

Appendix 1

(Kilikya's Cafe Bar Restaurant)

Unit C3& C4
Ivory House
St. Katharine Docks
London
E1W 1AT

Licensable Activities authorised by the licence

The sale by retail of alcohol

See the attached licence for the licence conditions

Signed by

David Tolley
Head of Environmental Health & Trading Standards

Date: 7th August 2012

Minor Variation 2nd July 2020



Part A - Format of premises licence

Premises licence number

145981

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(Kilikya's Cafe Bar Restaurant)
Unit C3 & C4
Ivory House
St. Katharine Docks

Post town
London

Post code
E1W 1AT

Telephone number
None

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Internal Premises – sale/supply by retail of alcohol

- Monday to Saturday, from 12:00 hours to 23:00 hours
- Sunday, from 12:00 hours to 22:30 hours

External Premises – sale/supply by retail of alcohol

- Sunday to Thursday, from 12:00 hours to 21:00 hours
- Friday and Saturday, from 12:00 hours to 21:30 hours

The opening hours of the premises

- Monday to Sunday, from 07:00 hours to 23:30 hours

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On and off sales (Off sales subject to conditions 2-5)

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Seymul Ltd
[REDACTED]

Registered number of holder, for example company number, charity number (where applicable)

13426330

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Kemal Seckin Balikel
[REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence No. [REDACTED]

Issuing Authority: [REDACTED]

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

Effective from 6th April 2010

1.

- (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process,
or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
 3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Effective from 10th October 2010:

4.
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that;
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the operating Schedule

1. No nudity or semi nudity permitted
2. Off sales of alcohol will be for delivery or collection and will only apply while the closure of business under the Health Protection (Coronavirus, Business Closure) (England) Regulations 2020 applies to this business, and will be made in compliance with the further below conditions 3-5;
3. All orders for alcohol to be collected must be made in advance by telephone, or online with customers being given a time slot for collection to adhere to Public Health England's guidance on social distancing.
4. Alcohol shall only be delivered to a residential or business address and not to a public place
5. All off sales to be in sealed containers.

Annex 3 - Conditions attached after a hearing by the licensing authority

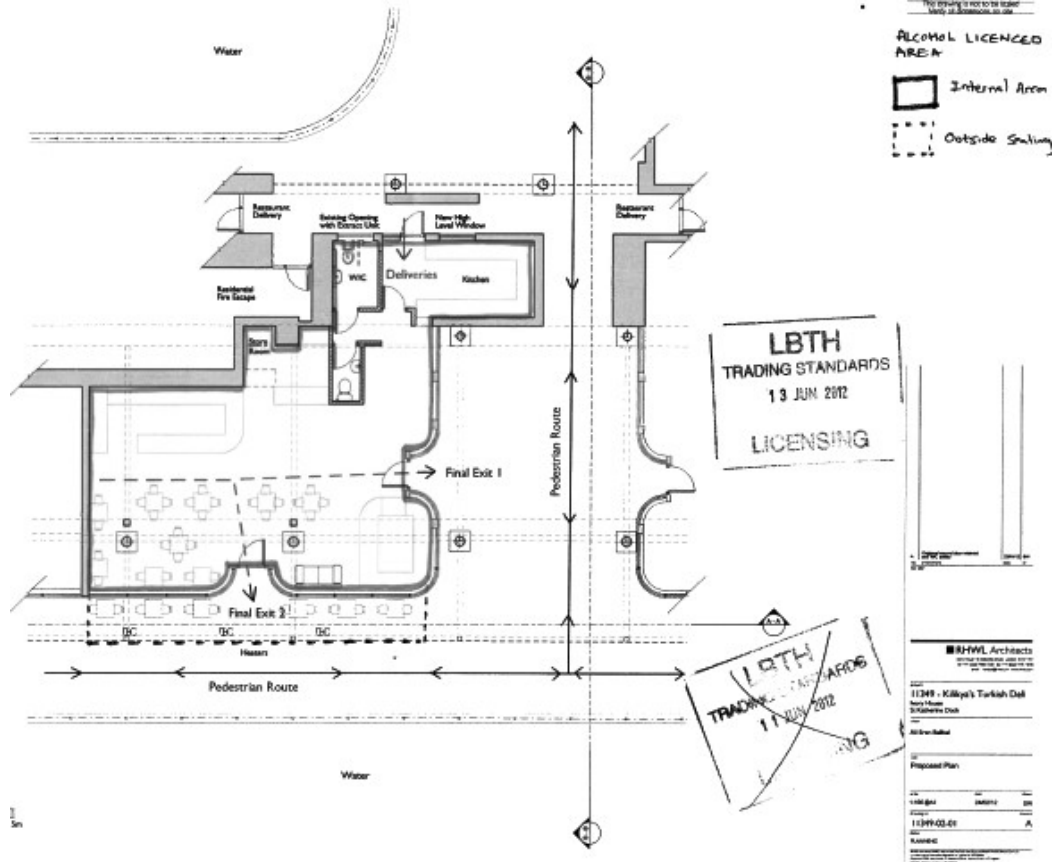
Conditions attached following the Licensing Subcommittee hearing on the 7th August 2012:

6. Alcohol may be supplied only with a meal both in the internal and external areas
7. The terminal hours for external areas indicate times by which alcohol must have been consumed are:
 - a. Sunday to Thursday, from 12:00 hours to 21:00 hours
 - b. Friday and Saturday, from 12:00 hours to 21:30 hours

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

13th June 2012 - Ground Floor, including outside
(Draw no. 11349 - 02 - 01, 24/02/2012)



Part B - Premises licence summary

Premises licence number

145981

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(Kilikya's Cafe Bar Restaurant)

Unit C3 & C4
Ivory House
St. Katharine Docks

Post town

London

Post code

E1W 1AT

Telephone number

None

Where the
licence is time
limited the dates

N/A

Licensable
activities
authorised by the
licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- Internal Premises – sale/supply by retail of alcohol**
- Monday to Saturday, from 12:00 hours to 23:00 hours
 - Sunday, from 12:00 hours to 22:30 hours

- External Premises – sale/supply by retail of alcohol**
- Sunday to Thursday, from 12:00 hours to 21:00 hours
 - Friday and Saturday, from 12:00 hours to 21:30 hours

The opening hours of the premises

- Monday to Sunday, from 07:00 hours to 23:30 hours

Name, (registered) address of holder of premises licence

Se mul Ltd



Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off sales (Off sales subject to conditions 2-5)

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Kemal Seckin Balikel

State whether access to the premises by children is restricted or prohibited

Not restricted

Appendix 2



Tower Hamlets
Application for a premises licence
Licensing Act 2003

For help contact
licensing@towerhamlets.gov.uk
Telephone: 020 7364 5008

* required information

Section 1 of 21

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

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

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?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Kemal Seckin

* Family name

Balikel

* E-mail

Main telephone number

Include country code.

Other telephone number

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.

Continued from previous page...

Address

* Building number or name	<input type="text" value="A"/>
* Street	<input type="text" value=""/>
District	<input type="text" value=""/>
* City or town	<input type="text" value="L"/>
County or administrative area	<input type="text" value=""/>
* Postcode	<input type="text" value=""/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Robert"/>
* Family name	<input type="text" value="Sutherland"/>
* E-mail	<input type="text" value="R"/>
Main telephone number	<input type="text" value=""/>
Other telephone number	<input type="text" value=""/>

Include country code.

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.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="09199942"/>
Business name	<input type="text" value="RDSLAW Ltd"/>
VAT number	<input type="text" value="GB"/> <input type="text" value="202605164"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Director"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	<input type="text" value="RDSLAW Ltd"/>
Street	<input type="text" value="██████████"/>
District	<input type="text" value="██████████"/>
City or town	<input type="text"/>
County or administrative area	<input type="text" value="██████████"/>
Postcode	<input type="text" value="██████████"/>
Country	<input type="text" value="United Kingdom"/>

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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="Kilikya's Cafe Bar Restaurant"/>
Street	<input type="text" value="Unit C4"/>
District	<input type="text" value="Ivory House"/>
City or town	<input type="text" value="St Katherines Dock"/>
County or administrative area	<input type="text" value="London"/>
Postcode	<input type="text" value="E1W 1AT"/>
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="28,500"/>

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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

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INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="dd"/> / <input type="text" value="mm"/> / <input type="text" value="yyyy"/>
* Nationality	<input type="text" value="British"/>
Right to work share code	<input type="text"/>

[Documents that demonstrate entitlement to work in the UK](#)
[Right to work share code if not submitting scanned documents](#)

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

Continued from previous page...

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.

Cafe, Restaurant and bar

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

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing recorded music?

Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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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

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

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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

Continued from previous page...

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.

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.

