

# Appendix 1



\* 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  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

\* Family name

\* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant 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

Business name

VAT number

Legal status

If your business is registered, use its registered name.

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

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

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

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

### Confirm The Following

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

## Section 4 of 21

### NON INDIVIDUAL APPLICANTS

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

#### Non Individual Applicant's Name

Name

#### Details

Registered number (where applicable)

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

Continued from previous page...

It is a private Limited Company with Share Capital.

### Address

Building number or name	<input type="text" value="46"/>
Street	<input type="text" value="Brick Lane"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="E1 6RF"/>
Country	<input type="text" value="United Kingdom"/>

### Contact Details

E-mail	<input type="text" value="[REDACTED]"/>
Telephone number	<input type="text" value="[REDACTED]"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="[REDACTED]"/> / <input type="text" value="[REDACTED]"/> / <input type="text" value="[REDACTED]"/> dd mm yyyy
* Nationality	<input type="text" value="[REDACTED]"/> <a href="#">Documents that demonstrate entitlement to work in the UK</a>

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text" value="01"/> / <input type="text" value="09"/> / <input type="text" value="2024"/> dd mm yyyy
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If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
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Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises currently operate as a restaurant providing all-day dining services. Located at 46 Brick Lane in central London, the restaurant is situated on the ground floor with no basement. The upper floors are currently vacant, with plans to convert them into residential flats. Our operating hours for serving hot drinks and meals are from 5 PM to 4 AM. Brick Lane is a well-known commercial area renowned for its array of restaurants, some of which operate 24 hours. We do not sell late-night alcohol; our offerings are limited to hot food and hot drinks.

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

### Section 6 of 21

#### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

### Section 7 of 21

#### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

### Section 8 of 21

#### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

### Section 9 of 21

#### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

### Section 10 of 21

#### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

### Section 11 of 21

#### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes  No

### Section 12 of 21

#### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

### Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

Yes  No

### Section 14 of 21

#### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes  No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

**Continued from previous page...**

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

- Indoors                       Outdoors                       Both

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

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

There will be no music either live or recorded music to play in the evening. No any type of entertainment will be done in the restaurant.

State any seasonal variations

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

There is no seasonal variations. All the same time to do it.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

No particular times only will obey the timetable we have provided above.

## Section 15 of 21

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes                       No

### 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'.

## Section 16 of 21

### ADULT ENTERTAINMENT



**Continued from previous page...**

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.

There is no any above mentioned activities, entertainment or services in my restaurant. No gambling machines, no anything of it. We only provide hot food and hot drinks.

**Section 17 of 21**

**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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

**Continued from previous page...**

There is no seasonal variations.

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.

There is no non standard timings. We only will open according to the time table above.

## **Section 18 of 21**

### **LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)

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

We will take comprehensive measures to ensure compliance with all licensing objectives, including installing surveillance cameras, providing emergency exits, and equipping the premises with fire extinguishers. and many more activities. Please see the following measures.

b) The prevention of crime and disorder

Firstly, we will seek to co-operate with the Security Industry Authority. We are looking for an SIA's provision of indoor supervision, which will ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensure that the police are kept informed.  
Secondly, we have had closed-circuit television (CCTV) cameras inside and we are planning to install cameras immediately outside the premises, which can actively deter disorder, nuisance, anti-social behaviour and crime generally.  
At present, we are not selling alcohol. And our customers are mainly Chinese students living around. We will not treat drunk people and will not allow them to bring alcohol into our restaurant.  
We have equipment for indoor video systems as well as an alarm system. We have an effective management team. Our manager will decide whether to close the restaurant earlier according to the situation. We will report to the police immediately if the situation is not predictable.

c) Public safety

Firstly, since we are not selling alcohol, therefore, physical safety resulting from alcohol consumption such as unconsciousness or alcohol poisoning will be rare in my restaurant. However, if customers bring their own alcohol in, our competent management team will examine the situation and will allow or not allow them to do so correspondingly.  
Secondly, considering the physical safety of the prevention of accidents and injuries, we will make sure the environment in the restaurant is safe for customers to eat in and take away. We also have bought 2 million pounds insurance for any accident. Our gas and electricity system will be checked according to the law, and our fire alarm system will also be checked and updated time to time.  
Thirdly, we will also appoint a competent management team to take measures to the following matters considered in relation to public safety.

- Fire safety -- make sure all extinguishers work well and cooperate with the corresponding local authority to examine it.
- Ensuring appropriate access to emergency services such as ambulances -- we are at a corner of the street, which is broad enough for ambulances to come in.
- Good communication with local authorities and emergency services, for example, communications networks with the

**Continued from previous page...**

police and signing up for local incident alerts-- we will contact local police to discuss this.

- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits; Our director has been trained to do so.
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;-- we put glass bottles separately into recyclable bags.
- Ensuring appropriate limits on the maximum capacity of the premises, for this, our restaurant is not very big, which only can sit less than 40 people one time. and we will not accommodate more people than we can.
- Considering the use of CCTV in and around the premises, as illustrated above, we have installed an indoor system and are about to install immediate premises cameras outside.

Fourthly, Ensuring safe departure of those using the premises

we will make provision to ensure that premises users safely leave our premises.

Measures that may assist 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.

**d) The prevention of public nuisance**

We will take measures to control noise nuisance, light pollution, noxious smells and litter.

Firstly, we will not play music after 11 pm. We will keep the door and windows shut after 11 pm as well. Our delivery drivers are asked to park their motorbikes in a place where there are no residents living after 11 pm, and they will walk in to take orders so that the sounds of motorbikes will not disturb neighbourhood.

Secondly, we will tune the lights inside less bright while the streetlights are still there to ensure customers safe departure from the restaurant.

Thirdly, we will clean outside the restaurant and ensure the rubbish will be put on the correct site for cleaning workers to collect.

Fourthly, we have installed a carbon filter system to ensure the discharged air from our kitchen is clean and not noxious.

**e) The protection of children from harm**

Firstly, we are not selling alcohol at present. We will also ensure children not to drink alcohol brought by themselves to the restaurant by checking the ID of customers who are suspected under the age of 25.

Secondly we are not playing any films and videos in our restaurant and music played there is only soft kind suitable for dinner.

Thirdly, children under 16 years old without accompanying by their guardians will not be allowed to come in after 11 pm.

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**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*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.

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### **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.

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- 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.

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### 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](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>



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\* Fee amount (£)

315.00

## DECLARATION

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

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15). THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Xiao Bing Chen

\* Capacity

Director

\* Date

29 / 07 / 2024  
dd mm yyyy

Add another signatory

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

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

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

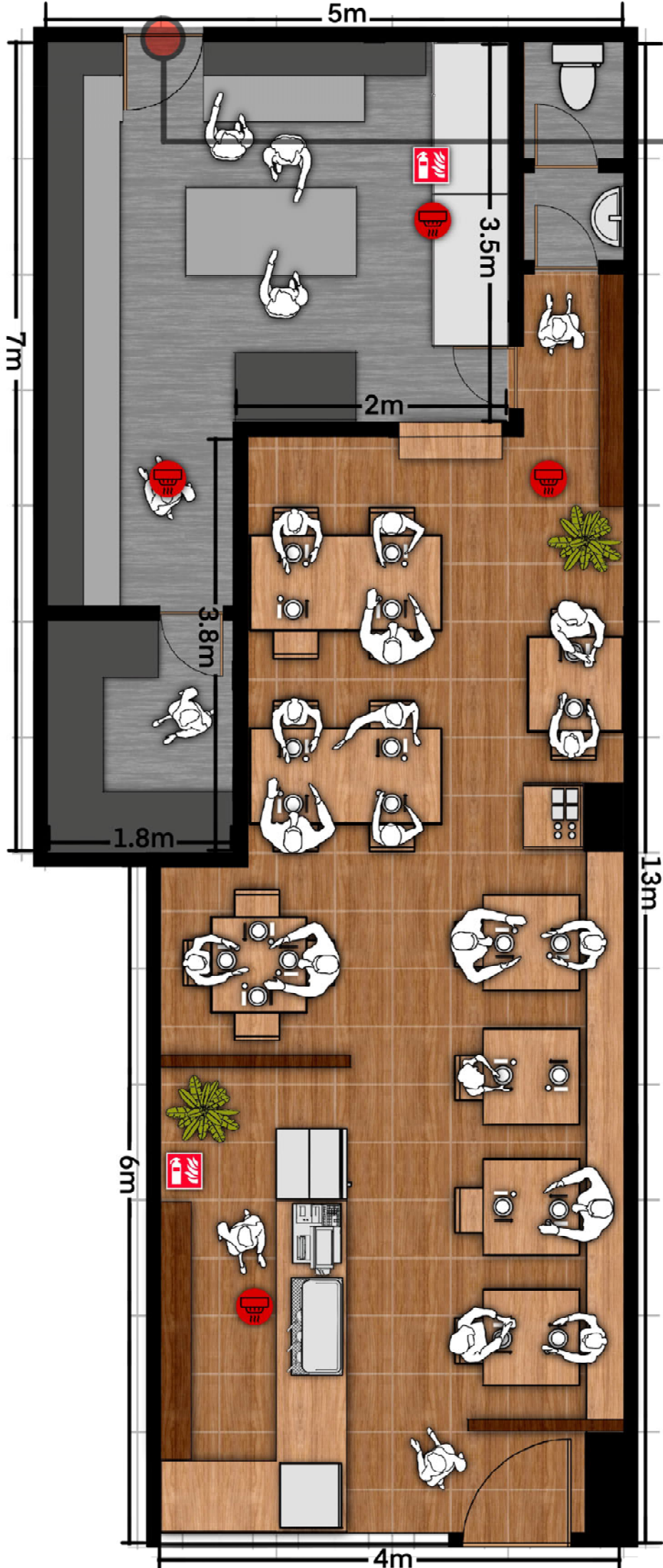
**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**

