

# Appendix 1



| FOR OFFICE USE       |              |       |           |
|----------------------|--------------|-------|-----------|
| Receipt No:          | FEE REQUIRED | Date: | Initials: |
| On-Line Payment Ref: |              |       |           |

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.

On-Line payments can be made at:

[http://www.towerhamlets.gov.uk/content/pages/pay\\_it.aspx](http://www.towerhamlets.gov.uk/content/pages/pay_it.aspx)

Or alternatively from <http://www.towerhamlets.gov.uk/> under 'Online Services'

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

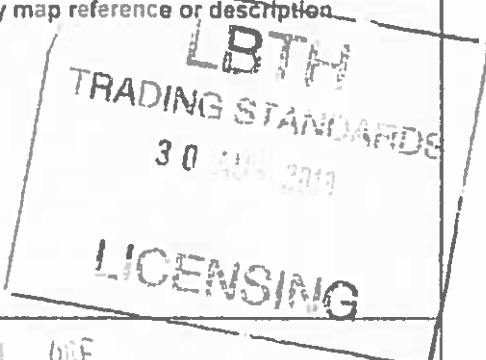
Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep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

I/We (insert name(s) of applicant) MOD BRILL BAR LIMITED

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

**Part 1 – Premises details**

|   |                            |
|---|----------------------------|
| Postal address of premises or, if none, Ordnance Survey map reference or description<br><u>60-62 BRILL LANE</u><br><u>WHITECHAPEL</u> |                            |
| Post town<br><u>LONDON</u>  | Post code<br><u>E1 0RF</u> |



Telephone number at premises (if any)

Non-domestic rateable value of premises £ 14 023

[ ]

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

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

Please tick as appropriate

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

|                      |                      |
|----------------------|----------------------|
| Surname              | First names          |
| <input type="text"/> | <input type="text"/> |

I am 18 years old or over Please tick yes

|   |                      |
|---|----------------------|
| Current postal address if different from premises address | <input type="text"/> |
|---|----------------------|

|           |                      |          |                      |
|-----------|----------------------|----------|----------------------|
| Post Town | <input type="text"/> | Postcode | <input type="text"/> |
|-----------|----------------------|----------|----------------------|

|                                  |                      |
|----------------------------------|----------------------|
| Daytime contact telephone number | <input type="text"/> |
|----------------------------------|----------------------|

|                           |                      |
|---------------------------|----------------------|
| E-mail address (optional) | <input type="text"/> |
|---------------------------|----------------------|

SECOND INDIVIDUAL APPLICANT (if applicable)

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

|                      |                      |
|----------------------|----------------------|
| Surname              | First names          |
| <input type="text"/> | <input type="text"/> |

I am 18 years old or over Please tick yes

|   |                      |
|---|----------------------|
| Current postal address if different from premises address | <input type="text"/> |
|---|----------------------|

|           |                      |          |                      |
|-----------|----------------------|----------|----------------------|
| Post Town | <input type="text"/> | Postcode | <input type="text"/> |
|-----------|----------------------|----------|----------------------|

|                                  |                      |
|----------------------------------|----------------------|
| Daytime contact telephone number | <input type="text"/> |
|----------------------------------|----------------------|

|                           |                      |
|---------------------------|----------------------|
| E-mail address (optional) | <input type="text"/> |
|---------------------------|----------------------|

**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  | MOD GRILL BAR LIMITED                  |                        |
| Address   | ONEGA HOUSE<br>112 MAIN ROAD<br>SIDLUP | KENT<br>UK<br>DA14 6NE |
| Registered number (where applicable)  | 03608372                               |                        |
| Description of applicant (for example partnership, company, unincorporated association etc) | LIMITED COMPANY                        |                        |
| Telephone number, if any  |  |                        |
| E-mail (optional)   | [REDACTED]                             |                        |

**Part 3 Operating Schedule**

When do you want the premises licence to start? 1st 1st

Day Month Year

|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|

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

Day Month Year

|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|

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

|  |
|--|
|  |
|--|

Please give a general description of the premises (please read guidance note 1)