INTERNAL PART OF THE PREMISES - sale/supply by retail of alcohol

Monday to Sunday from 11:00 hours to 23:00 Hours

Sunday from 1100 hours to 22:30 hours

EXTERNAL PREMISES - sale/supply by retail of alcohol

Sunday to Thursday from 12:00 to 21:00 hours

Friday and Saturday from 12:00 to 21:30 hours

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

Name

First name

Family name

Date of birth / /

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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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.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

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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)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

See proposed conditions for discussion, named as Annex A attached to the application

b) The prevention of crime and disorder

See proposed conditions for discussion, named as Annex A attached to the application

c) Public safety

See proposed conditions for discussion, named as Annex A attached to the application

d) The prevention of public nuisance

See proposed conditions for discussion, named as Annex A attached to the application

e) The protection of children from harm

See proposed conditions for discussion, named as Annex A attached to the application

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

KILIKYA'S CAFÉ BAR AND RESTAURANT, UNIT C4, IVORY HOUSE, ST KATHERINES DOCK, LONDON,
E1W 1AT – Premises licence application -

PROPOSED CONDITIONS FOR DISCUSSION

ANNEX A

1. Alcohol sold for consumption off the premises shall only be sold with food and when for delivery shall only be delivered to a residential or business address and not to a public place.
2. All off sales to be in sealed containers.
3. Alcohol may be supplied only by waiter waitress service to persons seated at tables for consumption by persons so seated.
4. Alcohol sold to persons arriving after 21:30 will be sold with food.
5. CCTV condition as set out by metropolitan police
6. Challenge 25 age verification policy to be adopted.
7. The terminal hours for the external areas marked on the plan indicate times during which the alcohol must be consumed between:
Sunday to Thursday 12:00 hours to 21:00 hours
Friday and Saturday from 12:00 to 21:30 hours

Continued from previous page...

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 (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

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

* Capacity

Date (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.

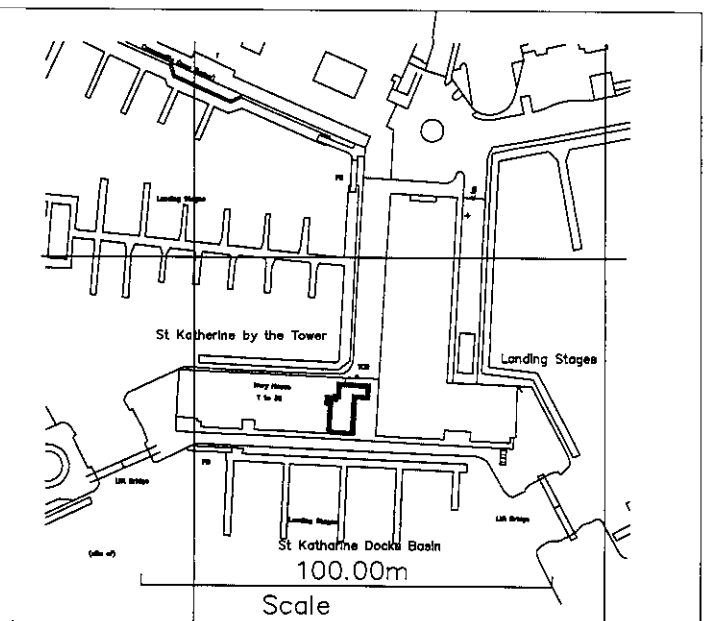
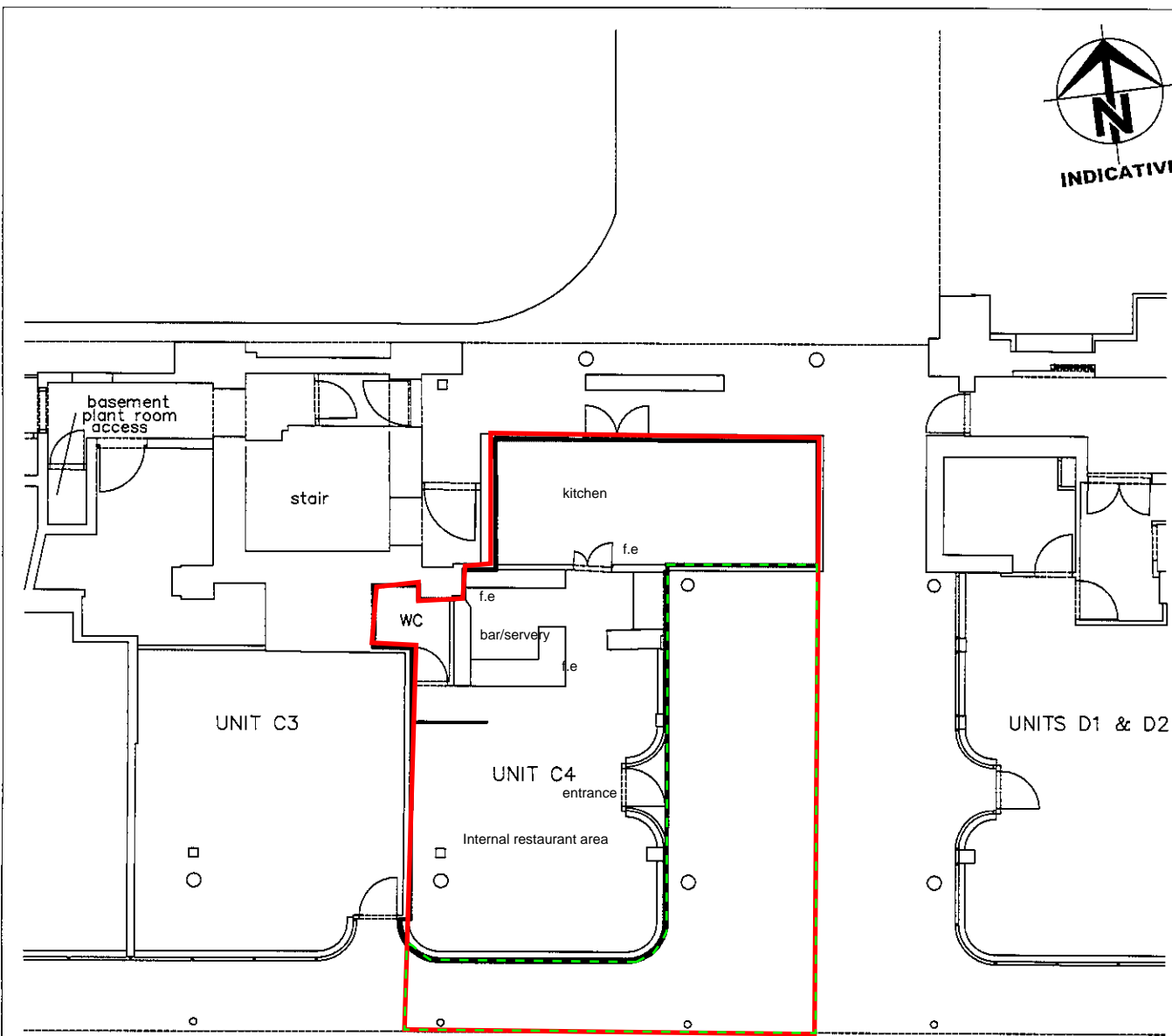
Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

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

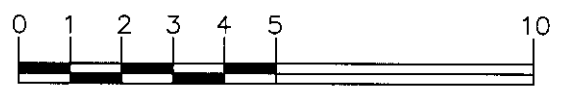
Appendix 3



Kilikya's
UNIT C4
IVORY QUAY
ST KATEHRINE DOCKS

Title
License plan 06/22

Licensable activities may take place anywhere in the red line.
 Fire-fighting equipment may be moved in accordance with the
 fire risk assessment or by agreement with the fire authority



scale:1:100 @ A3

- licensed premises
- external area
- f.e - fire extinguisher

KILIKYA'S CAFÉ BAR AND RESTAURANT, UNIT C4, IVORY HOUSE, ST KATHERINES DOCK, LONDON,
E1W 1AT – Premises licence application -