**OFFICE USE ONLY**

Applicant reference number	<input type="text" value="46 Brick lane London"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

# Appendix 2



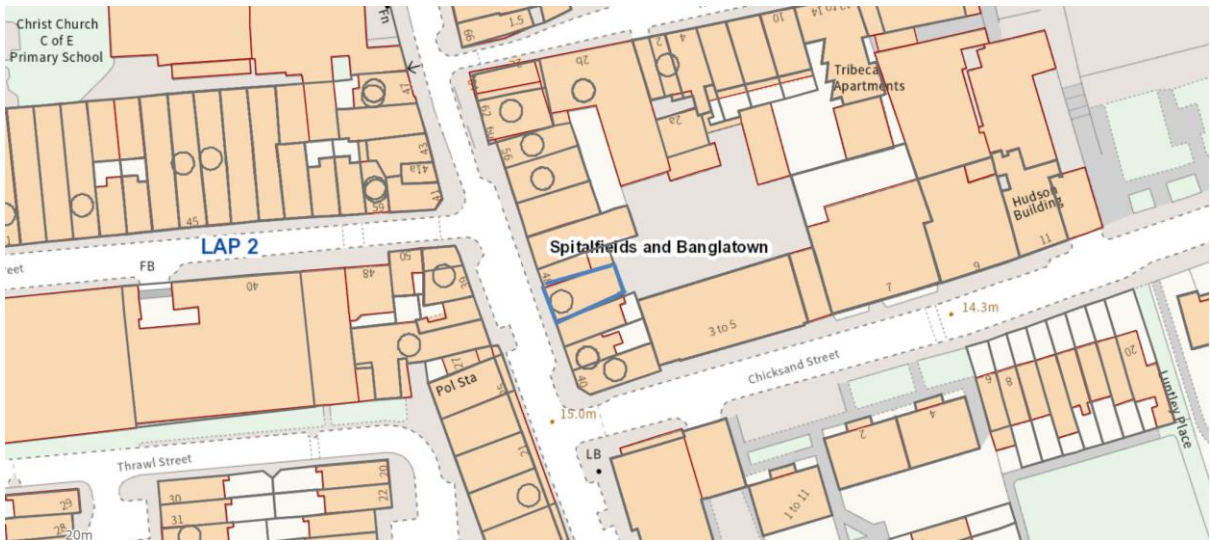
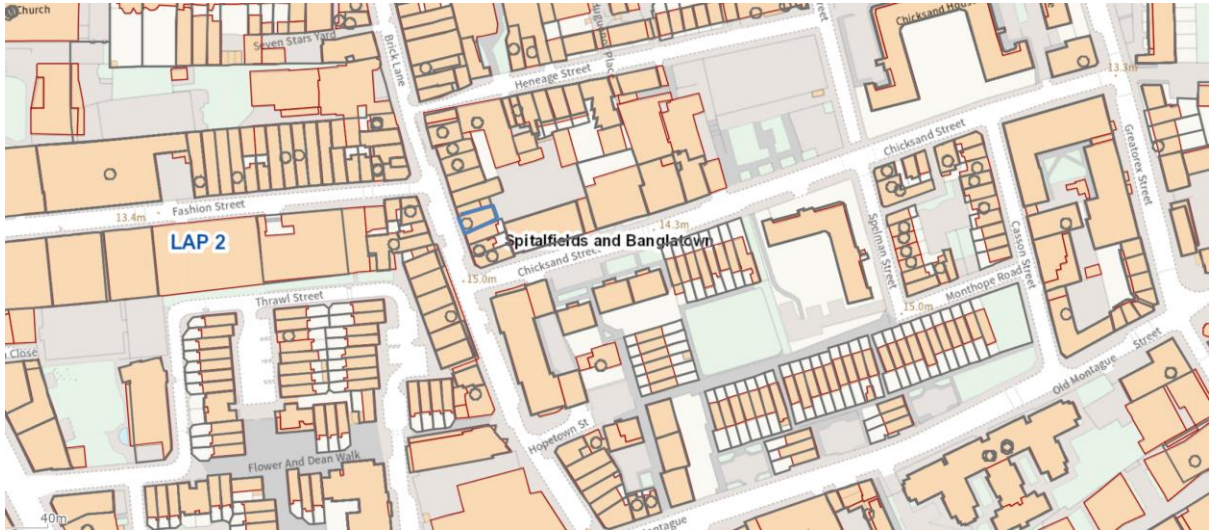
**FIRE EXIT**  
Fire exit

