Appendix 1





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

This form should be completed and forwarded to: Licensing Section, Mulberry Place, 5 Clove Crescent, London E14 2BG with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets. On-Line payments can be made at: http://www.towerhamlets.gov.uk/content_pages/pay_it.aspx

Or alternatively from http://www.lowerhamlets.gov.uk/ under 'Online Services'

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

IWe (Insert name(s) of applicant) MRS-SURATYA SULTANA BHUTYAN

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

Part 1 - Premises details

Postal address of premises or, if none	, ordnance survey r	nap reference or description
CORNER SHOP EXPRE	ess limite	.D
216 BETHNAL GREE	N ROAD	1
LONDON		
		THADING STANDARDS
Post town	Post code E2	DAA 17
Telephone number at premises (if any)		DENSIE
		The state of the s
Non-domestic rateable value of premis	£ 6.500	

Part 2 - Applicant details

Please	state whether you are applying for a pren	nises licence	e a	S	
a)	an individual or individuals*	Please tick		res Please complete section (A)	l
b)	a person other than an individual *				
	i. as a limited company	V	1	please complete section (B)	
	il. as a partnership		נ	please complete section (B)	
	iii. as an unincorporated association or]	please complete section (B)	
	iv. other (for example a statutory corpor	ration) 🗀)	please complete section (B)	
c)	a recognised club)	please complete section (B)	
d)	a charity		1	please complete section (B)	
e)	the proprietor of an educational establis	hment 🔲	1	please complete section (B)	
f)	a health service body)	please complete section (B)	
g)	an individual who is registered under Pa the Care Standards Act 2000 (c14) in re	rt 2 of 🔲		please complete section (B)	
h)	of an independent hospital the chief officer of police of a police force England and Wales	e in 🔲		please complete section (B)	
*If you a	re applying as a person described in (a) o	r (b) please	CO	onfirm:	
lam o premis	arrying on or proposing to carry on a bus ses for licensable activities; or	iness which	in	Please tick D	yes 12
! am n	naking the application pursuant to a statutory function or a function discharged by virtue of Her.	Maiesty's pre	ero	galive	

B) OTHER APPLICANTS

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

Name CORNER SHOP EXPRESS LIMI	TED
Address 289 BETHNAL GREEN ROAD	
LONDON E2 GAH	
Registered number (where applicable) 8211062	
Description of applicant (for example partnership, company, unincor	porated association etc)
LIMITED COMPANY	
Telephone number, if any	
E-mail (optional)	
Part 3 Operating Schedule	
When do you want the premises licence to start?	Day Month Year 0 1 0 9 2 0 1 3
If you wish the licence to be valid only for a limited period, when do you want it to end?	Day Month Year
If 5,000 or more people are expected to attend the premises at any	
one time, please state the number expected to attend.	
Please give a general description of the premises (please read guida	ance note1)
OFF LICENCE AND CONVENIENT	STORE.
NEWS AGENT	

C y MOITIDONE AFF	PLICANTS (fill in as app	licable)	
Mr Mrs M	Miss M	Other title (for example, Rev)	
Surname		First names	
I am 18 years old or o	over	Pleas	e lick 🗆 yes
Current postal address if different from premises address	f1		
Post Town			
		Postcode	
Daytime contact telep	ohone number		
E-mail address (optional)			
SECOND INDIVIDUAL A	APPLICANT (if applica	ble)	
SECOND INDIVIDUAL A Mr Mrs Surname	APPLICANT (if applica	s Other title (for example, Rev)	
Mr Mrs	1 —	s Other title	
Mr Mrs Surname	Miss M	S Other title (for example, Rev) First names	41.1.5
Mr Mrs	Miss M	S Other title (for example, Rev) First names	tick : yes
Mr Mrs Surname	Miss M	S Other title (for example, Rev) First names	tick o yes
Mr Mrs Sumame I am 18 years old or or Current postal address if different from premises address	Miss M	S Other title (for example, Rev) First names	tick () yes
Mr Mrs Surname I am 18 years old or or Current postal address if different from premises	Miss M	s Other title (for example, Rev) First names Please	tick o yes