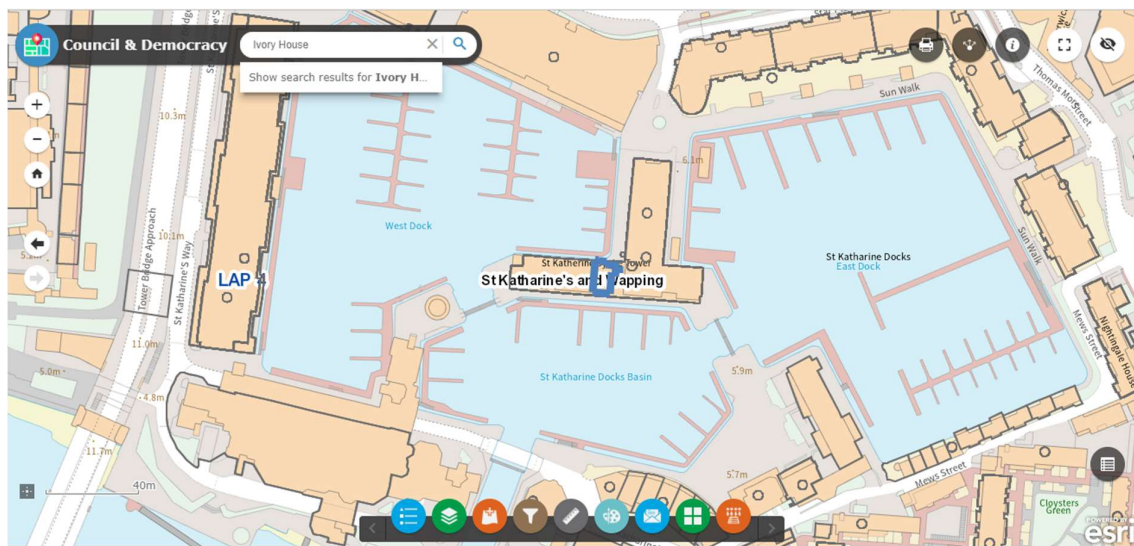
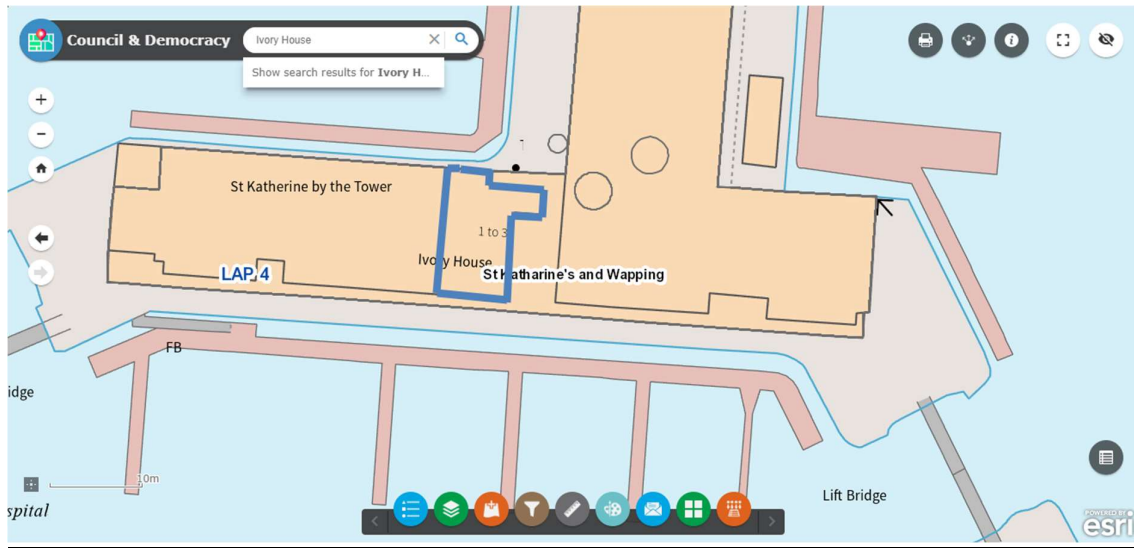
PROPOSED CONDITIONS FOR DISCUSSION

ANNEX A

1. Alcohol sold for consumption off the premises shall only be sold with food and when for delivery shall only be delivered to a residential or business address and not to a public place.
2. All off sales to be in sealed containers.
3. Alcohol may be supplied only by waiter waitress service to persons seated at tables for consumption by persons so seated.
4. Alcohol sold to persons arriving after 21:30 will be sold with food.
5. CCTV condition as set out by metropolitan police
6. Challenge 25 age verification policy to be adopted.
7. The terminal hours for the external areas marked on the plan indicate times during which the alcohol must be consumed between:
Sunday to Thursday 12:00 hours to 21:00 hours
Friday and Saturday from 12:00 to 21:30 hours

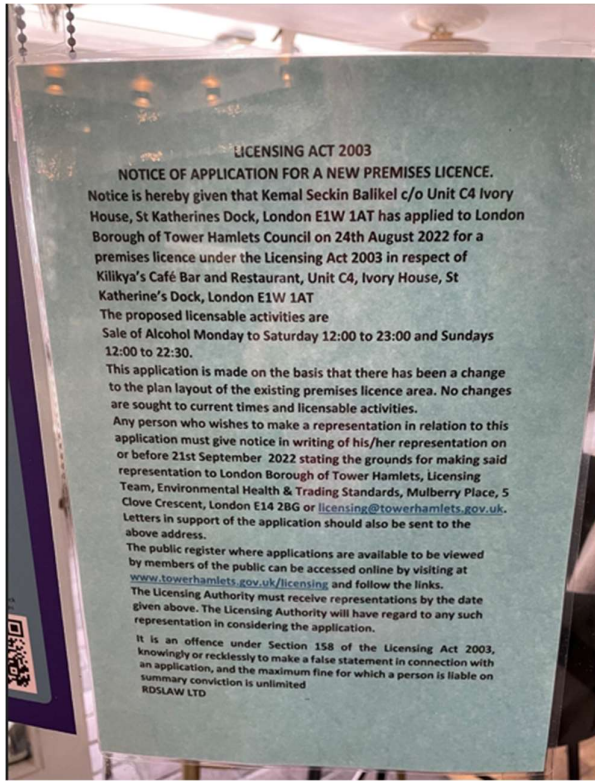
Appendix 4

Maps – Unit C4 Ivory House, East Smithfield



Appendix 5

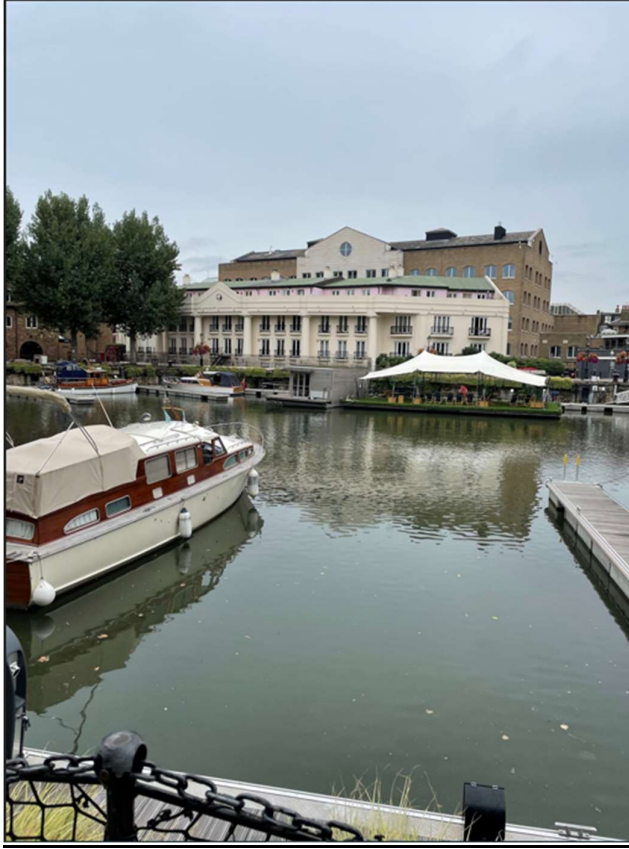
Photos – Unit C4 Ivory House, East Smithfield











Appendix 6

Address	Licensable activities/times	Opening hours
<p>St Katharine's Docks Cafe Unit C2, Ivory House</p>	<p><u>The sale by retail of alcohol (on sales)</u> Monday - Friday 12:00 – 20:30 hours Saturday – Sunday 11:00 – 20:30 hours</p>	<p>Monday – Sunday 07:30-21:00 hours</p>
<p>Bravas Tapas Ivory House St Katharine's Dock East Smithfield</p>	<p><u>The sale by retail of alcohol (on & off sales)</u> On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10 a.m. to 11 p.m. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m. c. On Good Friday, 12 noon to 10.30 p.m. d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m. g. On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>
<p>Taste Wine 2 Unit D1 & D2 Ivory House East Smithfield</p>	<p><u>The sale by retail of alcohol (on & off sales)</u> Monday – Saturday 12:00 – 23:00 hours Sunday 12:00 – 21:00 hours</p>	<p>Monday – Saturday 12:00 – 23:30 hours Sunday 12:00 – 21:30 hours</p>
<p>The Melusine Unit K Ivory House St Katharine's Docks</p>	<p><u>The sale by retail of alcohol (on sales)</u> Monday to Saturday, from 12:00 hrs to 22:30 hrs Sunday, from 12:00 hrs to 22:00 hrs</p>	<p>Monday to Saturday, from 09:00 hrs to 23:00 hrs Sunday, from 10:00 hrs to 22:30 hrs</p>

<p>Emilia's Crafted Pasta Unit 3C Ivory House St.Katharine's Dock</p>	<p>The sale by retail of alcohol (on sales) Monday to Saturday 12.00 hours to 22.30 hours Sundays 12.00 hours to 22.00 hours</p>	<p>Monday to Saturday 10:00 hours to 23:00 hours Sundays 10:00 hours to 22:30 hours</p>
<p>The Vaults Ivory House East Smithfield</p>	<p>The times the licence authorises the carrying out of licensable activities</p> <p><u>The sale by retail of alcohol (on and off sales)</u></p> <p>Monday to Thursday from 10:00 hours to 23:30 hours Friday and Saturday from 10:00 hours to 00:00 hours (midnight) Sunday from 12:00 hours to 22:30 hours</p> <p><u>The provision of regulated entertainment (plays, films, performance of dance, live & recorded music & anything similar)</u></p> <p>Monday to Thursday from 10:00 hours to 23:30 hours Friday and Saturday from 10:00 hours to 00:00 hours (midnight) Sunday from 10:00 hours to 22:30 hours</p> <p><u>The provision of late-night refreshment</u></p> <p>Monday to Thursday from 23:00 hours to 23:30 hours Friday and Saturday from 23:00 hours to 00:00 hours (midnight)</p> <p><u>Non-standard timing</u></p> <p>The finish time for licensable activities on New Year's Eve will be extended to the start time for licensable activities on New Year's Day.</p>	<p>Monday to Thursday from 10:00 hours to 00:00 hours (midnight) Friday and Saturday from 10:00 hours to 00:30 hours (the following day) Sunday from 10:00 hours to 23:00 hours</p>