**SMOKE ALARM**

**FIRE EXTINGUISHER**

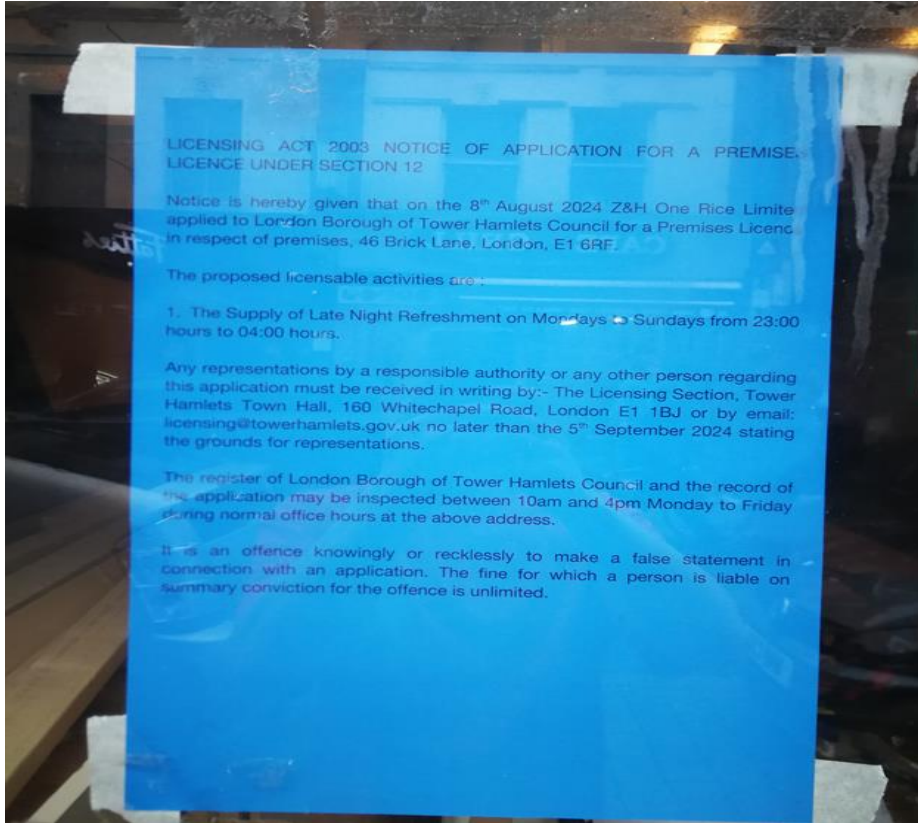
# Appendix 3

## 46 Brick Lane- Maps of the surrounding area

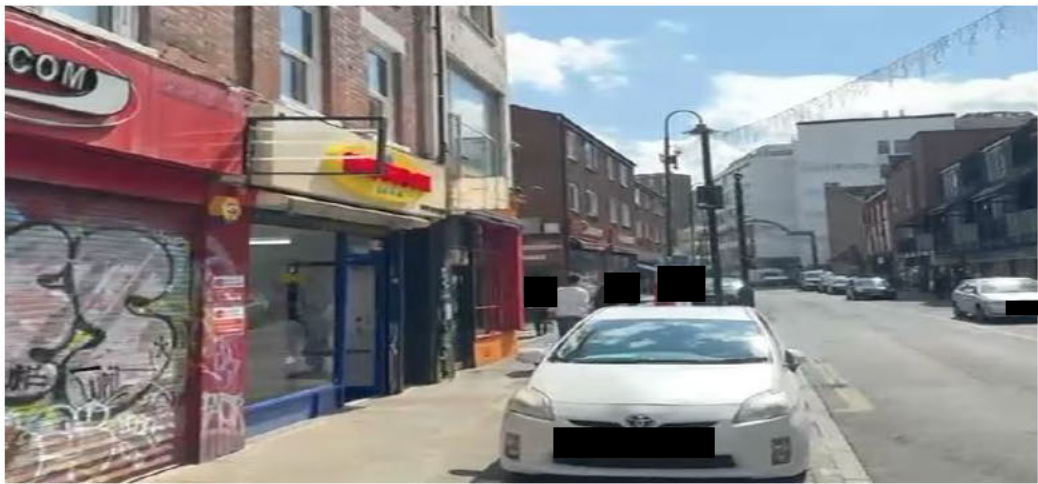


# Appendix 4

46 Brick Lane - Image of the premises







# Appendix 5

**46 Brick Lane - Nearby Licensed Premises**

<b><u>Name &amp; address</u></b>	<b><u>Licensable activities</u></b>	<b><u>Opening Hours</u></b>
<b>(Best One)</b> 20 Brick Lane	<b>For the Supply of Alcohol, Monday to Thursday – off sales</b> from 08 00 hrs to midnight <b>Friday and Saturday</b> from 08 00 hrs to 01 00 hrs the following day <b>Sunday from 09 00 hrs until 23 00 hrs</b>	<ul style="list-style-type: none"> <li>Monday to Thursday from 08 00 hrs to midnight</li> <li>Friday and Saturday from 08 00 hrs to 01 00 hrs the following day</li> <li>Sunday from 09 00 hrs until 23 00 hrs</li> </ul>
<b>(Cost Price)</b> 41 Brick Lane	<b><u>The sale by retail of alcohol (off sales only)</u></b> <ul style="list-style-type: none"> <li>Sunday to Thursday, from 11:00hrs to 00:00hrs (midnight)</li> <li>Friday and Saturday, from 11:00hrs to 01:00hrs (the following day)</li> </ul>	<ul style="list-style-type: none"> <li>Sunday to Thursday, from 11:00hrs to 00:00hrs (midnight)</li> <li>Friday and Saturday, from 11:00hrs to 01:00hrs (the following day)</li> </ul>
<b>Chez Elles</b> 45 Brick Lane	<b>The sale by retail of alcohol - On sales only</b> <ul style="list-style-type: none"> <li>Monday to Sunday, from 12:00 hours to 23:00 hours</li> </ul>	<ul style="list-style-type: none"> <li>Monday to Sunday, from 11:00 hours to 23:30 hours</li> </ul>
<b>Brick Lane Coffee Shop</b> 47 Brick Lane	<b>Sale of Alcohol: On and off sales (off sales subject to delivery only)</b>  Monday to Sunday from 09:00 hours to 23:00 hours <b>Late Night refreshment:</b> Monday to Sunday from 23:00 hours to 23:30 hours	<ul style="list-style-type: none"> <li>Monday to Sunday from 07:00 hours to 23:30 hours</li> </ul>
<b>Chaiwala</b> 55 Brick Lane London E1 6PU	<b>The provision of late night refreshment</b>	<ul style="list-style-type: none"> <li>Monday to Thursday from 08:00 hours to 00:00 hours</li> </ul>

	<p>Friday and Saturday from 23:00 hours to 00:00 hours</p> <p><b>Non-standard timings</b></p> <p>During the holy month of Ramadan and on Eid, from 23:00 hours until 02:00 hours on the following day.</p>	<ul style="list-style-type: none"> <li>• Friday and Saturday from 08:00 hours to 00:30 hours</li> <li>• Sunday from 08:00 hours to 23:00 hours</li> </ul>
<p><b>(Morley's)</b> 60 - 62 Brick Lane London E1 6RF</p>	<p><b>The provision of late light refreshment</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 23:00 hours to 23:30 hours</li> <li>• Friday and Saturday, from 23:00 hours to 00:00 hours (midnight)</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Thursday, from 11:00 hours to 00:00 hours (midnight)</li> <li>• Friday and Saturday, from 11:00 hours to 00:30 hours (the following day)</li> <li>• Sunday, from 11:00 hours to 23:00 hours</li> </ul>
<p><b>(Brick Lane Brasserie)</b> 67 Brick Lane</p>	<p><b><u>Alcohol and Regulated Entertainment (Recorded Music)</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Sunday, 11:00 hrs to 00:00 hrs</li> </ul> <p><b><u>Late Night Refreshment</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Sunday, 23:00 hrs to 00:00 hrs</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Sunday, 11:00 hrs to 00:30 hrs</li> </ul>
<p><b>(Standard Balti House)</b> 71 Brick Lane</p>	<p><b><u>For the Supply of Alcohol (on &amp; off sales) and Late Night Refreshment</u></b></p> <p>Sunday to Thursday 11 00 hrs to midnight Friday and Saturday 11 00 hrs to 01 00 hrs the following day</p>	<p>Sunday to Thursday 11 00 hrs to 01 00 hrs the following day Friday and Saturday 11 00 hrs to 02 00 hrs the following day</p>

<p><b>(Muhib Indian Cuisine)</b> 73 Brick Lane</p>	<p><b><u>Hours for the Sale of Alcohol (on sales)</u></b></p> <ul style="list-style-type: none"> <li>• Sunday from 11:00 hours to 23:30 hours</li> <li>• Monday to Wednesday from 11:00 hours to 24:00 hours (midnight)</li> <li>• Thursday to Saturday from 11:00 hours to 01:30 hours the next day.</li> </ul> <p><b><u>Provision of Late-Night Refreshment</u></b></p> <ul style="list-style-type: none"> <li>• Sunday from 11:00 hours to 23:30 hours</li> <li>• Monday to Wednesday from 11:00 hours to 24:00 hours (midnight)</li> <li>• Thursday to Saturday from 11:00 hours to 01:30 hours the next day.</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday from 11:00 hours to 24:00 hours (midnight)</li> <li>• Monday to Wednesday from 11:00 hours to 00:30 hours the next day</li> <li>• Thursday to Saturday from 11:00 hours to 02:00 hours the next day.</li> </ul>
<p><b>(Bengal Village)</b> 75 Brick Lane</p>	<p><b><u>Sale of Alcohol (on sales)</u></b></p> <p>(1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10am to midnight.</p> <p>(2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm</p> <p><b><u>Late Night Refreshment</u></b></p> <p>On weekdays from 23:00 hours to midnight On Sundays from 23:00</p>	<p>No restrictions</p>

	hours to 23:30 hours	
<b>(Curry Bazaar)</b> 77 Brick Lane	<p><b>The sale by retail of alcohol (on sales)</b></p> <ul style="list-style-type: none"> <li>• Sunday - Thursday from 11:00 hours until midnight</li> <li>• Friday and Saturday from 11:00 hours until 02:00 hours the following day.</li> </ul> <p><b><u>For provision of Late Night Refreshment:</u></b></p> <ul style="list-style-type: none"> <li>• Sunday - Thursday from 11:00 hours until midnight</li> <li>• Friday and Saturday from 11:00 hours until 02:00 hours the following day.</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday -Thursday from 11:00 hours until 00:30 hours the following day</li> <li>• Friday and Saturday from 11:00 hours until 02:30 hours the following day.</li> </ul>
<b>(Bubble and Scoop)</b> 79 Brick Lane	<p><b><u>The sale by retail of alcohol (on sales only)</u></b></p> <ul style="list-style-type: none"> <li>• Sunday to Thursday from 10:00hrs to 23:30hrs</li> <li>• Friday and Saturday from 10:00hrs to 00:30hrs (the following day)</li> </ul> <p><b><u>Provision of Late-Night Refreshment</u></b></p> <ul style="list-style-type: none"> <li>• Sunday to Thursday from 23:00hrs to 00:00hrs (midnight)</li> <li>• Friday and Saturday from</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday to Thursday from 08:00hrs to 00:00hrs (midnight)</li> <li>• Friday and Saturday from 08:00hrs to 01:00hrs (the following day)</li> </ul>

	<p>23:00hrs to 01:00hrs (the following day)</p> <p><u>Seated</u></p> <ul style="list-style-type: none"> <li>• Sunday to Thursday up to 00:00hrs (midnight)</li> <li>• Friday and Saturday up to 00:30hrs (the following day)</li> </ul>	
<p><b>(Enso Restaurant)</b> 94 Brick Lane</p>	<p><b><u>Supply of Alcohol (on sales)</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Saturday, from 12:00 hours to 23:30 hours</li> <li>• Sunday, from 12:00 hours to 23:00 hours</li> </ul> <p><b><u>Regulated Entertainment (Recorded music)</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Saturday, from 23:00 hours to midnight</li> <li>• Sunday, from 23:00 hours to 23:30 hours</li> </ul> <p><b><u>Late Night Refreshment</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Saturday, from 12:00 hours to 23:30 hours</li> <li>• Sunday, from 12:00 hours to 23:00 hours</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Saturday, from 12:00 hours to midnight</li> <li>• Sunday, from 12:00 hours to 23:30 hours</li> </ul>
<p><b>Saporita</b> 108 Brick Lane</p>	<p><b><u>Sale of Alcohol (on and off sales)</u></b> Monday to Saturday from 12:00 hours to 23:30 hours</p>	<p>Monday to Sunday, from 12:00 hours to Midnight</p>