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

Provision of regulated entertainment

-1	Please tick yes
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	
f) recorded music (if ticking yes, fill in box F)	
g) performances of dance (if ticking yes, fill in box G)	
h) anything of a similar description to that falling within (e), (f) or (g)	
(if licking yes, fill in box H)	
Provision of entertainment facilities for:	
i) making music (if ticking yes, fill in box I)	
j) dancing (if ticking yes, fill in box J)	
k) entertainment of a similar description to that falling within (i) or (j)	
(if ticking yes, fill in box K)	
Provision of late night refreshment (if ticking yes, fill in box L)	
Supply of placket /if tighter year 50 to be a 54	
Supply of alcohol (if ticking yes, fill in box M)	
In all cases complete boxes N, O and P	

Α					
Plays Standard guidance	days and timings ()	lease read	Will the performance of a play take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	
			(higase legg Bridsuce Dote 5)	Ouldoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please red guid	ance note 3)	
			-		
Tue					
	The second second second				
Wed					
AAGO			State any seasonal variations for performing plays (please read gui		
	-		note 4)		
Thur					
71101	18 18 18 18 18 18 18 18 18 18 18 18 18 1				
Fri					
• ••	2004-1106-201		Non standard timings. Where you intend to use	the premises fo	
			performance of plays at different times to those the left, please list (please read guidance note 5)	listed in the colu	iuiu ou
Sat			-		
	200				
Sun			1		
			<u> </u>		
В					
Films			Will the exhibition of a film take place indoors	Indoors	
standard d guidance n	lays and timings (pl	ease read	OF OUTDOORS OF both - please tick	Indoors	
	<u> </u>		(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please red guidar	Ce note 3)	<u> </u>
Tue .					
Ved	-				
- WL			State any seasonal variations for exhibition of file	ns.	
			(please read guidance note 4)		
hur					
1 PLSS					
ri	_				
"			Non standard timings. Where you intend to use t	he premises for	
			exhibition of films at different times to those liste left, please list (please read guidance note 5)	d in the column	on the
al	+		and desired their of		
	9,777				
นก	 				
		7			
					1

Indoor s	porting events		Please give further details here (please red guida	nce note 31	
Standard guidance	days and timings (p note 6)	lease read	(Alone to Solo	1100 11010 37	
Day	Start	Finish	-		
Mon		1111001	-		
Tue	and the second s	mponyolipolipi siga mip kilikhalalalagangalalalah sp <u>ilat</u>	State any seasonal variations for indoor sporting (please read guidance note 4)	a events	
Wed			_		
	- dealer allumpassen sprang auge grope men har and g	-Michigan water, is desirence of	-		
Thur			Non standard timings. Where you intend to use	the premises for	Indoor
			sporting events at different times to those listed please list (please read guidance note 5)	in the column or	the left.
Fri			-		
	emministratures de mis estre de speripos que partir albans,	The state of the s	· ·		
Sat					
	PARTITION SOLVE AND ADDRESS.	Trifinds of the first of the production of the first of t			
Sun					
D					···
Boxing o Standard o guidance o	r wrestling enterta days and timings (pi note 6)	<u>inment</u> ease read	Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon	Clast	FINAN		Both	<u> </u>
IAIOII			Please give further details here (please red guidar	nce note 3)	
Tue			-		
Wed			State any seasonal variations for boxing or wres	lling entertainme	nţ
			(please read guidance note 4)		
Thur			†		
Fri			Non standard timings. Where you intend to use	the premises for	boxing
			or wrestling entertainment at different times to the conthe left, please list (please read guidance note:	<u>103e listed in the</u> 5)	column
Sal			1		
			1		
Sun			-{		

Live mus Standard guidance	days and timings (please read	Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors
Day	Start	Finish		Outdoors
Mon		1		Both
morr			Please give further details here (please read guid	lance
Tue				
Wed			State any seasonal variations for the performanted guidance note 4)	ce of live music (please
Thur				
Fd				
. 11	***************************************		Non standard timings. Where you intend to use performance of live music at different times to the on the left, please list (please read guidance note:	town Hedwal In the cart.
Sat				
Sun			4	
	14 1 1 1 1 1 1 1 1 1 1 1			