<p>Honest Burgers Limited Restaurant 1 Ground Floor and Mezzanine Commodity Quay St Katharine Docks</p>	<p>Sale by retail of alcohol (on & off sales) Monday to Sunday, from 09:00 hours to 23:30 hours</p> <p>The provision of late night refreshment Monday to Sunday, from 23:00 hours to 23:30 hours</p> <p>The provision of regulated entertainment (Recorded Music) Monday to Sunday, from 09:00 hours to 00:00</p>	<p>Monday to Sunday, from 07:00 hours to 00:00</p>
<p>Honest Burgers Ltd External Terrace Outside Commodity Quay St Katharine Docks</p>	<p>Sale by retail of alcohol (on & off sales) Monday to Sunday, from 09:00 hours to 21:00 hours</p>	<p>Monday to Sunday, from 07:00 hours to 21:30 hours</p>
<p>Thames Sailing Barge Will East Basin St Katharine Docks</p>	<p>Alcohol (on & off sales) and Regulated Entertainment (plays, live music, recorded music and anything of a similar description. Facilities for making music, facilities for dancing) Monday to Sunday, 09:00 hrs to midnight</p>	<p>Monday to Sunday, 09:00 hrs to midnight</p>
<p>White Mulberries Unit D3, Ivory House St Katharine's Docks</p>	<p>Supply of Alcohol (on sales only) Monday to Sunday from 11:00hrs to 21:00hrs</p> <p>The Provision of Regulated Entertainment in the form of Recorded Music (indoors)</p> <p>Monday to Friday from 07:00hrs to 21:00hrs Saturday to Sunday from 08:00hrs to 21:00hrs</p>	<p>Monday to Friday from 07:00hrs to 21:00hrs</p> <p>Saturday to Sunday from 08:00hrs to 21:00hrs</p>
<p>Zizzi Unit 12 Ivory House</p>	<p>The sale by retail of alcohol (on & off sales):</p>	<p>Monday to Saturday from 10:00 hours to 23:30 hours</p>

<p>St Katharine's Dock</p>	<p>Monday to Saturday from 10:00 hours to 23:20 hours Sunday from 10:00 hours to 22:50 hours</p> <p>Late night refreshment: (Indoors and Outdoors) Monday to Saturday until 23:30 hours</p> <p>From the start of permitted hours on New Years Eve until the end of the permitted hours on New Years Day.</p>	<p>Sunday from 10:00 hours to 23:00 hours</p> <p>From the start of permitted hours on New Years Eve until the end of the permitted hours on New Years Day.</p>
<p>Coronarium Cloisters Walk St Katharine's Docks</p>	<p>The sale of alcohol (on and off sales)</p> <p>Monday to Sunday 11:00 – 22:30 hours</p>	<p>Monday to Sunday 09:00 – 23:00 hours</p>
<p>Café Rouge Unit 4 Ground Floor Tower Bridge House St Katharines Dock</p>	<p>The Sale of alcohol (on & off sales) and Recorded Music: Monday to Saturday from 08:00 hours to midnight Sunday from 08:00 hours to 23:30 hours On New Years Eve until commencement of licensable activity on 1st January. On Sunday immediately prior to a Bank Holiday until midnight On Christmas Eve from 08:00 hours to midnight</p> <p>Late Night Refreshment: Monday to Saturday until 00:30 hours Sunday until midnight On New Years Eve until 05:00 hours On Sunday immediately prior to a Bank Holiday until 00:30 hours On Christmas Eve until 02:30 hours</p>	<p>Monday to Saturday from 07:00 hours to 01:00 hours Sunday from 07:00 hours to 00:30 hours On New Years Eve until opening time the following day On Sunday immediately prior to a Bank Holiday until 01:00 hours On Christmas Eve until 03:00 hours</p>
<p>Cote Part Quay Level North International House St Katharine's Way</p>	<p>Supply of Alcohol (on and off sales) Monday to Wednesday – 09:00 to 23:00 Thursday to Saturday – 09:00 to 23:30 Sunday – 09:00 to 22:00</p>	<p>Monday to Wednesday – 08:00 to 23:30 Thursday to Saturday – 08:00 to 00:00 (midnight) Sunday – 08:00 to 22:30</p>

	<p>Late Night Refreshment Thursday to Saturday – 23:00 – 23:30</p> <p>Provision of Regulated Entertainment (in the form of Recorded Music) (indoors) Monday to Wednesday – 08:00 to 23:00 Thursday to Saturday – 08:00 to 23:30 Sunday – 09:00 to 22:00</p> <p><u>Non Standard Timings</u> New Years Eve, all licensable activities are permitted through the night until the start of permitted hours on New Years Day.</p>	
<p>Dickens Inn St Katharine's Dock St Katherine's Way</p>	<p><u>Regulated Entertainment</u> Consisting of: Live music; Recorded music; Performance of dance; Provision of facilities for making music; Provision of facilities for dancing; anything similar to the aforementioned. Monday to Sunday 10:00 – midnight. From the start of permitted hours on New Years Eve to the end of permitted hours on 1st January annually.</p> <p><u>Late Night Refreshment</u> Monday to Sunday 23:00 – midnight From the start of permitted hours on New Years Eve to the end of permitted hours on 1st January annually.</p> <p><u>Supply of Alcohol (on & off sales)</u> Monday to Sunday 10:00 – midnight. From the start of permitted hours on New Years Eve to the end of permitted hours on 1st January annually.</p>	<p>Monday to Sunday 10:00 – 00:30</p>

<p>Slug & Lettuce Tower Bridge House St Katharine's Way</p>	<p><u>Sale of alcohol by retail.</u> Monday to Wednesday, from 09:00 hours - 23:30 hours Thursday to Saturday, from 09:00 hours - 01:00 hours the following day Sunday, from 09:00 hours to 23:00 hours</p> <p><u>Regulated entertainment:</u> Films; indoor sporting events; live music; recorded music; performances of dance and anything of a similar description</p> <p>Monday to Wednesday, from 09:00 hours - 23:30 hours Thursday to Saturday, from 09:00 hours - 01:00 hours the following day Sunday, from 09:00 hours to 23:00 hours</p> <p><u>Late night refreshment</u> Monday to Wednesday from 23:00 hours - 00:30 hours Thursday to Saturday, from 23:00 hours to 01:30 hours the following day Sunday, from 23:00 hours to 24:00 hours</p> <p><u>Non standard timings</u></p> <ul style="list-style-type: none"> ▪ On New Years Eve from the end of permitted hours to the start of the permitted hours on the following day 	<p>Monday to Wednesday from 07:00 hours to 00:30 hours the following day Thursday to Saturday, from 07:00 hours to 01:30 hours the following day Sunday, from 07:00 hours to midnight</p> <p><u>Non standard timings</u> On New Years Eve from the end of permitted hours to the start of the permitted hours on the following day When clocks go forward (beginning of BST) – One hour later than standard time</p>

Appendix 7

Colin and Liudmila Mitchell

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Tower Hamlets
Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG
E-mail licensing@towerhamlets.gov.uk

21st September 2022

Dear Sir/ Madam

Licensing Act 2003

Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

We are writing in connection with the application for a premises licence for the above premises. We are concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

We confirm that we have read the letter of representation dated 20th September 2022 which has been submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and we wish to add our personal support to that representation.

Our flat is located directly opposite the Ivory House and we are directly impacted by the noise of activity in this area, which is amplified by its passage across water of the Central Basin between us. We are particularly concerned at the seemingly relentless expansion of licenses being granted to what are now bars and restaurants that were formerly retail establishments (the premises in question were a clothing store prior to redevelopment). We strongly object to any alcohol being sold for consumption off premises or at tables without meal service.

In addition this establishment has expanded with little or no regard to the movement of people in what is often a congested area with residents, visitors and deliveries being funnelled through this area under Ivory House between the West Dock and Central Basin and frequently encountering blockages.

We very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by the Friends of St Katharine Docks in their letter of 20th September 2022. We wish to attend any hearing on the application. Please would you therefore let us know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Yours faithfully,

(Signed)

Colin and Liudmila Mitchell

Appendix 8

Craig Thomas



Tower Hamlets
Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG
E-mail licensing@towerhamlets.gov.uk

20th September 2022

Dear Ms Driver,

Licensing Act 2003
Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT
Ref: CLC/EHTS/LIC/152298

I am writing in connection with the application for a premises licence for the above premises. I am concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

I confirm that I have read the letter of representation dated 20th September 2022 which has been submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and I wish to add my personal support to that representation.

My wife and I have lived in The Ivory House for 17 years and have very much loved living in St. Katharine Docks. Unfortunately however, over the years there has definitely been a gradual erosion of this which has without doubt been mainly due to the noise and disturbance from an increasing number of shops and cafes in The Ivory House being converted to restaurants (and even a bar) and a gradual increase of licences and less restrictions.