	<p>Sunday from 12:00 hours to 22:30 hours</p> <p><b><u>The Provision of Regulated Entertainment</u></b>  (Recorded music only)  Monday to Saturday from 12:00 hours to 23:30 hours  Sunday from 12:00 hours to 22:30 hours</p> <p><b><u>The Provision of Late Night Refreshment</u></b>  Monday to Sunday,  23.00pm to Midnight</p>	
<p><b>(Brick Lane Off Licence)</b>  114 Brick Lane</p>	<p><b><u>Sale of Alcohol (Off Sales Only)</u></b>  Monday to Saturday from 09:00 to midnight  Sunday from 10:00 hrs to 23:00 hrs</p>	<p>Monday to Saturday from 09:00 to midnight  Sunday from 10:00 hrs to 23:00 hrs</p>
<p><b>(Preem)</b>  118 -122 Brick Lane</p>	<p><b><u>Sale of Alcohol (On Sales Only)</u></b></p> <ul style="list-style-type: none"> <li>Monday to Sunday from 12:00hrs (midday) to 01:00hrs (the following day)</li> </ul> <p><b><u>The Provision for Late Night Refreshment</u></b></p> <ul style="list-style-type: none"> <li>Monday to Sunday from 23:00hrs to 01:00hrs (the following day)</li> </ul>	<ul style="list-style-type: none"> <li>Monday to Sunday from 12:00hrs (midday) to 01:30hrs (the following day)</li> </ul>
<p><b>A &amp; Y Wines)</b>  116 Brick Lane</p>	<p><b><u>The sale by retail of alcohol (off sales)</u></b></p> <p>Monday to Sunday  08 00 hrs to 02 30 hrs the following day</p>	<p>Monday to Sunday  08 00 hrs to 02 30 hrs the following day</p>



# Appendix 6



TOWER HAMLETS

By Email:  
**Licensing Authority:**  
[licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

CC:

**Applicant -** [REDACTED]

Communities Directorate  
Public Realm

Regulatory Services (Commercial)

Head of Service: Tom Lewis

Enquiries to: Mohshin Ali

Tel: [REDACTED]

Email: [REDACTED]

[www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk)

4<sup>th</sup> September 2024

My reference: LIC/L1U:171367/MA

Dear Sir/Madam,

### **Licensing Act 2003**

New premises licence application: (Z&H One Rice Ltd) Brick Lane, London E1 6RF

The Licensing Authority (acting a Responsible Authority) is making a representation in relation to the above application.

#### **Special Cumulative Impact Policy for the Brick Lane**

***This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impacts with one or more of the licensing objectives.***

*The Council reviewed the Special Cumulative Impact Policy in 2021 and, following consultation, decided it was still of the opinion that the concentration of licensed premises within Brick Lane area was having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance.*

*The Licensing Authority is of the view that the number, type and density of premises selling/supplying alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane is having a cumulative impact on the licensing objectives. Therefore, it is likely that granting further licences would be inconsistent with the authority's duty to promote the licensing objectives. Thus, it has declared a cumulative impact assessment within these areas.*



The best of London in one borough

**Tower Hamlets Council**  
Tower Hamlets Town Hall  
160 Whitechapel Road  
London  
E1 1BJ

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

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

*Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.*

*This special policy is not absolute and the Licensing Authority recognises that it has to balance the needs of businesses with local residents. The circumstances of each application will be considered on its merits and the Licensing Authority shall grant applications, when representations are not received. The applicant should demonstrate that the operation of the premises will not add to the cumulative impact on one or more of the following licensing objectives:*

- *Prevention of Crime and Disorder;*
- *Prevention of Public Nuisance.*

*Therefore, applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule.*

#### ***Possible exceptions to the Brick Lane and Bethnal Green Cumulative Impact Assessments***

- *Applications for licences for small premises with a capacity of fifty persons or less who only intend to operate within framework hours, and that;*
  - *Only have consumption of food (late night refreshment) and drink (alcohol) on the premises only,*
  - *Only provide Off sales of food (late night refreshment) and drink (alcohol) for delivery (i.e. not for take away),**and,*
  - *Have arrangements to prevent vertical drinking, for example fully seated venues;*
- *Applications for licences that are not alcohol led (e.g. Hairdressers wanting to provide alcohol to clients during their hair cut/treatments),*
- *Applications for licences where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same CIA Area.*

*Licensing Authority will **not** consider the following as possible exceptions:*

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

### Licensable activities and times

The Licensing Authority has had regard to the Guidance to the Act when determining this policy. The end times set out in the policy are not (and should not be regarded as) the 'usual' or 'normal' terminal hour for licensable activities in the Borough. Instead, the 'framework hours' serve to identify cases where the Licensing Authority will pay particular regard to the likely effect on the local neighbourhood of carrying out the proposed licensable activities during the hours applied for. Applications for hours up to the end of the Framework Hours will not automatically be granted. This policy will be applied only where relevant representations are made. Each case will be considered on its merits.

- Sunday - 06:00 hours to 22:30 hours
- Monday to Thursday - 06:00 hours to 23:30 hours
- Friday and Saturday - 06:00 hours to 00:00 hours (midnight)

Applications in respect of premises licences and club premises certificates to authorise licensable activities outside the framework hours, and in respect of which relevant representations are made, will be decided on their own merits and with particular regard to the following.

- a) The location of the premises and the general character of the area in which the premises are situated. (i.e. does the area include residential or business premises likely to be adversely affected).
- b) The proposed hours during which licensable activities will be take place and the proposed hours during which customers will be permitted to remain on the premises.
- c) The adequacy of the applicant's proposals to address the issues of the prevention of crime and disorder and the prevention of public nuisance.
- d) Where the premises have been previously licensed, the past operation of the premises.
- e) Whether customers have access to public transport when arriving at or leaving the premises at night time and in the early hours of the morning.
- f) The proximity of the premises to other licensed premises in the vicinity and the hours of those other premises.

### The Home Office guidance

under Section 182 of the Licensing Act 2003 (8.42) says:

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

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

Licence application:

On the 8<sup>th</sup> August 2024, *Xiao Bing CHEN* on behalf of *Z&H One Rice Ltd* made the application as the director. However, Companies House shows Mr CHEN ceased to be the director of the company on the 26 August 2024. The new director is *Dongrong YU* so this issue will need to be addressed.

The applicant has applied for the provision of late night refreshment on Monday to Sunday, until 04:00 hours the following day. There is no reference in the application to the premises being within the CIA and therefore no additional provisions, on how the applicant intends to uphold the licensing objectives, to demonstrate how the premises will not have a negative effect on the already saturated area.

The onus is on the applicant to show there are exceptional circumstances as to why their application should be granted and that it will not have a negative cumulative effect on the area. It is their responsibility to rebut the presumption otherwise the licence should be refused.

On a balance of probability, this Authority is concerned by the addition of another late-night refreshment premises could potentially adding to the existing anti-social issues in the area, as customers who leave other late-night premises, often under the influence of alcohol attend the premises for food and congregate inside and outside the premises causing a disturbance /anti-social behaviour.

If the applicant is unable to prove to the Licensing Sub-Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not undermine the licensing objectives; then the application should be rejected. If the Committee decide to grant the application the Licensing Authority propose the hours should stay close to the framework hours and attach additional appropriate conditions including the following:

1. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.*
  - a. *All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.*
  - b. *The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.*
  - c. *All recordings shall be stored for a minimum period of 31 days with date and time stamping.*
  - d. *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. *Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.*

- 4. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.*

Yours faithfully,



**Mohshin Ali - Senior Licensing Officer  
Trading Standards & Licensing**

# Appendix 7

## Mohshin Ali

---

**From:** Onuoha Olere  
**Sent:** 27 August 2024 11:57  
**To:** Licensing; [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** 171367 - Premises Application Z&H One Rice Ltd  
**Attachments:** 46 Brick Lane, E1

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Licensing,

I am writing to formally object to the licensing application of Z&H One Rice Ltd, 46 Brick Lane, London, E1 6RF from 07:00 to 04:00. The premises are located within a Cumulative Impact Zone (CIZ), an area where the concentration of licensed establishments has already resulted in significant public nuisance issues. Extending operating hours in such a setting is highly likely to exacerbate these existing problems.

### **Grounds for Objection: Prevention of Public Nuisance**

The prevention of public nuisance is a crucial objective under the Licensing Act 2003. The proposed hours for late-night refreshments pose a significant risk of increasing public nuisance in the following ways:

#### **1. Non-Compliance with Council's Framework Hours:**

The proposed operating hours from **07:00 to 04:00** starkly contrast with the council's recommended framework hours and for CIZ areas, which are:

- **Monday to Thursday: 06:00 to 23:30**
- **Friday & Saturday: 06:00 to 00:00**
- **Sunday: 06:00 to 22:30**

The application seeks to operate well beyond these hours, especially during late night and early morning periods when residents are most vulnerable to disturbances. Operating until 04:00 could lead to an increase in noise, loitering, and disturbances from delivery drivers' activities that would significantly impact the local residents with already a proliferation of similar type of business in the area.