F

Recorded music Standard days and timings (please read guidance note 6)		olease read	Will the playing of recorded music take place Indoors Indoor	
Day	Start	Finish	-	
Mon			Please give further details here (please read guid	Both ance note 3)
Tue				
Wed			State any seasonal variations for playing record guidance note 4)	ed music (please read
Thur			_	
Fri			Non standard timings. Where you intend to use playing of recorded music entertainment at diffe in the column on the left, please list (please read	rand these to the section t
Sat				Annaire inte 2)
Sun				

G

Performances of dance Standard days and timings (please read guidance note 8)		ease read	Will the performance of dance take place Indoors or outdoors or both - please tick [Y] (please read guidance note 2)	
Day	Start	Finish	The same state of the same sta	Ouldoors
Mon	Sign	Finish	Please give further details here (please read guid	Both
			- The state of the	iorice
Tue				
Wed			State any seasonal variations for the performanguidance note 4)	oce of dance (please read
Thur				
Fri			Non standard timings. Where you intend to use performance of dance entertainment at different the column on the left, please list (please read gu	figure to those listed in
Sal				
	- 20-110-110-110-110-110-110-110-110-110-1	*****		
Sun		- 19,552]	

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be groviding
Day	Start	Floish	7
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed		-	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (q) (please read guidance note 4)
Thur	The second annihilation of the pro-		
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please
Sat			read guidance note 5)
Sun	= -= =		

Provision of facilities for making music Standard days and timings (please read guidance note 6)		alding music please read	Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor	
				Outdoor	
Day	Start	Finish	-{	Both	
Mon			Please give further details here (please read guidance		
Tue					
Wed			State any seasonal variations for the facilities for making music (please read guidance note 4)		
Thur			-		
Fri			Non standard timings. Where you intend to use facilities for making music entertainment at diffe in the column on the left, please list (please read	Part flores to these that it	
Sat	PER SAN TRANSPORTER STATE OF THE SAN TRANSPOR			• · · · · · · · · · · · · · · · · · · ·	
Sun					

J

J					
Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Please give a description of the facilities for dancing you will be providing		
			Will the facilities for dancing be indoors or outdoors or both - please tick [Y] (please read guidance note 2)	Indoor	
				Ouldoor	
Day	Start	Finish	-	Both	
Mon		-	Please give further details here (please read guid	ance	
Tue					
Wed			State any seasonal variations for the facilities for dancing (please read guidance note 4)		
Thur					
Fri		To be the delivery supportunity to the contraction	Non standard timings. Where you intend to use the premises for the facilities for dancing entertainment at different times to those listed in the		
Sat		er landandjen sin had olympianski space sp	column on the left, please list (please read guidar	ice note 5)	
Sun					
		and to apply by the effects of the part of a standard order and the section of th			

K

<u>K</u>				
Provision of facilities for entertainment of a similar description to that failing within I or J Standard days and timings (please read			Please give a description of the type of entertal providing	nment facility you will be
guidance	guidance note 6)		Will the entertainment facility be indoors or outdoors or both – please tick M (please read guidance note 2)	Indoor
				Outdoor
Day	Start	Finish	<u>- </u>	Both
Mon	- mm make below		Please give further details here (please read guid	dance
Tue				
Wed				
******		State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or k (pieread guidance note 4)		of facilities for ling within i or k (please
Thur				
Fri			Non standard timings. Where you intend to use provision of facilities for entertainment of a simi falling within I or J at different times to those list	100 docadet
Sat			left, please list (please read guidance note	5)
Sun				

Box M continued

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

Name	
Name	MR.M.R.KARIM BHUIYAN
Address .	Postcode 2
Personal Licence number(if known)	
Issuing licensing authority (if known)	Highfield Awarding Body for Compliance
matters ancillary to the use of the prei children (please read guidance note 8)	ent or services, activities, other entertainment or mises that may give rise to concern in respect of