I regularly have to put up with noise from customers outside late at night who have been drinking and are therefore much louder than they normally would be and the water and buildings in the dock cause this noise to echo and be amplified, especially at night. At times I have to try to sleep with ear plugs in which I find very uncomfortable and make sleep difficult. It is not correct to assume that I would have known this was the case before I bought my flat as there was without a doubt not as much noise in the dock at night back then.

With The Ivory House being predominantly residential, the licensing restrictions for the restaurants definitely needs to be kept in check and I strongly object to Annex A point 4 of the present application where the applicant asks that customers can be served alcohol without a proper meal before 9:30pm. Although the applicant refers to his establishment as a “cafe bar and restaurant”, it is not a cafe or a bar - it is a restaurant and considering the very close proximity to residential homes a few metres away I strongly feel that any licensing restrictions should reflect this.

Personally I believe that any negative impact on residents living directly above should be of more concern than a slight increase in profits for Kilikya’s owners in considering cases such as this.

I very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by the Friends of St Katharine Docks in their letter of 20th September 2022. I wish to attend any hearing on the application. Please would you therefore let me know the date, time and place of any such hearing.

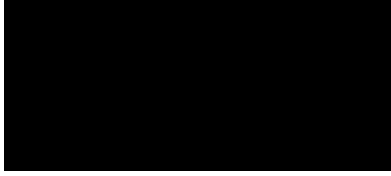
Please would you acknowledge receipt of this email.

Yours faithfully,

Craig Thomas

Appendix 9

Clare Tunstall



Tower Hamlets
Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG
E-mail licensing@towerhamlets.gov.uk

20th September 2022

Dear Ms Driver,

Licensing Act 2003

Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

Ref: CLC/EHTS/LIC/152298

I am writing in connection with the application for a premises licence for the above premises. I am concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

I confirm that I have read the letter of representation dated 20th September 2022 which has been submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and I wish to add my personal support to that representation.

My husband and I have lived in The Ivory House for 17 years and have very much loved living in St. Katharine Docks. Unfortunately however, over the years there has definitely been a gradual erosion of this which has without doubt been mainly due to the noise and disturbance from an increasing number of shops and cafes in The Ivory House being converted to restaurants (and even a bar) and a gradual increase of licences and less restrictions.

I regularly have to put up with noise from customers outside late at night who have been drinking and are therefore much louder than they normally would be. The water and buildings in the dock also cause this noise to echo and be amplified, especially at night. It is not correct to assume that I would have known this was the case before I bought my flat as there was without a doubt not as much noise in the dock at night back then.

With The Ivory House being predominantly residential, the licensing restrictions for the restaurants definitely needs to be kept in check and I strongly object to Annex A point 4 of the present application where the applicant asks that customers can be served alcohol without a proper meal before 9:30pm. Although the applicant refers to his establishment as a “cafe bar and restaurant”, it is not a cafe or a bar - it is a restaurant and considering the very close proximity to residential homes a few metres away I strongly feel that any licensing restrictions should reflect this.

Personally I believe that any negative impact on residents living directly above should be of more concern than a slight increase in profits for Kilikya’s owners in considering cases such as this.

I very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by the Friends of St Katharine Docks in their letter of 20th September 2022. I wish to attend any hearing on the application. Please would you therefore let me know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Many thanks.

Yours faithfully,
Clare Tunstall

Appendix 10



THE FRIENDS OF ST KATHARINE DOCKS

The Secretary
The Friends of St Katharine Docks



London Borough of Tower Hamlets
Licensing Team
Environmental Health & Trading Standards
Mulberry Place
5 Clove Crescent
London E14 2BG
E-mail licensing@towerhamlets.gov.uk

20 September 2022

Dear Sir/ Madam

Licensing Act 2003

Premises: Kilikya's Café Bar and Restaurant, Unit C4, Ivory House, St Katherine's Dock, London E1W 1AT

I am writing on behalf of the Friends of St Katharine Docks (**FOSKD**) to make representations regarding the application for a premises licence for the above premises.

FOSKD is seeking to have suitable conditions imposed on any licence granted pursuant to the application which will promote the licensing objectives, ensure that the premises have the least adverse impact and achieve the right balance between residents, businesses and visitors.

The Friends of St Katharine Docks

The Friends of St Katharine Docks (**FOSKD**) is a residents association operating under a constitution drawn up in 2011. The aims of FOSKD are to promote, protect and enhance the area known as St Katharine Docks (**the Docks**) and the community that lives in, works in and visits the Docks. FOSKD is managed by an Executive Committee with a subscription-based residential membership currently in the region of 420 members. Details about FOSKD and the Docks are to be found on our website at: www.foskd.org.

FOSKD has been recognized by the Council in its Cabinet decision dated 5th February 2014 regarding the establishment of Neighbourhood Planning Areas and Forums as the representative group for the St Katharine Docks area.

FOSKD and the Licensing Act 2003

Licensing involves an evaluative judgment as to what is to be regarded as reasonably acceptable in a particular location (*Hope & Glory* (CA) [42]). This evaluative judgment involves the weighing of a variety of competing considerations (*Hope & Glory* (CA)[42]) of which the interests of the wider community are paramount (see s 182 Guidance, paras 1.5, 9.38 and 11.26). The key crucial concepts are ‘balance’, ‘location’ and ‘community interest’.

This balance is recognised by the London Borough of Tower Hamlets in the very first paragraph of its Statement of Licensing Policy (2018 – 2023) where it states: *‘We want to provide an environment that is safe and welcoming for all to enjoy. While at the same time we also want to ensure that we protect the quality of life for our residents ...’* The SLP further confirms that: *‘The Licensing Policy objectives and associated benefits have clear links with the Council’s vision to improve the quality of life for everyone living and working in the Borough.’*

Cumulative Impact

The Licensing Authority will be aware of para 13.33 of the s 182 Guidance which states that: *‘The absence of a special policy [cumulative impact] does not prevent any responsible authority or other person making representations on an application for the grant or variation of a licence on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives.’* This Guidance is reflected at para 7.2 of the Tower Hamlets Statement of Licensing Policy (2018-2023): *‘Representations may be received from a responsible authority / interested party that an area has become saturated with premises, which has made it a focal point for large groups of people to gather and circulate away from the licensed premises themselves, creating exceptional problems of disorder and nuisance over and above the impact of individual premises.’* As will be demonstrated below, it is not just that the current application is of concern, but also that if granted in an area already saturated with too many licensed premises it will likely lead to further negative cumulative impact consequences.

The Current Application

The current application is for Unit 4 on the ground floor of the building known as The Ivory House and we assume that any licence granted pursuant to the application would replace the existing licence of that unit, No 145981 (**the existing licence**).

However the plan lodged with this application is confusing and misleading. The bold red line purports to show the “licensed premises” but it is unclear whether that expression is intended to refer solely to the premises licenced under the existing licence or whether it is intended to refer both to the existing licenced premises and the area described in the key to the plan as the “external area”. If the former, it is wrong in that it omits the external seating area on the southern side of the unit shown on the plan attached to the existing licence which overlooks the Central Basin of the Docks. From our intimate knowledge of the area we assume that the applicant is seeking to extend the existing licence to include the new and larger external area to the east of the unit described on the plan as the “external area” – an area which has never been licensed in the past and which will take up a substantial part of the public walkway in that area. These representations are made on that assumption.

The Ivory House is a Grade 2 listed building, constructed in the 1850s and situated in the Tower of London Conservation Area. Arguably it is *the* iconic building in the Docks and is a mixed-use building comprising retail units, offices and 37 residential premises. All but one of the retail units are on the ground floor. Above the retail units is a mezzanine floor containing offices. The residential premises are all located above the mezzanine level save for one that is located on the ground floor. Ten of the eleven retail units located in Ivory House now have premises licences (namely Dockside Vaults, Bravas Tapas, the applicant's premises (Kilikya's), Zizzi, The Melusine, Emilia's Crafted Pasta, White Mulberries, Traders Wine Bar, St Katharine Docks Café and DOKKE).

The applicant's premises in the Ivory House fronts onto the narrow public walkways around the building, including the narrow walkway which separates the applicant's premises from the adjoining Traders Wine Bar and goes beneath the clock tower, that are in constant use during the day and into the early hours of the morning, and the applicant's external seating area for eating and drinking impedes on those walkways even further.

Nuisance and disorder are already generated by the many existing licensed premises, which have an impact right across the Docks and in particular on residents in The Ivory House. This nuisance *etc.* is a frequent and regular occurrence. Typically the impacts are from within the premises themselves and the outside areas where permitted, and the noise nuisance generated by customers sitting at tables in those outside areas has an impact on residents and berth-holders right across the Docks and in particular on residents in the Ivory House.

The Docks is a unique community in a recognized Conservation Area which hosts a significant and clearly defined residential hub. Living centrally in such a unique location which is often an integral part of local, national and international events, we expect a degree of vibrancy within our community. But this vibrancy is only one strand of life within the Docks; residential amenity is another.