#### **2. Inadequate Conditions to Prevent Public Nuisance:**

The conditions proposed by the applicant to mitigate public nuisance are insufficient and overly general. They do not provide specific, practical measures that would effectively address the unique challenges posed by late-night operations in a CIZ area. Without detailed and enforceable conditions, there is little assurance that the premises will be able to control noise, anti-social behaviour, and other forms of public nuisance during the proposed extended hours.

#### **3. Adverse Impact on Residential Amenity:**

The proposed hours of operation would likely lead to a considerable increase in noise and disruptions during the early morning hours, negatively affecting the quality of life for nearby residents. Given that the area is already under strain due to its CIZ status, extending late-night refreshment hours to 04:00 would exacerbate these issues, potentially resulting in sleep disturbances and increased stress for local inhabitants.

#### **4. Increased Risk of Anti-Social Behaviour:**

Extended late-night hours are often associated with heightened risks of anti-social behaviour, particularly in areas where alcohol consumption is prevalent. Operating until 04:00 increases the likelihood of such incidents, requiring



greater intervention by local authorities and emergency services. This places additional strain on community resources and can lead to a deterioration in public safety.

**Conclusion:**

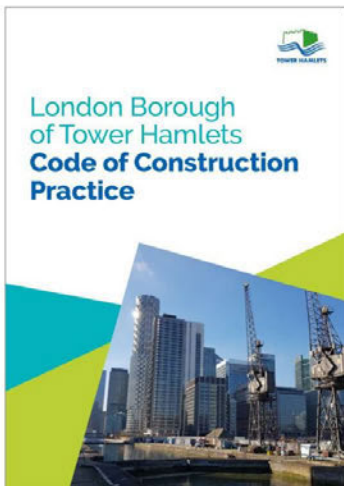
In summary, the proposed operating hours for late-night refreshments for **Z&H One Rice Ltd, 46 Brick Lane, London, E1 6RF** until 04:00 in a CIZ are likely to significantly contribute to public nuisance. The proposal disregards the council’s recommended framework hours and fails to offer sufficient conditions to prevent public nuisance. Therefore, I respectfully urge the licensing committee to reject this application or, alternatively, restrict the operating hours to align with the council’s framework for CIZ areas.

For reference I attach videos and pictures of my recent visual audit visit to the premises upon receipt of the application.

Yours sincerely

Olere

*Onuoha OLERE*  
**Environmental Protection Officer**  
*Communities Directorate*  
*4<sup>th</sup> Floor, Tower Hamlets Town Hall*  
*160 Whitechapel Road*  
*London, E1 1BJ*  
*Phone – [REDACTED]*



**Construction Code of Practice 2023**

- Development with Planning Permission granted and subject to Planning Conditions issued prior to the adoption of the new Code will continue to operate under the conditions for working hours of **Construction Practice 2006**.  
Permitted to work Saturdays without s61 Agreement (8am to 1pm only)
- Development granted Planning Approval **after the 26<sup>th</sup> April 2023** and subject to Planning Conditions required to adhere to working hours as set out above and in the **Code of Construction Practice 2023**.  
s61 Agreement required for works on Saturdays, Sundays, Bank Holidays, or Public Holidays
- Developments seeking amendments to Planning Approvals issued prior to 26<sup>th</sup> April 2023 Working Hours imposed if relevant to the details being amended.
- For more information, please click on the cover page of the Code of Construction Practice 2023

*To apply for all Control of Pollution Act 1974 Section 61 consents, dispensations and variations please apply [here](#).*

**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/lgnl/environment\\_and\\_waste/environmental\\_health/pollution/Guidance-for-Section-61-Applications.aspx](https://www.towerhamlets.gov.uk/lgnl/environment_and_waste/environmental_health/pollution/Guidance-for-Section-61-Applications.aspx)

# Appendix 8

## Corinne Holland

---

**From:** Alan Thornton [REDACTED]  
**Sent:** 27 August 2024 12:53  
**To:** Licensing  
**Subject:** Re: 46 Brick Lane, E1 6RF

[REDACTED]

Thanks  
Alan

> On 27 Aug 2024, at 12:50, Licensing <Licensing@towerhamlets.gov.uk> wrote:

>  
> Dear Alan  
>  
> In order for your representation to be valid your full address is required.  
>  
> Please supply this before the closing date for representations which is the 5th September 2024.

> Kind regards

>  
> Corinne Holland  
> Licensing Officer  
> Trading Standards & Licensing  
> 4th Floor Tower Hamlets Town Hall  
> 160 Whitechapel Road  
> London  
> E1 1BJ

> [REDACTED]  
> [www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk)

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

> From: Alan Thornton [REDACTED]  
> Sent: Sunday, August 25, 2024 10:23 AM  
> To: Licensing <Licensing@towerhamlets.gov.uk>  
> Subject: 46 Brick Lane, E1 6RF

> Hello,

> I am writing regarding the application for a late night license at 46 Brick lane.

> I am a resident of [REDACTED] and director of the freehold company [REDACTED]  
>  
> The applicant has been leaving open a fire door at the back of their premises and accessing our property as an extension of their own.  
> This includes dumping rubbish, including food waste such as hot cooking oil, and using our property as a smoking area and somewhere to make phone calls, have meetings etc The occupants have been made aware of the ownership and boundary facts, but choose to ignore them.  
> The fire door should never be left open and the occupants have no right whatsoever to access our property.  
>  
> Because the door is open so often we hear a lot of the noise from the kitchen area, and this was a problem before refurbishment, with a lot of shouting and arguing coming from the kitchen, often from early morning.  
> I am not sure of the current ownership structure, but the existing restaurant name has not changed.  
> The fire door being left open is also a fire hazard to our property.  
>  
> I have lived in Odeon Court since 2015, and every single tenant has acted in the same way - leaving the fire door open and using our property as if it were their own.  
> This includes estate agents, travel agents and now food premises.  
>  
> I have no reason to believe that this behaviour will not carry on, so the residents to the rear of the building, which runs in to dozens of flats, including flats under construction immediately above the premises, will suffer noise and disruption throughout the night.  
>  
> When we have tried to address the problems in the past, I have been met with verbal and physical abuse, including from employees of So Buns.  
>  
> Therefore I object to the late night licence as it will only bring yet more disturbance and no doubt further unpleasant consequences for residents and neighbours.  
>  
> Many thanks,  
> Alan Thornton  
> [REDACTED]

# Appendix 9

## Kathy Driver

---

**From:** Charlie de Wet [REDACTED]  
**Sent:** 23 August 2024 12:00  
**To:** Licensing  
**Subject:** 46 Brick Lane

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Licensing Team

I was very concerned to read that an application for a premises licence is being considered for Z & H One Rice, 46 Brick Lane. The building backs onto Odeon Court where both flat owners and tenants have a great deal of problems with the noise emanating from this building. By awarding a late night refreshment licence the situation will only deteriorate, affect the amenity and be detrimental to the residents who live close to this property. I object most strongly to this application - surely Brick Lane has reached saturation with the sheer number of late licences awarded.

Sincerely

Carolyn Meunier  
[REDACTED]

## Ibrahim Hussain

---

**From:** Licensing  
**Sent:** 21 August 2024 14:59  
**To:** Kathy Driver  
**Subject:** FW: 46 Brick Lane

---

**From:** Charlie de Wet [REDACTED]  
**Sent:** Wednesday, August 21, 2024 12:44 PM  
**To:** Licensing <Licensing@towerhamlets.gov.uk>  
**Subject:** 46 Brick Lane

For Ms Driver  
No London Stick Bricks used -no information as to what is replacing the strengthened glass.  
Carolyn Meunier  
[REDACTED]



# Appendix 10



**Lavine Miller-Johnson**

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**From:** Licensing  
**Sent:** 13 September 2024 17:50  
**To:** Lavine Miller-Johnson  
**Subject:** FW: FW: New Premises - 46 Brick Lane E1 6RF M171033

---

**From:** Kieran.Wells [REDACTED] **Behalf Of**  
[REDACTED]  
**Sent:** Friday, September 13, 2024 4:20 PM  
**To:** Licensing <Licensing@towerhamlets.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** FW: FW: New Premises - 46 Brick Lane E1 6RF M171033

Hello,

The below is slightly confusing however I believe Xiaobing has agreed to all time changes and license conditions we have put forward. On that basis we have no objection to their application.

Kind Regards,

Kieran.



PC Kieran Wells

[REDACTED]



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**From:** YUANYUAN HU [REDACTED]  
**Sent:** 13 September 2024 15:23  
**To:** CE Mailbox - Tower Hamlets Licensing [REDACTED] >  
**Subject:** Re: FW: New Premises - 46 Brick Lane E1 6RF M171033

Hi Kieran,

Thank you for your suggestion. I accept the opening time.  
Monday- 07:00 – 00:00

Tuesday- 07:00 – 00:00

Wednesday- 07:00 – 00:00

Thursday- 07:00 – 00:00

Friday- 07:00 – 01:00

Saturday- 07:00 – 01:00

Sunday- 07:00 – 00:00

Thank you so much for your help and time, if there is anything you need please let me know.