Ł

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place Indoors or outdoors or both – please tick IYI (please read guidance note 2)	Indoors
Day	Slart	Finish	Extract the Fritz brease read guidance (10(8 2)	Outdoors
	Jigit	PHESH		Both
Mon	100 L		Please give further details here (please read gu	idance
	-		1	
Tue			1	
	A topic consists to history and resiminate specific resi-		The state of the s	
Wed	state and the state of the second of the sec	./%.Sa#5	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Thur	74	6 2 5	consequently long of	
Fri			Non standard timings. Where you intend to us	the premises for the
	ż		provision of late night-refreshment at different column on the left please list (please read guide	61 man an alaman 12-4-1 t- 41-
Sat		2 1,2332 22	-	
Sun	ar i			

M

Supply of alcohol Standard days and timings (please read guidance note 6)		(please read	Will the supply of alcohol be for consumption – please tick (Y) (please read guidance note 7)	On the premises	Τ
Day	Start	Finish	*	Off the premises	Y
Моп	6 a · m	2 a·m	Please give further details here (please read guida	Both	<u> </u>
Tue	6a.m	2 a · m			
Wed	6 a·m	2 a·m	State any seasonal variations for the supply of all guidance note 4)	cohol (please re	ad
Thur	6 a.m	2a.m			
Fri	6 a·m	2 a·m	Non standard timings. Where you intend to use to supply of alcohol at different times to those listed left, please list (please read guidance note 5)	ne premises for in the column	the on the
Sat	6 a.m	2 a.m			
Sun	6a.m	2 a.m			
		1/3-11-1-12			

Box M continues on the next page...

Hours	premises a	ra	State any seasonal variation (please read guidance note 4)
open to the public Standard limings (please read guidance note 6)			The state of the s
		se read	
Day	Start	Finish	
Man	6 a·m	5a·m	
Tue	6 a·m	5 a·m	
Wed	6 a m	5a.m	
Thur	6a·m	5 a.m	Non standard timings. Where you intend to the premises to be open at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri	6а.т	5 a:m	
Sat	6 a · m	5 a.m	
Sun	6 a·m	5 a·m	

Describe the steps you intend to take to promote the four licensing objectives: a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

I WILL KEEP THE SHOP TIDY AND CLEAN

b) The prevention of crime and disorder

EMPLOY SUFFICIENT STAFF AND INSTALL CCTV
RECORDING

c) Public safety

KEEP THE FIRE EXIT CLEAR ALWAYS AND ALSO KEEP
FIRE EXTINGUISHER AVAILABLE IN GOOD CONDITION.

Part 4 - Signatures (please read guidance note 10)

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Signature of applicant or applicant's solic note 11) If signing on behalf of the applicant	itor or other duly authorised agent. (See guidance ant please state in what capacity.
Signature	
Date 23.08.2013	
Capacity Director	
For joint applications signature of 2 applications agent. (please read guidance note 12) if signapacity.	licant or 2 nd applicant's solicitor or other authorised gning on behalf of the applicant please state in what
Signature	
Date	The second secon
Capacity	The property of the control of the c
with this application (please read guidance	
Post town	Post code
Telephone number (if any)	
if you would prefer us to correspond with	you by e-mail your e-mail address (optional)

d) The prevention of public nuisance

I WILL NOT PLAY ANY LOUD MUSIC AND WILL NOT ALLOW ANY CUSTOMER TO BE DISORDERLY AND WILL NOT SERVE ANY DRUNK OR UNRULY CUSTOMERS.



e) The protection of children from harm

I WILL NOT SERVE ALCOHOL OR TOBACCO TO UNDERAGE CHILDREN.