Conditions

In describing the steps it intends to take to promote the licensing objectives, the applicant has offered the conditions set out in Annex A attached to its application form. FOSKD accepts those conditions, except where mentioned below, but believes that they fail to give sufficient regard to the particular vulnerabilities and pressures on this particular location with the potential for impact on the residential properties and are therefore insufficient to safeguard against the nuisance described above. FOSKD would therefore request that **if** the licensing authority grants the application it will address those concerns and ensure promotion of the licensing objectives by imposing the following additional conditions which are intended to achieve a balance on the estate between the needs of retail operators to run a successful business attractive to residents and visitors to the estate alike, whilst at the same time ensuring that residents can enjoy the amenity of their residential premises:

1. The addition of conditions 1-3 in Annex 2 to the existing licence
2. The deletion of condition 4 in the Annex to the application form and its replacement by condition 6 of the existing licence, namely "Alcohol may be supplied only with a meal in both the internal and external areas"

3. The addition of a condition that only a single line of tables for two persons per table may be placed directly outside the windows of the southern side of the premises as shown in the plan attached to the existing licence..

Those conditions are to protect the amenity of the residents of nearby premises, and particular of The Ivory House, to reduce the risk of noise disturbance to them, not least because the seating would be located adjacent to the water of Western Dock and this proximity amplifies the sounds made by outside diners, and to minimise the impact on the pedestrian flow on the adjacent walkway.

FOSKD would also request that if the licensing authority grants the application it will require a revised plan to be attached which addresses the defects in the plan lodged with this application as mentioned under “The Current Application” above.

Planning

It appears to FOSKD that the proposed use is not compatible with the current planning permission – PA/12/00539 & 00540. Whilst acknowledging that planning and licensing are separate regimes – the proper integration of licensing and planning is of relevance and concern. It is expected that the parties will be in a position to update the Sub-committee in due course. (See s 182 Guidance, paras 14.64 – 14.65).

FOSKD will have a representative at any hearing in relation to this matter who will be able to expand upon these representations if necessary.

Please acknowledge receipt of this letter and please let us know the date, time and place of any hearing in relation to this matter.

Yours faithfully,

David Leonard
Secretary,
For and on behalf of FOSKD

Appendix 11

Corinne Holland

From: Michael Wilshire [REDACTED]
Sent: 21 September 2022 08:42
To: Licensin
Cc: [REDACTED]
Subject: Licensing Act 2003: Premises - Kilikya's Café Bar Restaurant, Unit C4 Ivory House, St Katharine Docks, East Smithfield, London E1W 1AT

Follow Up Flag: Follow up
Flag Status: Completed

To:
Tower Hamlets
Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG
E-mail licensing@towerhamlets.gov.uk

From:

[REDACTED]

21st September 2022

Dear Sir/Madam

Licensing Act 2003: Premises - Kilikya's Café Bar Restaurant, Unit C4 Ivory House, St Katharine Docks, East Smithfield, London E1W 1AT

We are writing in connection with the application for a premises licence for the above premises. We are concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

We confirm that we have read the letter of representation dated 20th September 2022 which is being submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and wish to add our personal support to that representation. In particular, we are concerned that the applicant is seeking to extend the area of the licensed premises in a manner which is likely to cause additional noise and disruption to the residents in flats immediately above and adjacent to Kilikya's restaurant as well as adding to congestion on narrow public walkways.

Background

As background, Michael Wilshire (married to Heather Wilshire) is the owner of [REDACTED] which is one of a number of residential flats in the building. Part of our flat, including two bedrooms and the lounge looks directly onto the South Dock and the narrow pedestrian walkway where Kilikya's is situated, and the flat is therefore affected by noise and pedestrian traffic in that area. We are concerned that these proposals will substantially add to

the noise and disorder problems already experienced by Ivory House Residents. In the past we have experienced noise from licensed premises in or near the Ivory House, which has required residents to involve the Security Team at the Docks and sometimes the Environmental Noise Unit within Tower Hamlets. The flats are already surrounded or directly above a number of establishments licensed to serve alcohol, including the Medieval Banquet, The Dickens Inn pub, Zizzi, Kilikya's, Brava Tapas, The Melusine, Emilia's Crafted Pasta, White Mulberries, Traders Wine Bar, St Katherine Docks Café and DOKKE, as well as restaurants across the North Dock on the other side of our flat. In addition, the restaurants just across the West Dock water are also licensed and noise from these premises and the people entering and leaving them also permeates into Ivory House. In short, we are surrounded by a total of 18 premises licensed to serve alcohol. The water carries sound very easily around the whole area. The walkways quickly become congested. The cumulative impact of the number of licences in what is also a residential area is exceptionally high, and this proposal would only add to what is already an unacceptable level of noise and public nuisance - as well as further jeopardising the prevention of crime and disorder.

When these restaurants, pubs and bars are open there is often late-night noise from premises in the area due to people congregating outside or exiting late at night or even during the day in an intoxicated state. There is inevitably an additional risk of late-night drunkenness which apart from the disruption to those who live there is also a risk to safety and public health.

The flats were redeveloped and sold during 2005-2006, since when there has been a steady increase in the number of licensed premises. Since 2016, Blackstone, the current landlords of the estate, have changed the retail mix of their tenants to the extent that there are now only two units that are not only oriented towards food and drink, whereas previously there had been a more balanced mix that included more retailers and service providers. Many of the residents regret this change in mix and the increasing dependence of the Docks on licensed premises for a significant part of its income and custom. In view of the mixed use (and primarily residential) nature of the Ivory House, and the previous history described above, and the need for sleep / freedom from noise disturbance of the adults and children in the flats close by we believe that the licensing authorities should not allow any further worsening of the current position, which has accumulated significantly over the last 15 years.

The new application

As the letter from the Friends of St Katharine Docks states, this application appears to seek to replace the existing licence of that unit, No 145981 (the existing licence). Also, the new plan lodged with this application is at best confusing and at worst misleading. The bold red line refers to the "licensed premises" but there is also a dotted red/orange line that encompasses the external seating area on the southern side of the unit overlooking the Central Basin of the Docks (which is shown on the plan attached to the existing licence), but which also includes the new and larger external area to the east of the unit. This large eastern area has never been licensed in the past and would take up a substantial part of the public walkway in that area. It is particularly noteworthy that the applicant has been using that eastern area to serve alcohol for some time, which we believe is a direct contravention of his existing licence, despite being reminded by residents that this is a breach.

Whilst we appreciate that planning and licensing are separate regimes, we also believe that use of this eastern area is in breach of the current planning permission – PA/12/00539 & 00540. When planning permission was granted for the redevelopment of the Docks some 10 years ago, specific attention was paid to footfall and ensuring that people would walk freely through the Docks, with as little congestion as possible. This proposal would contravene that objective.

We therefore believe that the application is seeking to legitimise historical activity that contravenes the current licence by applying for a new one. If so, we believe this would be a serious matter that could undermine the integrity of the licensing process by rewarding bad behaviour. If the new application were then approved, it would send all the wrong signals to other licensees and to residents who have to suffer the consequences.

If this is indeed what is intended by the application, we believe that it should be dismissed, for the above reasons. However, if for any reason the Licensing Sub-Committee is minded to grant a licence, we hope that it will impose the additional conditions requested by the Friends of St Katharine Docks in their recent letter referred to above.

We both wish to attend any hearing on the application, either in person, or with the option of videoconference if possible. Please would you therefore let us know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Yours faithfully,

Michael Wilshire

Heather Wilshire

Appendix 12

Corinne Holland

From: Neil Penfold <[REDACTED]>
Sent: 20 September 2022 18:22
To: Licensing
Subject: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

Neil Penfold

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

Tower Hamlets

Licensing Section

Town Hall

Mulberry Place

5 Clove Crescent

London

E14 2BG

E-mail licensing@towerhamlets.gov.uk

20th September 2022

Dear Sir/ Madam

Licensing Act 2003

Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

I am writing in connection with the application for a premises licence for the above premises. I am concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

I confirm that I have read the letter of representation dated 20th September 2022 which has been submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and I wish to add my personal support to that representation.

The areas that the premises are looking to licence is a significant extension on the current licenced space. The current premises already exceeds the permitted space it has and this creates significant blockage and noise to a residential thoroughway used by the residents of the area.

There has been over the years a significant expansion of licenced outdoors premises directly under the Ivory House and to expand even more will create real nuisance to the residential premises above the area

I very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by the Friends of St Katharine Docks in their letter of 20th September 2022. I wish to attend any hearing on the application. Please would you therefore let me know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Yours faithfully,

Neil Penfold

Appendix 13

Corinne Holland

From: Richard Williams [REDACTED]
Sent: 16 September 2022 14:46
To: Licensing
Subject: Kilikya's Cafe Bar Restaurant, Unit 4, Ivory House, St Katherine Docks, London, E1W 1AT

REPRESENTATION

Dear Madam,

I refer to the licensing application from the above premises under the reference: L11_IvoryHouseUC4.152298.pdf

Background: -

The address of my flat is: [REDACTED] i.e. my flat is directly above the restaurant concerned.

Since the special arrangements put in place for the COVID-19 outbreak where cafes, bars and restaurants were permitted to have outside seating arrangements for customers to partake in food and alcohol the cacophony of noise has increased significantly over the area of St Katherine Docks where there are many such establishments. I understand these special arrangements will cease on 30 September 2022.

