

## Lavine Miller-Johnson

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**From:** Frank Fender [REDACTED]  
**Sent:** 08 January 2024 17:15  
**To:** Nicola Cadzow  
**Cc:** [REDACTED]  
**Subject:** Re: 165179 Objection Code Floor 3/4, 34 Westferry Circus

Good evening Nicola

Thank you for your email and the proposed additional conditions for Code.

I have discussed the conditions with my client. Your conditions numbered 1-6 are agreed. We would like some more information regarding condition number 7 (noise limiter).

Can I ask you to explain the reasons why a noise limiter is requested. The reason I ask, is that noise limiting conditions are usually requested when an existing premises has noise issues, rather than for an operator to have a considerable expense prior to a venue being given the opportunity to operate first.

The noise management plan is being prepared and will be forwarded once completed.

I look forward to hearing from you.

Kind regards

Frank

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Frank Fender  
FJF Licensing Consultants  
[REDACTED]

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FJF Licensing Consultants

On 2024-01-08 10:58, Nicola Cadzow wrote:

Good morning All,

Following on from Mark's email, I am waiting a detailed copy of your noise management plan (NMP), to show how the venue is going to mitigate noise nuisance, and hence promote the licensing objective for the prevention of public nuisance.

Along with the NMP, please see list of noise conditions that I wish to be considered for the licence application for Code 3/4/ 34 Westferry Circus 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 nor on ceilings. And anti-vibration mounts used is speakers attached to the walls
3. All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access & egress of persons.
4. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
5. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 15 persons at any one time.
6. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a public nuisance.
7. Noise Limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an acoustic consultant who is a member of the Institute of Acoustics so as to ensure that no noise nuisance is caused to local resident  
or businesses. The operation panel of the noise limiter shall then be secured by a key or password to the satisfaction of the acoustic consultant and access shall only be by persons authorised by the Premises Licence Holder. No alteration or modification to  
any existing sound system(s) should be affected without prior agreement with an acoustic consultant. No additional sound generating equipment shall be used on the premise without being routed through the sound limiter device."

Look forward to receipt of Noise management plan, and response to noise conditions 1-7, as above.

Kind regards

Nicola Cadzow

Environmental Protection Officer

Communities Directorate

**From:** [REDACTED]  
**Sent:** Monday, January 8, 2024 10:26 AM  
**To:** [REDACTED]  
**Cc:** Nicola Cadzow [REDACTED]  
<Licensing@towerhamlets.gov.uk>  
**Subject:** RE: Objection Code Floor 3/4, 34 Westferry Circus

Hi,

Please have a look at the below conditions and feel free to contact me, to discuss or ask any questions. With regards to the policies I am happy to look / discuss them prior to the hearing, as I am sure the Council are.

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 authorised council officers. 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 visit by a relevant authority or emergency service.
  
2. In the event that a serious assault (for example, one which will require the attendance of London Ambulance Services) is committed on the premises (or appears to have been committed) the management will immediately ensure that:
  - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
  
  - b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  
  - c) Where reasonably practicable, the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  
4. A Challenge 25 proof of age scheme shall be operated at the premises. The only acceptable forms of identification are nationally recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
  
5. No open containers of alcohol to be taken outside the premises.
  
6. A record shall be kept detailing all refused sales of alcohol. The record must include the date and time of the refused sale, the name of the member of staff who refused the sale, and the

reason for the refusal, and how the refusal was resolved. The record shall be available for inspection at the premises by police or authorised council officers all times during hours of licensable activities.

7. The premises shall risk assess all events taking place at the venue. The purpose of this is to identify risks associated with the event and the measures that can be put in place to mitigate against them. Risks could include but not limited to intoxicated customers, violence, drug use, and underage customers. Mitigating measures will include but is not limited to SIA numbers, male and female SIA ratio, SIA placement, searching and ID checks. Where indicated by the event risk assessment, searches of all persons entering or re-entering the venue will be undertaken by SIA licensed staff while monitored by the premises CCTV system. The event risk assessment will determine the level of searches to be undertaken; according to the venue search policy. The risk assessment is to be recorded and made available to Police or relevant authority upon request.
  