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

CHECKLIST:

I have made or enclosed payment of the fee

I have enclosed the plan of the premises

I have sent copies of this application and the plan (showing the area to be licensed) to responsible authorities and others where applicable

I have enclosed the consent form completed by the individual I wish to be Premises

Supervisor, if applicable

I understand that I must now advertise my application

I understand that if I do not comply with the above requirements my application will



LICENSING ACT 2003

FOR OFFICE USE			
RECEIPT / INVOICE NO.	FEE REQUIRED:	Date;	Initials:
		1	

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

Consent of individual to being specified as premises supervisor

I.MUHAMMAD REZAUL KARTM BHU [full name of prospective premises supervisor]	IYAN
of	
[home address of prospective premises supervisor]	
hereby confirm that I give my consent to be specified as the described to the application for PREMISES LICENC	ignated premises supervisor in E[type of application]
by MRS. SURATYA SULTANA BHUTYA	V[name of applicant]
relating to a premises licence	number of existing licence, if any}
for 216 BETHNAL GREEN ROAD	***************************************
LONDON E2 OAA [name and address of premises to which the application relates	
and any premises licence to be granted or varied in respect of the	nis application made
by MRS. SURALYA SULTANA BHUIYA	N[name of applicant]
concerning the supply of alcohol at 216BETHNAL	GREEN ROAD
LONDON E2 OAA [name and address of premises to which application relates].;	LBTH
{	LBIH TRADING STANDARDS
	2 7 Alis 2013
	LICENSING

Notes for Guidance

- Describe 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.
- 2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
- 3. For example the 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.
- 4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
- 6. Please 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.
- 7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
- 8. Please 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, the presence of gaming machines.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

I also confirm that I am applying for, intend to apply for or currently hold a pewhich I set out below.	ersonal licence, details of
Personal licence number [insert personal licence number, if any]	
Personal licence issuing authority HARHISELD. HEARDING BODY [insert name and address and telephone number of personal licence issuing signed	FOR COMPLIANCE authority, if any]
MUHAMMAD R: K: BHUTYANname (please print)	
23.08.2013 dated	

Original Plans or 65976

Date: 23/8/2013

Licensing Section
Multiple Place (AH)
PO Box 55739
5 Clove Crescent
London E14 18Y

Your Reference:

TSS/LIC/065976

Subject: Premises Licence for 216 Bethnal Green Road E2 0AA

Dear Ms Sonia,

Thank you for your recent update on our previous application for a premises licence on the above property.

Please find attached a new application as requested.

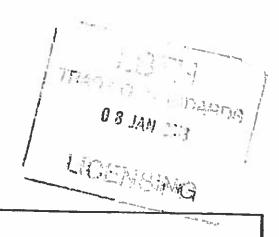
Please also note:

- We have already made the payment of £190 towards the fees for the application.
- We already submitted the Personal Licence certificate for the DPS for the premises.
- We also submitted the CRB certificate for the Personal Licence holder (DPS).
- We also submitted Plan of the Premises recently.

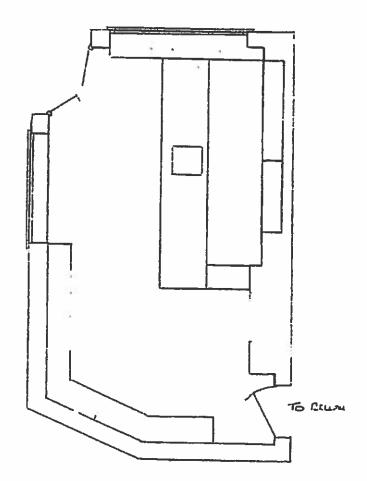
Please let us know if you need anything else. I would request you to grant us a licence as soon as possible. We are having to face losses due to shop being closed for such a long time, we really need to open the shop quickly to its full service.

Thank you for your help and best regards.