Representation under: -

- the prevention of public nuisance

I had hoped that with the end of the special arrangements, and the colder weather approaching, that the noise level will be reduced generally in the area. However this particular restaurant has installed heaters which will enable it to carry on serving outside in spite of the colder weather. This new license, if it is allowed, will result in the noise continuing locally. The permitting of this licence might also set a precedent for other such establishments to do the same thing in the area.

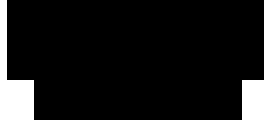
Thank you for your attention.

Kind regards,

Richard Williams
[REDACTED]

Appendix 14

Susan M Hughes



Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG
E-mail licensing@towerhamlets.gov.uk

21st September 2022

Dear Sir/ Madam
Licensing Act 2003
Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

I am writing in connection with the application for a premises licence for the above premises. I am concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

I Chair the Friends of St Katharine Docks community group (FOSKD) and as such, I am a co-author (together with David Leonard) of the FOSKD letter of objection dated 20th September, to this premises licence application, which has been submitted to the LBTH Licensing Section. Therefore my views are reflected in that letter and I have not repeated them here.

I very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by FOSKD. I wish to attend any hearing on the application. Please would you therefore let me know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Yours faithfully,

Susan M Hughes

Appendix 15

Corinne Holland

From: Sandie Spink <[REDACTED]>
Sent: 21 September 2022 23:58
To: Licensing
Subject: objection

Mrs Sandra Spink,
[REDACTED]

Tower Hamlets
Licensing Section
Town Hall
Mulberry Place
5 Clove Crescent
London
E14 2BG

E-mail licensing@towerhamlets.gov.uk 20th September 2022

Dear Sir/ Madam
Licensing Act 2003

Premises: Kilikya's – Unit C4 Ivory House East Smithfield E1W 1AT

I am writing in connection with the application for a premises licence for the above premises. I am concerned that the licence if granted without additional suitable conditions will undermine two of the Licensing Objectives in that it will substantially add to the public nuisance & crime & disorder problems as well as contribute to additional noise problems already experienced by residents in St Katharine Docks.

I confirm that I have read the letter of representation dated 20th September 2022 which has been submitted to the Licensing Section of Tower Hamlets Council by the Friends of St Katharine Docks and I wish to add my personal support to that representation.

I am particularly concerned about the congestion on the walkways in front of Kilikya's, facing the middle basin, and in the tunnel that allows access between the middle and west docks. The tables and chairs in both areas make it very difficult for pedestrians to walk past freely, which is particularly frustrating when large numbers of tourists gather. I would like to suggest that in both areas the seating is limited to a single line of tables for only 2 customers each.

I very much hope that if the Licensing Sub-Committee is minded to grant a licence, it will impose the additional conditions requested by the Friends of St Katharine Docks in their letter of 20th September 2022. I wish to attend any hearing on the application. Please would you therefore let me know the date, time and place of any such hearing.

Please would you acknowledge receipt of this email.

Yours faithfully,

Sandra Spink

Appendix 16

Corinne Holland

From: Balasa Costin [REDACTED] >
Sent: 20 September 2022 13:29
To: Licensing
Subject: Subject: Representations for Kilikya's Gastro, Coctails Lounge

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Madam,

I write to make representations with regards to Mr Kemal Seckin Balikel's premises licence application at Unit C4 Ivory House, St Katherine's Dock, London E1W 1AT. I go there at least once a week for their beautifully tasting mussaca and the lovely cocktails. Mr Balikel and the staff members at this business are very polite and friendly not only to their customers but also to the neighbours business . They already have a premises licence and I can definitely confirm that they are promoting the licensing objectives. I say this because everitime i was asked not to dine outside their premises and not to make any noise after 9pm to avoid disturbing local residents. Definetly going to continue dining at Kilikya's in future as well.

Thank you for your consideration. Kind regards Costin Balasa

Appendix 17

Corinne Holland

From: Canoo Foods <[REDACTED]>
Sent: 18 September 2022 16:20
To: Licensing
Subject: Representing for kilikya,s gastro. Cocktails lounge

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Madam,

I write to make representations with regards to Mr Kemal Seckin Balikel's premises licence application at Unit C4 Ivory House, St Katherine's Dock, London E1W 1AT. My wife, our grandson and I frequently dine at Kilikya's Gastro, Coctails Lounge, on average once or twice a week. I can confirm that Mr Balikel and the staff members at this business are very polite, professional and courteous towards their customers as well as to other business owners and staff members nearby. They already have a premises licence and I can definitely confirm that they are promoting the licensing objectives. I say this because on many occasions we were asked not to dine outside their premises and not to make any noise after 9pm to avoid disturbing local residents. I have never witnessed or heard any crime taking place at this premises either. We will no doubt continue dining at Kilikya's in future as well.

Thank you for your consideration.

Kind regards
Bulent Yalcin
Houlya Djemil
Pasha Patterson
[REDACTED]

Sent from my iPhone

Appendix 18

> Facebook | Twitter | LinkedIn | Instagram

>

> -----Original Message-----

> From: [REDACTED]

> Sent: 21 September 2022 19:51

> To: Licensing <Licensing@towerhamlets.gov.uk>

> Subject: Representations for Kilikya's Gastro, Coctails Lounge

>

> Dear Sir/Madam,

>

> I write to make representations with regards to Mr Kemal Seckin Balikel's premises licence application at Unit C4 Ivory House, St Katherine's Dock, London E1W 1AT. My Girlfriend and I frequently dine at Kilikya's Gastro, Coctails Lounge, on average once or twice a week. I can confirm that Mr Balikel and the staff members at this business are very polite, professional and courteous towards their customers as well as to other business owners and staff members nearby. They already have a premises licence and I can definitely confirm that they are promoting the licensing objectives. I say this because on many occasions we were asked not to dine outside their premises and not to make any noise after 9pm to avoid disturbing local residents. I have never witnessed or heard any crime taking place at this premises either. We will no doubt continue dining at Kilikya's in future as well.

>

> Thank you for your consideration.

>

> Sent from my iPhone

Appendix 19

Corinne Holland

From: MARK.J.Perry [REDACTED]
Sent: 14 September 2022 13:51
To: roberts [REDACTED]
Cc: Licensing
Subject: RE: Premises License Application Kilikya's Cafe Bar Restaurant Unit C4 Ivory House

Follow Up Flag: Follow up
Flag Status: Completed

Hi Robert,

Thanks for agreeing terms, Tower Hamlets Council Licensing please see conditions agreed with the applicant.

Kind Regards

Mark



PC Mark Perry
Central East Licensing Unit
Metropolitan Police Service (MPS)
Email [REDACTED]
A: Licensing Office, 1st Floor Stoke Newington Police Station



From: Robert <[REDACTED]>
Sent: 13 September 2022 08:51
To: Perry Mark J - [REDACTED]
Cc: roberts [REDACTED]
Subject: RE: Premises License Application Kilikya's Cafe Bar Restaurant Unit C4 Ivory House

Dear Mark,
thank you. I am able to confirm that the conditions are acceptable and the applicant is prepared to vary the operating schedule to incorporate your conditions on any licence granted.

Best regards

Robert Sutherland

Director

mobile: [REDACTED]

RDSLAW Limited, registered office [REDACTED]

On 11 September 2022 at 19:11:33 +01:00, [MARK.J.Perry](#) [REDACTED] wrote:

Hi Robert,

Just wondering if you had a chance to consider my proposed conditions below.

Kind Regards

Mark



PC Mark Perry

Central East Licensing Unit

Metropolitan Police Service (MPS)

Email [REDACTED]

A: Licensing Office, 1st Floor Stoke Newington Police Station



**METROPOLITAN
POLICE**

**I stand for Professionalism,
Compassion, Integrity,
Courage and Respect**

NOT IN MY *Met*

CTRL+CLICK TO
REPORT WRONGDOING

From: Perry Mark J - CE-CU

Sent: 27 August 2022 15:51

To: [Robert](#) [REDACTED]

Subject: FW: Premises License Application Kilikya's Cafe Bar Restaurant Unit C4 Ivory House

Hi,

I am PC Mark Perry from Central East Police Licensing and am dealing with this application. I have no objection to this application in principal, but would like the following conditions added to the license:

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. 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.

4. 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.

Please let me know if these conditions are acceptable and I shall inform Tower Hamlets Council Licensing know that we have agreed terms.

If you have any concerns about the discussions or wish to discuss them please feel free to contact me and we can discuss them.

Kind Regards

Mark



PC Mark Perry

Central East Licensing Unit



Metropolitan Police Service (MPS)

Email [REDACTED]

A: Licensing Office, 1st Floor Stoke Newington Police Station



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Appendix 20

Corinne Holland

From: Nicola Cadzow
Sent: 21 September 2022 15:39
To: roberts [REDACTED]
Cc: Corinne Holland
Subject: 152298 New premises license application Kilikya's Cafe Bar Restaurant "Unit C4 Ivory House", East Smithfield, London

Thank you Robert,

Corinne, please can you take this as my agreeing to the new premises license application for Kilikya's Cafe Bar Restaurant "Unit C4 Ivory House", East Smithfield, London, with the following noise conditions

1. No Music or Amplified Sound shall be generated on the premises to give rise to a public nuisance to neighbouring residents
2. Loudspeakers shall not be located in the entrance lobby, or outside the premise building.
3. All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access & egress of persons.
4. After 21:00 hours when the Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 5 persons at any one time.