Sincerely,

Xiaobing



Hi Xiaobing,

Thank you for getting back to me.

I'll respond to your points in bullet points in order.

1) Operating hours are already until 1am on a Friday and Saturday. (See my original email).

2) I understand this as you agreeing to the conditions.

3) Same as 2, to be clear however, never put yourself or staff in harm's way to detain offenders. This condition specifically relates to SIA or alternatively where it's safe and practicable to make a reasonable attempt to detain offenders.

4) Same as 2

Most of these as far as I understand it are in agreement with my email, and the operation hours I suggested in my original email are as below (Are you trying to ask for later than 1am on Friday or Saturday?) What time is it you're proposing as the restaurant is in a CIZ (Cumulative Impact Zone)? Perhaps it would be better to start with the hours proposed and if there are no issues consider an extension later on next year?

Monday- 07:00 – 00:00

Tuesday- 07:00 – 00:00

Wednesday- 07:00 – 00:00

Thursday- 07:00 – 00:00

Friday- 07:00 – 01:00

Saturday- 07:00 – 01:00

Sunday- 07:00 – 00:00

Kind Regards,

Kieran.



PC Kieran Wells



Metropolitan Police Service



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ASK FOR ANGELA

**From:** YUANYUAN HU [REDACTED]  
**Sent:** 09 September 2024 14:45  
**To:** CE Mailbox - Tower Hamlets Licensing <[REDACTED]>  
**Subject:** Re: FW: New Premises - 46 Brick Lane E1 6RF M171033

Dear Kieran,

Thank you for your detailed email and the proposed amendments regarding our restaurant's licensing application. I have reviewed all the conditions outlined, and here are my responses to the suggested modifications:

1. Operating Hours: I understand the concerns regarding the proposed operating hours. However, considering our business needs and customer demographics, we would like to request an extension of operating hours until 01:00 AM on Fridays and Saturdays. I hope we can discuss this matter further to find a resolution that both parties find reasonable.

2. Security and Monitoring Measures:

- I accept the installation of a comprehensive CCTV system inside and outside the premises, meeting the minimum requirements of the Tower Hamlets Police.

- I agree to the implementation of an incident log to be completed within 24 hours of any incident, which will record all crimes reported to the venue, all ejections of patrons, any complaints received concerning crime and disorder, any disorder incidents, any faults in the CCTV or other security equipment, and any visits by relevant authorities or emergency services.

3. Emergency Response:

- I accept that in the event of a serious assault, we will immediately notify the police and, where appropriate, the London Ambulance Service, take all reasonably practicable measures to detain any suspects until the arrival of the police, and preserve the crime scene for a full forensic investigation.

4. Additional Safety Measures:

- I accept having at least one SIA security officer from 20:00 until the premises are closed and all customers have dispersed on Fridays and Saturdays.

- I agree to provide free drinking water and ensure that all front-of-house staff complete welfare and vulnerability awareness training as part of their induction process, with yearly refreshments.

We are willing to accept all other proposed terms and conditions and are committed to effectively implementing these measures to promote the safety and harmony of the venue and surrounding community.

Could we please arrange a meeting to discuss these matters in detail, particularly the adjustment of the operating hours? I look forward to our further communication and to finding a satisfactory solution.

Thank you for your time and consideration.

Best regards,  
Xiaobing



Hi Xiaobing,

We've tried to call you a few times but have been unable to reach you.

With respect of the licensing objectives set out in the Licensing Act 2003 and the subsequent section 182 guidance for the licensing act, as well as the Tower Hamlets Licensing Policy 2023-2028 I am putting in a holding representation/objection at this time. Police do not support your current license as it is proposed and do not believe it will adhere to the Licensing objectives with the current proposed opening times and license conditions.

We believe that your proposed licensed venue will add to the cumulative impact on the local residents, community, members of public pertaining to the night time economy. Further to this I do not believe your proposed measures are written clearly enough, nor do they manage the risks of running a late night refreshment venue for the hours proposed in an area that already has significantly higher Anti-social behaviour/Crime/Noise Nuisance directly linked to the night time economy. Some conditions of your license are conditional on your preference/effort, making the conditions unenforceable. Some are also contradictory or vague. Examples of this are listed below:

Firstly, we will seek to co-operate with the Security Industry Authority. We are looking for an SIA's provision of indoor

supervision, which will ensure that people who are drunk, drug dealers or people carrying firearms do not enter the

premises and ensure that the police are kept informed.

Secondly, we have had closed-circuit television (CCTV) cameras inside and we are planning to install cameras immediately

outside the premises, which can actively deter disorder, nuisance, anti-social behaviour and crime generally.

We have equipment for indoor video systems as well as an alarm system. We have an effective management team. Our

manager will decide whether to close the restaurant earlier according to the situation. We will report to the police

immediately if the situation is not predictable.

At present, we are not selling alcohol. And our customers are mainly Chinese students living around. We will not treat drunk

people and will not allow them to bring alcohol into our restaurant.

vs

Firstly, since we are not selling alcohol, therefore, physical safety resulting from alcohol consumption such as

unconsciousness or alcohol poisoning will be rare in my restaurant. However, if customers bring their own alcohol in, our

competent management team will examine the situation and will allow or not allow them to do so correspondingly.

vs

We will also ensure children not to drink alcohol brought by themselves to the restaurant by checking the ID of customers who are suspected under the age of 25.

Other conditions proposed are not necessarily relevant to the licensing act 2003 and fall under health and safety.

Central East Police Licensing do not object to the application in principal however as it stands the conditions are not adequate to the times/locale or nature of the premises and ultimately the risk those aspects bring. Brick lane is a large hub of night time activity and already has a very large footprint in London with a late night venues who are all subsequently individual managing the risks to local residents and making sure they comply with the licensing objectives.

Police believe that having a premises open that late a sizeable number of the customers inside the premises after 11pm will be those who have been drinking in the local night time economy. As we know from experience people who have been drinking or drugs suffered from impaired decision making and are more likely to be victims of alcohol related crime and disorder. The applicant has failed to demonstrate how he will manage these effectively.

The applicant has also failed to demonstrate how he will stop his customers causing noise nuisance when outside his premises, either queuing for food, waiting for their friends or eating their food outside on the street.

In order for this license application which we understand is a restaurant in principal only to meet the licensing objectives, we would request the following changes to the current license application.

Firstly, we do not support the proposed hours, and would request that the hours be amended to the following as we believe this falls more in line for a reasonable time so as to not disrupt the local residents, as well as decreasing the likelihood of crime and disorder inside the venue for customers and staff:

Monday- 07:00 – 00:00

Tuesday- 07:00 – 00:00

Wednesday- 07:00 – 00:00

Thursday- 07:00 – 00:00

Friday- 07:00 – 01:00

Saturday- 07:00 – 01:00

Sunday- 07:00 – 00:00

We would also request all the conditions below are added to the license:

1. 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) any faults in the CCTV system, searching equipment or scanning

equipment;

- f) any visit by a relevant authority or emergency service.

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

- a) the police (and, where appropriate, the London Ambulance Service) are

called without delay;

- b) all measures that are reasonably practicable are taken to apprehend

any suspects pending the arrival of the police;

- c) the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and

- d) such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.



3. 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.
  
4. 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.
  
5. On Friday and Saturday the premises have a minimum of 1 SIA security officer from 20:00 until the premises has closed and all customers have dispersed.
  
6. Drinking water to made freely throughout the venue.
  
7. All front of house staff shall complete welfare and vulnerability awareness training as part of their induction process to work at the premises. This training shall be documented and repeated/refreshed at yearly intervals.

If you are happy to accept these conditions please let me know, if you would like to talk about these discussions or amend them where appropriate and proportionate or volunteer any extra conditions then please email me, I can talk via the phone or email.

Kind Regards,

Kieran.



PC Kieran Wells

[Redacted text block]



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From: YUANYUAN HU [Redacted]  
Sent: 08 August 2024 15:50  
To: [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk); [Trading.Standards@towerhamlets.gov.uk](mailto:Trading.Standards@towerhamlets.gov.uk); CE Mailbox - Tower Hamlets Licensing <[CEMailbox-.TowerHamletsLicensing@met.police.uk](mailto:CEMailbox-.TowerHamletsLicensing@met.police.uk)>; [FSR-AdminSupport@london-fire.gov.uk](mailto:FSR-AdminSupport@london-fire.gov.uk); [development.control@towerhamlets.gov.uk](mailto:development.control@towerhamlets.gov.uk); [Environmental.Protection@towerhamlets.gov.uk](mailto:Environmental.Protection@towerhamlets.gov.uk); [Licensing-ChildProtection@towerhamlets.gov.uk](mailto:Licensing-ChildProtection@towerhamlets.gov.uk); [Healthand.Safety@towerhamlets.gov.uk](mailto:Healthand.Safety@towerhamlets.gov.uk); [Alcohol@homeoffice.gov.uk](mailto:Alcohol@homeoffice.gov.uk); [PublicHealthLicensing@towerhamlets.gov.uk](mailto:PublicHealthLicensing@towerhamlets.gov.uk)  
Cc: Lavine Miller-Johnson [Redacted]  
Subject: New Premises - 46 Brick Lane E1 6RF M171033

Dear Licensing Team,

I hope this message finds you well. Following your feedback and the requirements set forth in your recent communication, I have revised our application for the premises

licence and addressed all noted concerns. Attached you will find the updated application documents for Z&H One Rice Limited, located at 46 Brick Lane, E1 6RF.