On behalf of — Corner Shop Express Limited



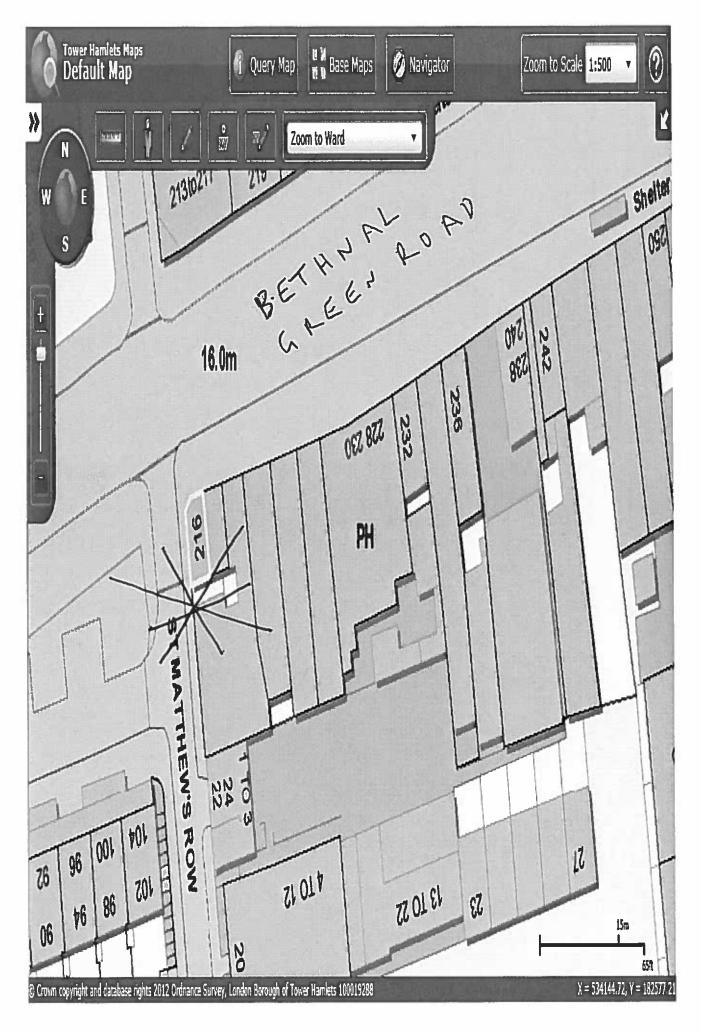
Ground Floor 216 Bethnel Green Road, London E2



