline Randall  
**Sent:** Thu Aug 19 11:30:42 2010  
**Subject:** Licensing Act 2003 and Halal PFC, 400 Hackney Rd

Hello,

I am writing to express my concern about the application for a license to sell alcohol / late night refreshments at Halal PFC on 400 Hackney Rd.

I live in [REDACTED] and often listen to groups of people in the street making noise at late hours. I'm afraid the license would increase those issues and threaten the neighborhood security.

Thank you for considering my feedback.

Kind regards,

Sofia Pires

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# Appendix 12



**Kathy Driver**

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**From:** Zoe Pettite [REDACTED]  
**Sent:** 06 August 2010 13:35  
**To:** Jacqueline Randall  
**Subject:** Licensing Act 2003 and Halal PFC, 400 Hackney Road

Hi Jackie,

I would like to register my strong opposition to the license extension applied for by the Halal PFC of 400 Hackney Road.

This is a residential area which has also been classified as a Conservation Area therefore any premises staying open this late is simply not appropriate. There are no other premises open till this time in the area and I am still standing by my views expressed at the previous hearing for the previous application.

We have seen a sharp increase in the level of anti social behaviour since the Halal PFC opened and frankly this is not acceptable. it is appalling that residents in the surrounding area should be subjected to threatening behaviour, shouting, fighting, spitting, urinating on other peoples property and general foul and explicit language being directed at them. This is especially intimidating to the female residents, many of whom will now not leave or return to building alone after dark in fear of being approached by these youths.

Based on my experiences and those of my fellow residents it is clear to me that this situation has not and will not improve and therefore my opposition to any extension still stands.

Kind Regards,

*Zoe Pettite*

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

fashion  footprint - Please don't print this email unless absolutely necessary

[REDACTED]



# Appendix 13



## **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 4.10 and 4.11 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 5.2 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 2 Annex D 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 6 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 pool of conditions, adopted by the council is recommended (13.20).

The key role of the police is acknowledged (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, but can relate to the immediate vicinity of the premises as they seek entry or leave (2.4).

Conditions are best targeted on deterrence and preventing crime and disorder (S.2.6) communication, police liaison, no glasses are all relevant (s.2.7-2.11).

*There is also guidance issued around the heading of "public nuisance as follows*

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

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 (2.36) but it is essential that conditions are focused on measures "within the direct control of the licence holder" (2.38).

### 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 14



## **Acting As A Magnet Attracting The Young Who Then Engage In Anti-Social Behaviour**

### General Advice

Members will need to consider whether any of the problems alleged to be associated with young people are the responsibility of the premises. Are they encouraging gangs in any way? If not, there may not be any proportionate conditions that can be applied? Are these patrons of the premises?

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. However, hours may be an important issue.

### Licensing Policy

The policy recognises that other legislation or measures may be more appropriate (in relation to the behaviour of patrons who have left the premises) 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 4.10 and 4.11 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 5.2 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 2 Annex D of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- 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 6 of the Licensing Policy**).

### Police Powers

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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

Conditions can be imposed for large capacity “vertical consumption” premises (10.40).

#### 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.

##### Anti-Social Behaviour Act 2003

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 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

### 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 8.1 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 8.2 of the Licensing Policy)**.

The policy also recognises that staggered closing can help prevent problems at closure time **(See Section 12.10)**.

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 12.10)**

The Council has adopted a set of framework hours **(See 12.8 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 Appendix 2 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 pool of conditions, adopted by the council is recommended (Annex G). 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. (2.33).

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 (2.36) but it is essential that conditions are focused on measures within the direct control of the licence holder” (2.38).

In certain circumstances conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave (2.36).

However, it is essential that conditions are focused on measures within the direct control of the licence holder. Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified. (2.38)



# Appendix 16



## **Planning**

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



# **Appendix 17**



## **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:

Sunday to Thursday      06 00 hrs to 23 30 hrs

Friday and Saturday      06 00 hrs to midnight

(see 12.8 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 applicants 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 12.8 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
- Premises licensed for off sales only