We are committed to complying with all necessary regulations and appreciate your guidance in this matter. Should there be any further adjustments needed, please do not hesitate to contact me directly.

Best regards,

XIAOBING

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# Appendix 11

## **Section 182 Advice by the Home Office Updated on August 2023**

### 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 12

## Licensing Policy Section 11

### Prevention of Public Nuisance

- 11.1 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.
- 11.2 Like many London boroughs, Tower Hamlets has many areas of the borough where businesses and residents are “cheek by jowl” with each other. Thus, the correct balance needs to be adopted ensuring residents are not unduly disturbed by licensed premises, whilst ensuring this does not stifle growth in the licence trade.
- 11.3 Though all licensed premises must promote the licensing objectives, and thus actively try to prevent public nuisance being caused by their licensable activities, there are some factors that this Licensing Authority would expect to applicants to consider and where appropriate address in their operating schedule. These are:
- a) Music/performances  
Measures to reduce impact of noise on residents
  - b) Queue management  
Measure to prevent obstruct access to properties, pavements. Measure to reduce the impact of people noise on residents
  - c) Ingress and Egress  
Measure to prevent people noise during ingress and egress
  - d) Use of outside areas (see 11.7 below)
  - e) Deliveries, particularly pick-ups by vehicles  
Measures to prevent noise/fumes from engines, drivers (including smoking),
  - f) Bottle disposal  
Done at reasonable time to prevent impact on residents e.g. between 8am and 8pm
  - g) Litter  
Measures to prevent littering around the venue from patrons
- 11.4 The Licensing Authority appreciates that it would not be necessary or appropriate for all applications to have measures to prevent the above issues. Nevertheless, we will take a strong view on applications for licences that are in close proximity to residential premises, and whose intended use has a higher likelihood of causing public nuisance. This also includes those applications in areas covered by a Cumulative Impact Assessment (CIA). Especially where the applications falls outside the scope of any exceptions to such CIAs.
- 11.5 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the



problems identified listed above, or any other conditions it considered appropriate and proportionate to promote the licensing condition of prevention of public nuisance.

- 11.6 **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 Councils 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.
- 11.7 **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.
- 11.8 **Beer Gardens and outside areas** – since the ending of the restrictions imposed during the Coronavirus pandemic, we have seen an increase the use of outside areas. This has also been encouraged by Government under the Business and Planning Act 2020. We want to strike the right balance between allowing businesses to thrive whilst still protecting residents of the borough being unduly disturbed by the night time economy. Hence, we would encourage applicants address this concern in their operating schedule by detailing what mitigating measures they intend adopt to reduce any disturbance the use of the outside area is likely to have on neighbouring residents. Such measures could include:
- limiting the amount of patrons permitted in the outside area, and/or,
  - restricting the use of areas after a certain time,
  - ceasing its use after a certain time.
- Where disturbance of residents from outside areas is likely, and where its discretion is engaged, this Licensing Authority may add conditions limiting the numbers of person permitted to use any outside areas, and/or seek to cease the use of any outside areas after 21:00 hours.
- 11.9 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to "Party Boats", which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the "Boat" conditions, listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Public Nuisance. Furthermore, where disturbance of residence from these party boats is likely, and where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.

# Appendix 13

# 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 14

## Licensing Policy Section 9

### 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. The applicant should also list such steps that are required to deal with these identified issues. Both risks and mitigating steps 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 Conditions in Appendix 3.
- 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 conditions from our model conditions in appendix 3, to prohibit 'touting':-

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.

7.9 **Psychoactive Substances, e.g. Nitrous Oxide (NOx)** – Misuse of nitrous oxide is associated with increased antisocial behaviour including littering, noise nuisance and vandalism, all of which are detrimental to residents' quality of life and feelings of safety. Use of nitrous oxide is also a health concern and has other associated harms.

As a result, this Licensing Authority expects Licence Holders to refuse entry to any person seen use or selling NOx as a psychoactive Substance. Refusals should also be entered into Licence Holders refusals logs.

Where its discretion is engaged this Licensing Authority impose conditions to formally require refusal of persons seen selling or using NOx as a psychoactive Substance.

7.10 **Drinks spiking** – in reference to the Local Governments Association (LGA) Guidance note on drink spiking prevention, this Licensing Authority expects licence holders and applicants to have a zero-tolerance policy towards drinks spiking. This involves as a minimum ensuring all reports of spiking are acted upon and that all incidents of alleged spiking are recorded and reported to the police. Licence holders and applicants should also be aware of the Metropolitan Police's definition of drink spiking:

"Spiking is where someone adds drugs or alcohol to another person's drink without them knowing, it is illegal."

The LGA has set some recommendations for Licence holder, and we would expect our Licence holders to follow these where appropriate to their venues:

<https://www.local.gov.uk/publications/lga-guidance-note-drink-spiking-prevention#recommended-actions-for-licensed-premises->

Applicants for new and variations of exiting licences as well as those submitting TENs are expected to work with the Metropolitan Police in order to consider actions needed to prevent drinks spiking in their venues/events

Where its discretion is engaged this Licensing Authority will impose conditions on licences aimed at preventing drinks spiking, specifically any recommended by the metropolitan police.

7.11 **Welfare and Vulnerability** – This Licensing Authority believes that all Licensed venues should train their staff in Welfare and Vulnerability Engagement (WAVE). As of 2023 this Licensing Authority in partnership with the Metropolitan Police and the London Borough of Hackney is delivering monthly WAVE training sessions for Licensed venues within both Tower Hamlets and Hackney. As a result, we expect that all Licensed venues who sell alcohol for consumption on their premises should train their staff in WAVE and adopt Ask for Angela or similar initiatives aimed at assisting vulnerability within alcohol licensed venues.

7.12 **Sexual Harassment in the Night Time Economy** – sadly this is still an issues for women working in and visiting licensed venues in London. As a result, this Licensing Authority encourages Licensed venues to sign up to the Mayor of London’s Women’s Night Safety Charter:

<https://www.london.gov.uk/programmes-strategies/arts-and-culture/24-hour-london/womens-night-safety-charter>

As well as the Women’s Night Safety Charter we would encourage applicants and licence holders to discuss applications with the Council’s Violence Against Women and Girls Service, who can provide advice and training to venues on preventing misogyny within licensed premises.

Lastly, we expect Licence Holders to take a zero-tolerance approach to misogyny within their venues where this is towards customers or employees. We would expect licence holders to refuse to serve persons who commit acts of sexual harassment, even in the first instance, and report the matter to the Metropolitan Police.

7.13 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to “Party Boats”, which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the conditions listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Crime and Disorder. Furthermore, where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.

7.14 **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.

- 7.15 The Licensing Authority is mindful of the Secretary of State's Guidance "Reviews arising in connection with crime".
- 7.16 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>.
- 7.17 **Smuggled Goods** – The Licensing Authority will exercise its discretion to add conditions to licence where appropriate and proportionate to reduce the risk of receiving smuggled goods and encourage traceability.
- 7.18 **Olympic Park (Football Ground)** – Premises where Police intelligence shows that football supporters congregate within the borough should consider adding the Olympic Park – Football Ground conditions in our Model Conditions in appendix 3.

# Appendix 15

# 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 co-operate 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 16

## Licensing Policy – Sections 20, 21 and Appendix 5

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

1. The Licensing Authority has adopted a special policy relating to cumulative impact in areas of:
  - Brick Lane
  - Bethnal Green

**This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impacts with one or more of the licensing objectives.**

2. The Council reviewed the Special Cumulative Impact Policy in 2021 and, following consultation, decided it was still of the opinion that the concentration of licensed premises within Brick Lane area was having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance. As part of the review in 2021, the Council also decided that the concentration of licensed premises within the Bethnal Green area was also having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance.

#### Review of Cumulative Impact Assessment - Supporting Evidence

3. In determining the Councils CIAs for the area of Brick Lane and Bethnal Green (Figures One and Two Below) the Council considered the following evidence:
  - Hot spot maps of incidents of crime and disorder and ASB linked to Licence premises in the defined areas for 2017 to 2020.
  - Complaint data from Environmental Health and Trading Standards relating to Noise and Licensing.
  - Licence Application data for the defined areas for 2017 to 2020
  - Results of the Consultation, that included Survey data and comments and written responses.

This evidence is published on our website:

<http://democracy.towerhamlets.gov.uk/ieListDocuments.aspx?CId=309&MId=12361>.