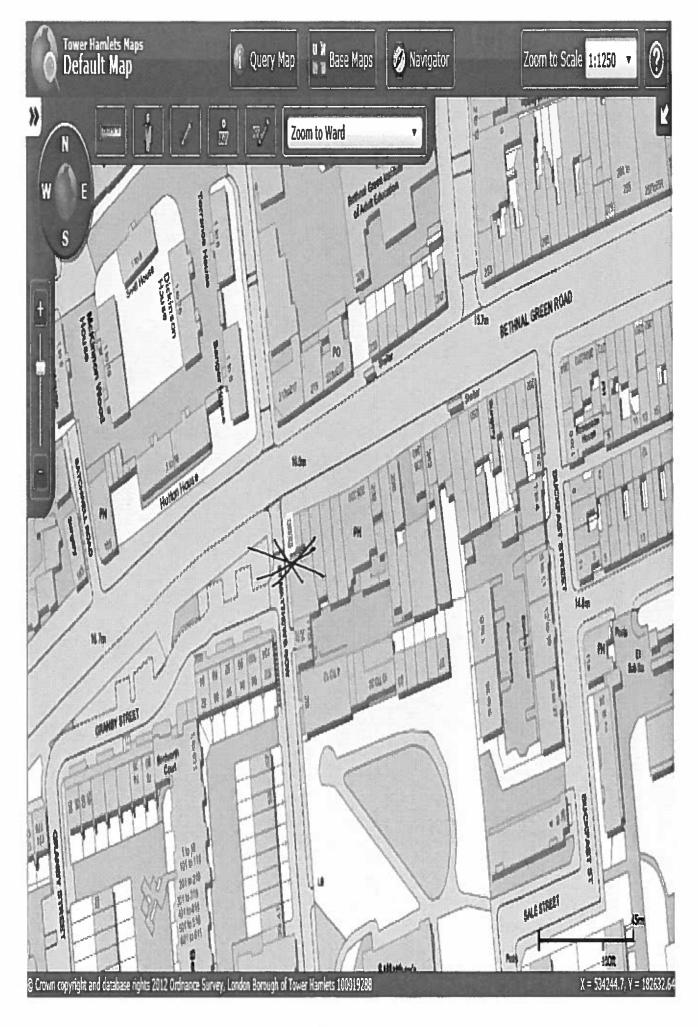


Appendix 2





2.4





APPENDIX 3

Section 182 Advice by the Home Office

Updated October 2010

Relevant, vexatious and frivolous representations

- 9.8 A representation would only be "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 businessman which argued that his business would be commercially damaged by a new licensed premises would not be relevant. On the other hand, a representation that nuisance caused by the new premises would deter customers from entering the local area and the steps proposed by the applicant to control that nuisance were inadequate would be relevant. There is no requirement for an interested party or responsible authority to produce a recorded history of problems at a premises to support their representations, and in fact this would not be possible for new premises. Further information for interested parties about the process for making representations is available in "Guidance for interested parties: Making representations" which can be found on the Home Office website.
- 9.9 The "cumulative impact" on the licensing objectives of a concentration of multiple licensed premises may also give rise to a relevant representation when an application for the grant or variation of a premises licence is being considered, but not in relation to an application for review which must relate to an individual premises.
- 9.10 It is for the licensing authority to determine whether any representation by an interested party is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. Vexation may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Frivolous representations would be essentially categorised by a lack of seriousness. An interested party who is aggrieved by a rejection of their representations on these grounds may challenge the authority's decision by way of judicial review.
- 9.11 Licensing authorities should not take decisions on whether representations are relevant on the basis of any political judgement. This may be difficult for ward councillors receiving 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 subcommittee before any decision is taken that necessitates a hearing. Any ward councillor who



- considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.
- 9.12 The Home Secretary recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it. If it then emerged, for example, that the representation should not be supported, the licensing authority could decide not to take any action in respect of the application.
- 9.13 Licensing authorities should consider providing advice on their websites about how any interested party can make representations to them.



Appendix 4



To: licensing@towerhamlets.co.uk

Re: objection RE: Licensing Act 2003 and Corner Shop Express Ltd 216 bethnal Green Road London E2 0AA

On 4 Sep 2013, at 12:48, CITY SHEEPSKIN

City sheepskin Weare Ltd 219 bethnal Green Road London E2 6AB

Dear sirs /Madam

We wish to object to the application for the above mentioned License.

There are already several shops selling alcohol along Bethnal Green Road three of which are close to our premises, this often attracts drunks into our door way which can then lead to them urinating and being sick on our steps as you will understand this not good our for business. Also we have private parking area to the rear of our premises and this is where the drunks also soil and urinate.

There are also two schools close by and I feel that by allowing another shop to sell alcohol is encouraging more street drinkers into the area. This is not setting a good example of social behaviour to our younger generation and also damaging the areas reputation further.

This is off putting for our customers causing us to lose business in an already very difficult Climate.

Kind regards

Mr L Miah

LBTH
TRADING STANDARDS
1 1 SEP 2013

LICENSING

Company of the second

Services of the service of the servi

e = 60 5 3 3 444

1.0

Anti-Social Behaviour On The Premises Licensing Policy

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (See Sections 5.2 of the Licensing Policy)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (See Appendix 2 Annex D of the Licensing Policy). In particular Members may wish to consider (this list is not exhaustive):

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

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

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003.

The Licensing Policy has adopted the recommended Pool of Conditions as permitted (Annex D).

The key role of the police is acknowledged (2.2). Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (2.4).



Conditions are best targeted on deterrence and preventing crime and disorder (S.2.6) communication, police liaison, no glasses are all relevant (S2.7-2.11).

Guidance Issued under Section 182 of the Licensing Act 2003 Conditions can be imposed for large capacity "vertical consumption" premises (10.40).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices

Other Legislation

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



Anti-Social Behaviour From Patrons Leaving The Premises

General Advice

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

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

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

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are "a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy." (See Section 4.10 and 4.11 of the Licensing Policy).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (See Sections 5.2 of the Licensing Policy)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (See Appendix 2 Annex D of the Licensing Policy). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for "off sales"
- Proof of Age scheme
- Crime prevention notices



- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (See Section 6 of the Licensing Policy).

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003.

The pool of conditions, adopted by the council is recommended (13.20).

The key role of the police is acknowledged (2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (2.4).