Kind regards

Nicola Cadzow
Environmental Protection Team
Place Directorate
London Borough of Tower Hamlets
Mulberry Place Town Hall
5 Clove Crescent
London E14 2BG

[REDACTED]
www.towerhamlets.gov.uk

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Section 61 consent

To apply for all Control of Pollution Act 1974 Section 61 consents, dispensations and variations please apply here: https://www.towerhamlets.gov.uk/ignl/environment_and_waste/environmental_health/pollution/Guidance-for-Section-61-Applications.aspx

Click here to see the Tower Hamlets Noise

map: <https://towerhamlets.maps.arcgis.com/apps/webappviewer/index.html?id=ab567dca90424100b0026259e447d911>



From: Robert <roberts [REDACTED]>
Sent: Wednesday, September 21, 2022 2:32 PM
To: Nicola Cadzow <N [REDACTED]>
Cc: Corinne Holland [REDACTED]; roberts [REDACTED]
Subject: Re: 152298 New premises license application Kilikya's Cafe Bar Restaurant "Unit C4 Ivory House", East Smithfield, London

Dear Nicola
I am able to confirm that the conditions proposed are agreed

Best regards

Robert Sutherland
Director
mobile: [REDACTED]

RDSLAW Limited. registered office [REDACTED]

On 21 September 2022 at 11:55:44 +01:00, Nicola Cadzow <[Nicola.Cadzow \[REDACTED\]](mailto:Nicola.Cadzow [REDACTED])> wrote:

Dear Mr Sutherland,

I am reviewing your client's new premises license application Kilikya's Cafe Bar Restaurant "Unit C4 Ivory House", East Smithfield, London, with particular attention to the licensing objective for the prevention of public nuisance, and would ask for the following noise conditions to apply as follows;

1. No Music or Amplified Sound shall be generated on the premises to give rise to a public nuisance to neighbouring residents
2. Loudspeakers shall not be located in the entrance lobby, or outside the premise building.

2. All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access & egress of persons.

4. After 21:00 hours when the Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 5 persons at any one time.

5. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.

Await your confirmation bearing in mind the last date for representation is today 21st September 2022.

Kind regards

Nicola Cadzow

Environmental Protection Team

Place Directorate

London Borough of Tower Hamlets

Mulberry Place Town Hall

5 Clove Crescent

London E14 2BG



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Section 61 consent

Appendix 21

Section 182 Advice by the Home Office Updated on December 2022

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 22

Prevention of Public Nuisance

- 9.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 9.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 9.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in Section 18 of this Policy (Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area), and these may include conditions drawn from the Model Pool of Conditions found in the Secretary of States Guidance.
- 9.4 **Street Furniture** – placing of street furniture, which includes advertising boards, on the highway can cause a public nuisance by way of obstruction, or encourage consumption of alcohol on an unlicensed area. The Licensing Authority expects applicants to have ensured that they fully comply with the Council's rules relating to authorisation of obstructions on the highway, and that the required authorisations are obtained prior to submitting a licence application. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street furniture, including on private land.
- 9.5 **Fly Posting** – The Council has experienced problems with "fly posting" in relation to venues that offer entertainment. Fly posting is the unauthorised posting of posters / advertisements etc. Where it considers it proportionate and appropriate, and its discretion is engaged, the Licensing Authority will attach conditions relating to the control of fly posting to ensure that venues clearly prohibit all fly posting in their contract terms with others and they effectively enforce this control.

Appendix 23

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated December 2022

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 24

Licensing Policy, updated November 2018

Crime and Disorder

- 7.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems and to store prescribed information.
- 7.2 When addressing crime and disorder the applicant should initially identify any particular issues (having regard to their particular type of premises and / or activities) which are likely to adversely affect the promotion of the crime and disorder licensing objective. Such steps as are required to deal with these identified issues should be included within the applications operating schedule. Where the Metropolitan Police, acting as a responsible authority, makes recommendations in respect of an application relating to the licensing objectives the Licensing Authority would expect the applicant to incorporate these into their operating schedule.
- 7.3 Applicants are recommended to seek advice from Council Officers and the Police as well as taking into account, as appropriate, local planning and transport policies, with tourism, cultural and crime prevention strategies, when preparing their plans and Schedules.
- 7.4 In addition to the requirements for the Licensing Authority to promote the licensing objectives, it also has duties under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough and to share prescribed information.
- 7.5 The Licensing Authority, if its discretion is engaged, will consider attaching Conditions to licences and permissions to deter and prevent crime and disorder both inside and immediately outside the premises and these may include Conditions drawn from the Model Pool of Conditions relating to Crime and Disorder given in the Secretary of State's Guidance.
- 7.6 **CCTV** - The Licensing Authority, if its discretion is engaged, will attach conditions to licences, as appropriate where the conditions reflect local crime prevention strategies, for example the provision of closed circuit television cameras.

7.7 **Touting** – This is soliciting for custom. There has been a historic problem with Touting in the borough, mainly in relation to restaurants, and as such in 2006 the Council introduced a byelaw under Section 235 of the Local Government Act 1972 for the good rule and government of the London Borough of Tower Hamlets and for the prevention and suppression of nuisances.

As a result, in relation to premises where there is intelligence that touting is, or has been carried out, the Licensing Authority, where its discretion is engaged will insert a standard condition that prohibits 'touting' as follows:-

- 1) No person shall be employed to solicit for custom or be permitted to solicit for custom for business for the premises in any public place within a 500 meters radius of the premises as shown edged red on the attached plan.(marked as Appendix -)
- 2) Clear Signage to be placed in the restaurant windows stating that the premises supports the Council's 'No Touting' policy.

7.8 **Responsible Drinking** - The Licensing Authority expects alcohol to be promoted in a responsible way in the Borough. This should incorporate relevant industry standards, such as the Portman Group Code of Practice. Where appropriate and proportionate, if its discretion is engaged, the Licensing Authority will apply conditions to ensure responsible drinking. The Licensing Authority also recognises the positive contribution to best practice that "Pubwatch" and other similar schemes can make in promoting the licensing objectives and is committed to working with them.

Model Pool Conditions can be found in the Secretary of State's Guidance.

7.9 **Criminal Activity** - There is certain criminal activity that may arise in connection with licensed premises which the Licensing Authority will treat particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;

- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

The Secretary State's Guidance states that it is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and this Licensing Authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence, even in the first instance, should be seriously considered.

7.10 In particular the Licensing Authority is mindful of the Secretary of State's Guidance "Reviews arising in connection with crime".

7.11 From 1 April 2017, businesses which sell alcohol (for example, retailers of alcohol and trade buyers) will need to ensure that the UK wholesalers that they buy alcohol from have been approved by HMRC under the Alcohol Wholesaler Registration Scheme (AWRS). They will need to check their wholesalers Unique Registration Number (URN) against the HMRC online database which will be available from April 2017. This is an ongoing obligation and if a business is found to have bought alcohol from an unapproved wholesaler, they may be liable to a penalty or could even face criminal prosecution and their alcohol stock may be seized. Any trader who buys alcohol from a wholesaler for onward sale to the general public (known as a 'trade buyer') does not need to register unless they sell alcohol to other businesses. Examples of trade buyers would be pubs, clubs, restaurants, cafes, retailers and hotels. However, they will need to check that the wholesaler they purchase alcohol from is registered with HMRC. Further information may be found at: <https://www.gov.uk/guidance/the-alcohol-wholesaler-registration-scheme-awrs>.

Smuggled goods

7.12 The Licensing Authority will exercise its discretion to add a standard condition as follows:-

- 1) The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers other than from established traders who provide full receipts at the time of delivery to provide traceability.
- 2) The premises licence holder shall ensure that all receipts for goods bought include the following details:
 - i. Seller's name and address
 - ii. Seller's company details, if applicable
 - iii. Seller's VAT details, if applicable
 - iv. Vehicle registration detail, if applicable
- 3) Legible copies of the documents referred to in 2) shall be retained on the premises and made available to officers on request.
- 4) The trader shall obtain and use a UV detection device to verify that duty stamps are valid.
- 5) Where the trader becomes aware that any alcohol may be not duty paid they shall inform the Police of this immediately.

Olympic Park – Football Ground

7.13 Premises where Police intelligence shows that football supporters congregate within the borough should consider in their application form the following conditions:

- 1) On Match Days for premises licensed for the supply of alcohol for consumption on the premises:
 - a) Drinks shall only be supplied in polypropylene or similar plastic and all bottled drinks shall be poured into such drinking vessels before being handed to the customer. These should be made of recyclable materials.
 - b) Registered door staff shall be employed to control the entry and exits to the premises and to manage any licensed outside area(s).

Appendix 25

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated December 2022

Crime and disorder

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.2 In the exercise of their functions, licensing authorities should seek to cooperate with the Security Industry Authority (“SIA”) as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.
- 2.3 Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

- 2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.
- 2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. 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 evidence of a right to work check, either physical or digital (e.g. a copy of any document checked as part of a right to work check or a clear copy of the online right to work check) are retained at the licensed premises.

Appendix 26

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 27

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 28

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 framework 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 29

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.