8. We believe the innate risk of running a late night venue as requested by the applicant, requires the premises to have a minimum of 4 SIA security staff on duty on Thursday, Friday, and Saturday from 20:00 until after the last customers have left the area. When hosting promoted music events finishing past 00:00 the venue will instigate a search policy of all people entering the venue and the use of an ID scanner. searches of all persons entering or re-entering the venue will be undertaken by SIA licensed staff while monitored by the premises CCTV system.
  
9. Where indicated by the event risk assessment, searches of all persons entering or re-entering the venue will be undertaken by SIA licensed staff while monitored by the premises CCTV system. The event risk assessment will determine the level of searches to be undertaken; according to the venue search policy.
  
10. The premises must have a detailed documented security plan, that must include an ejections policy, search policy, anti-theft policy, and SIA numbers, The security plan will be made available to police upon request.

11. A written entry policy shall be in place and implemented at the premises to move customers into the premises in such a way as to cause minimum disturbance or nuisance to neighbours. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction.
  
12. The premises shall have a written egress policy that shows how the venues customers will leave the venue without causing noise nuisance to local residents, and shall enable customers to leave the area safely. This policy will show taxi pick up points, customer waiting areas and marshalling / security plans to protect customers as they leave.
  
13. The premises' security, egress, dispersal plans and searching policy as well as searching effectiveness shall be reviewed yearly and the results made available to the MPS Central East Police Licensing Office upon request.
  
14. The premises shall have a written welfare policy (reviewable annually) that will show how venue staff will manage customers who become vulnerable through intoxication or drugs, this policy will include the use of Welfare Officers at peak times. Dedicated, clearly identifiable welfare officers will in place during peak times and when required by the event risk assessment. The policy will be made available to Police upon request.
  
15. The premises shall agree to the Central East Police Licensing Drugs Policy (Attached)

Kind Regards

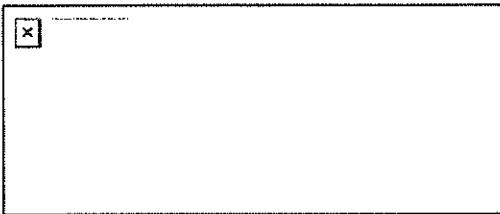
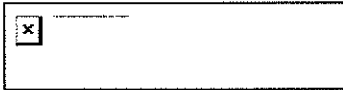
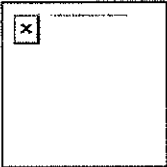
Mark



PC Mark Perry

Central East Licensing Unit

Metropolitan Police Service (MPS)



**From:** Perry Mark J - CE-CU

**Sent:** 24 December 2023 19:47

**To:** [Redacted] Lekan Moweta <[Redacted]> [Redacted] Licensing

**Subject:** Objection Code Floor 3/4, 34 Westferry Circus

Dear all,

Central East Police Licensing formally objects to the application of a premises license for Code, floors 3 and 4 of Westferry Circus E14 8RR, on the grounds of preventing Crime, Public Safety and Disorder and Public Nuisance.

The applicant wishes to be able to sell alcohol and regulated entertainment, including recorded and live music until 2am every day in an area with hundreds of residential premises in close proximity and little in the way of background noise.

There is little in the way of public transport to get the people away from the premises at that time of the morning, and the applicant has not said how they will leave the premises without causing noise nuisance as the applicant has not submitted a dispersal plan. The applicant has not submitted a detailed entrance plan either so we do not know the those visiting the venue will safely enter the premises without causing noise nuisance to local residents.

With hours the applicant has requested with drinking and entertainment until 2am every night the venue could be used as a late night club, yet the applicant has failed to put in place any security plan, welfare plan, drugs policy or risk assessments, as requested by the councils own licensing Policy. Without these policies in place we do not know how the venue will deal with any disorder at the venue, or protect those who become vulnerable through drink or drugs.

The risk of crime and disorder or vulnerability increases the later a venue is open and selling alcohol. Without these policies or plans it simply too big a risk to allow this venue to operate till such late hours, and we therefore ask that this application is rejected.

Should the applicant provide sufficiently detailed and acceptable policies plans and risk assessments then we will consider removing our objection. However at this time with no such plans we maintain our objection to this application and ask that it is rejected.

Kind Regards

Mark Perry



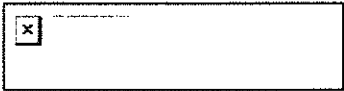


PC Mark Perry

Central East Licensing Unit



Metropolitan Police Service (MPS)



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