Conditions are best targeted on deterrence and preventing crime and disorder (S.2.6) communication, police liaison, no glasses are all relevant (s.2.7-2.11). There is also guidance issued around the heading of "public nuisance as follows

The pool of conditions, adopted by the council is recommended (Annexe D). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.36) but it is essential that conditions are focused on measures "within the direct control of the licence holder" (2.38).

Other Legislation

Crime and Disorder Act 1998

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

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

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



Access and Egress problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot Disturbance from patrons arriving/leaving the premises by car Lack of adequate car parking facilities

Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (See Section 8.1 of the Licensing Policy).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (See Section 8.2 of the Licensing Policy).

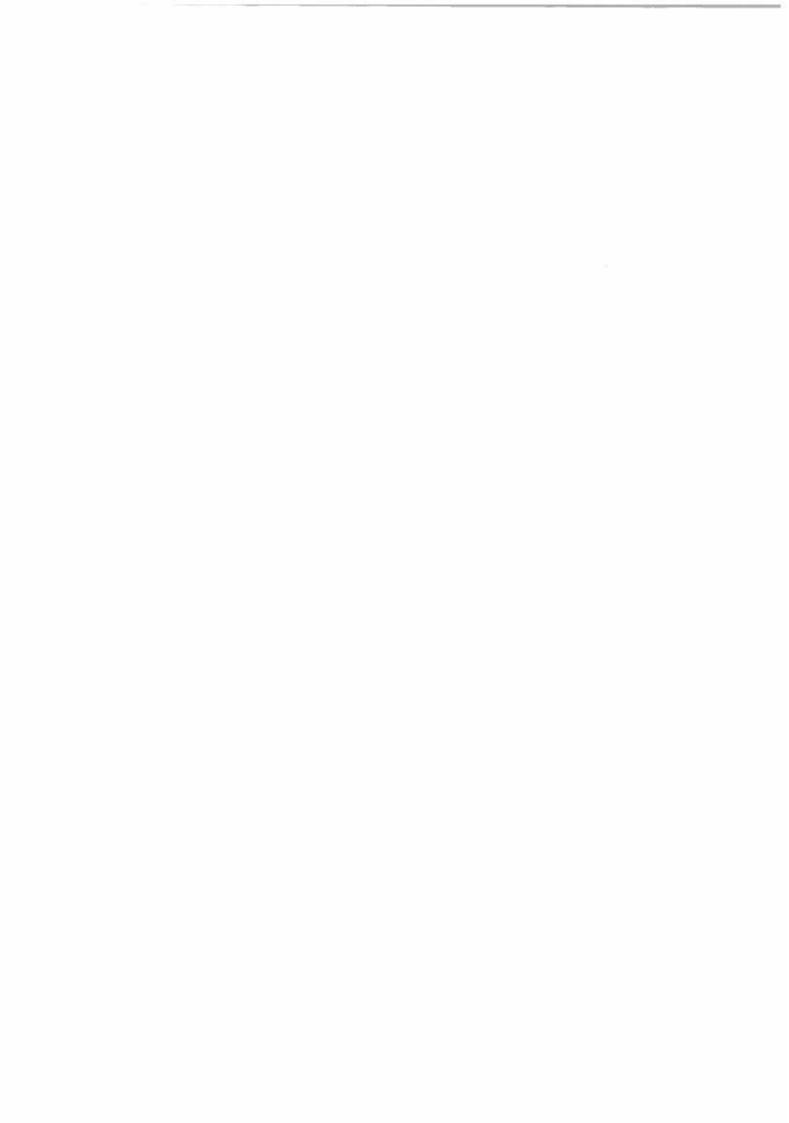
The policy also recognises that staggered closing can help prevent problems at closure time (See Section 12.10).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise



Planning

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



Licensing Policy relating to hours of trading

All applications have to be considered on their own merits.

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

Sunday to Thursday

06 00 hrs to 23 30 hrs

Friday and Saturday

06 00 hrs to midnight

(see 12.8 Of the licensing policy)

In considering the applicability of frame work hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicants proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(see 12.8 of the licensing policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates
- Premises licensed for off sales only