## Cumulative Impact Assessments (Brick Lane and Bethnal Green)

4. The Licensing Authority is of the view that the number, type and density of premises selling/supplying alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane and Bethnal Green Areas (highlighted in Figures One and Two below) is having a cumulative impact on the licensing objectives. Therefore, it is likely that granting further licences would be inconsistent with the authority's duty to promote the licensing objectives. Thus, it has declared a cumulative impact assessment within these areas.
  5. The Brick Lane and Bethnal Green CIAs aim to manage the negative cumulative impact of the concentration of licensed premises in these areas and the stresses that the saturation of licensed premises has had on the local amenity, environmental degradation and emergency and regulatory services in managing this impact.
  6. The effect of this Special Cumulative Assessment Policy will apply to the following types of applications:
    - New Premises Licences applications,
    - New Club Premises Certificates applications
    - Provisional Statements,
    - Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).
- However, it will only apply where the application seeks to permit the Licensable activities of:
- the sale or supply of alcohol for consumption on or off the premises, and/or,
  - the provision of late night refreshment.
7. **This Policy will be strictly applied and where relevant representations are received and it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIAs if they wish to rebut this presumption.**
  8. The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications (Councillors, Members of the Public) within the CIA zones the application will be refused.
  9. Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.

10. It must be stressed that the presumption created by this special policy does not relieve responsible authorities or other persons of the need to make a representation. If there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted in line with their delegated authority.
  
11. This special policy is not absolute and the Licensing Authority recognises that it has to balance the needs of businesses with local residents. The circumstances of each application will be considered on its merits and the Licensing Authority shall grant applications, when representations are not received. The applicant should demonstrate that the operation of the premises will not add to the cumulative impact on one or more of the following licensing objectives:
  - Prevention of Crime and Disorder;
  - Prevention of Public Nuisance.

Therefore, applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule.

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

### **Possible exceptions to the Brick Lane and Bethnal Green Cumulative Impact Assessments**

- Applications for licences for small premises with a capacity of fifty persons or less who only intend to operate within framework hours, and that;
  - Only have consumption of food (late night refreshment) and drink (alcohol) on the premises only;
  - Only provide Off sales of food (late night refreshment) and drink (alcohol) for delivery (i.e. not for take away); and,
  - Have arrangements to prevent vertical drinking, for example fully seated venues.
  
- Applications for licences that are not alcohol led (e.g. Hairdressers wanting to provide alcohol to clients during their hair cut/treatments), .
- Applications for licences where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same CIA Area.

Licensing Authority will **not** consider the following as possible exceptions:



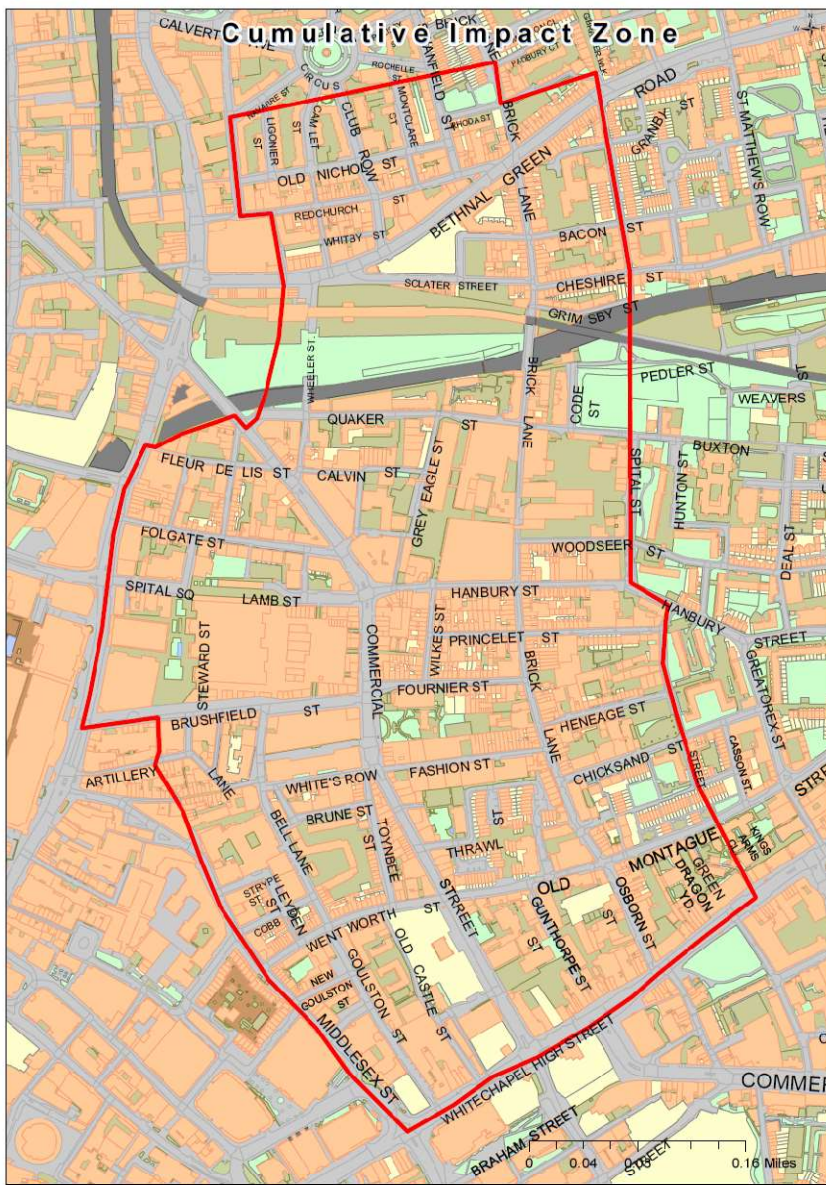
- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

**The Cumulative Impact Assessment Areas for the Brick Lane and Bethnal Green**

13. The Cumulative Impact Assessment Areas are detailed in the maps below.

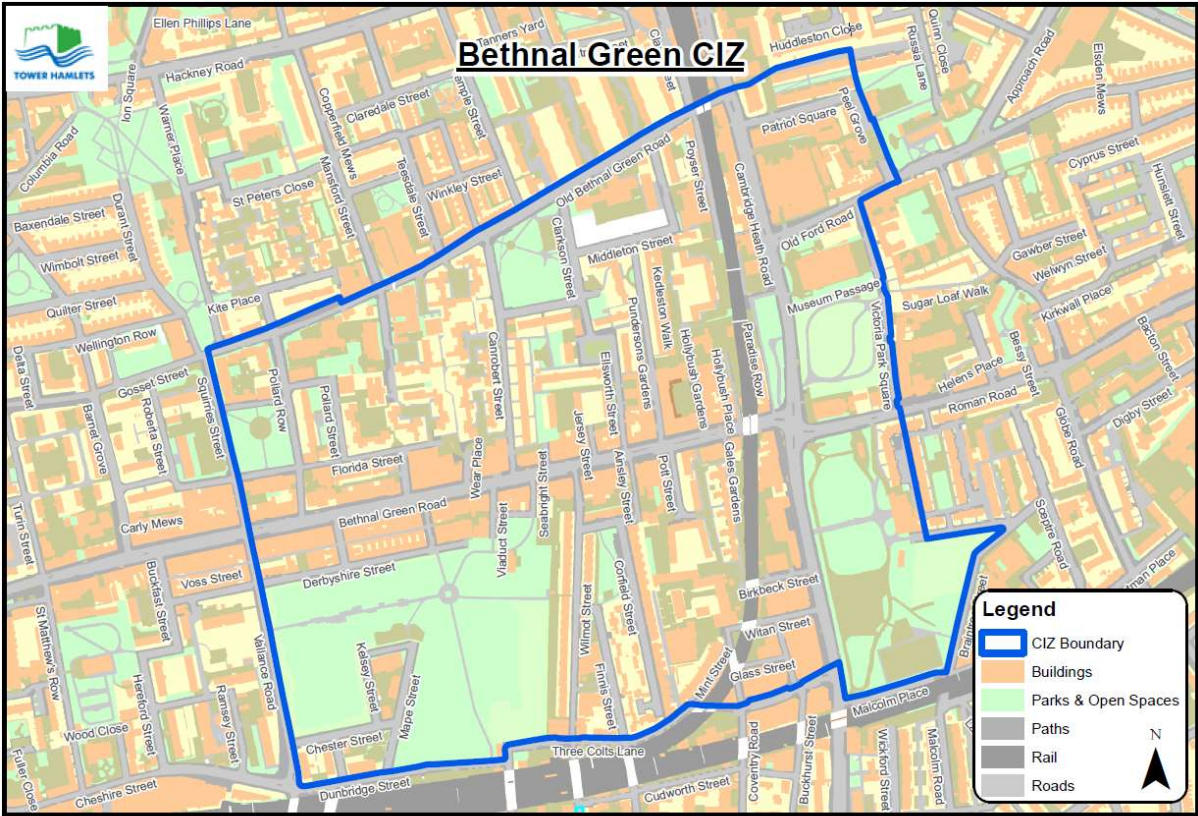
**Figure One**

**Brick Lane area:**



**Figure Two:**

**Bethnal Green Area**



# Appendix 17

## **Licensing Policy Relating to Hours of Trading**

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- 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 16.8 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 16.9 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 18

## **Planning**

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