60-62 BRICK LANE  
WHITECHAPEL  
LONDON  
E1 6RF

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**

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

**A**

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

**B**

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

**C**

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

**D**

| Boxing or wrestling entertainment<br>Standard days and timings (please read guidance note 6) |       |        | 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 |  |
|  |       |        | Both   |          |  |
| Mon  |       |        | Please give further details here (please read guidance note 3)   |          |  |
| Tue  |       |        |  |          |  |
| Wed  |       |        | State any seasonal variations for boxing or wrestling entertainment (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 those listed in the column on the left, please list (please read guidance note 5) |          |  |
| Sat  |       |        |  |          |  |
| Sun  |       |        |  |          |  |



**E**

| Live music<br>Standard days and timings (please read guidance note 6) |       |        | 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   |       |        | Please give further details here (please read guidance note 3)  | Both   |  |  |
| Tue   |       |        |   |  |  |  |
| Wed   |       |        |   | State any seasonal variations for the performance of live music (please read guidance note 4)  |  |  |
| Thur  |       |        |   |  |  |  |
| Fri   |       |        |   | Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) |  |  |
| Sat   |       |        |   |  |  |  |
| Sun   |       |        |   |  |  |  |

**F**

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

**G**

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

**H**

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

| I<br>Late night refreshment<br>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 (M) (please read guidance note 2)  | Indoors  | <input checked="" type="checkbox"/> |
|--|-------|--------|--|----------|-------------------------------------|
| Day  | Start | Finish |  | Outdoors |                                     |
| Mon  | 23:00 | 00:30  | Please give further details here (please read guidance note 4)   | Both     |                                     |
| Tue  | 23:00 | 00:30  |  |          |                                     |
| Wed  | 23:00 | 00:30  | State any seasonal variations for the provision of late night refreshment (please read guidance note 4)  |          |                                     |
| Thur   | 23:00 | 00:30  |  |          |                                     |
| Fri  | 23:00 | 00:30  | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5) |          |                                     |
| Sat  | 23:00 | 00:30  |  |          |                                     |
| Sun  | 23:00 | 00:00  |  |          |                                     |

| J<br>Supply of alcohol<br>Standard days and timings (please read guidance note 6) |       |        | Will the supply of alcohol be for consumption - please tick (Y) (please read guidance note 7)  | On the premises  | <input checked="" type="checkbox"/> |
|---|-------|--------|--|------------------|-------------------------------------|
| Day   | Start | Finish |  | Off the premises |                                     |
| Mon   | 11:00 | 00:00  | Please give further details here (please read guidance note 4)   | Both             |                                     |
| Tue   | 11:00 | 00:00  |  |                  |                                     |
| Wed   | 11:00 | 00:00  | State any seasonal variations for the supply of alcohol (please read guidance note 4)<br>ON CHRISTMAS DAY 12:00 - 23:30<br>ON NEW YEARS EVE 11:00 - 00:00<br>ON NEW YEARS EVE FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF THE PERMITTED HOURS ON THE FOLLOWING DAY. |                  |                                     |
| Thur  | 11:00 | 00:00  |  |                  |                                     |
| Fri   | 11:00 | 00:00  | Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)   |                  |                                     |
| Sat   | 11:00 | 00:00  |  |                  |                                     |
| Sun   | 12:00 | 23:30  |  |                  |                                     |

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

Name

JOSE LUIS DE ALZAGA

Address

[REDACTED ADDRESS]

Personal Licence number(if known)

14212

Issuing licensing authority (if known)

London Borough of Tower Hamlets .

K

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

[Empty box for highlighting concerns]

L

|  |       |        |   |
|--|-------|--------|---|
| <b>Hours premises are open to the public</b><br>Standard timings (please read guidance note 6) |       |        | State any seasonal variation (please read guidance note 4)  |
| Day  | Start | Finish |   |
| Mon  | 11:00 | 00:30  |   |
| Tue  | 11:00 | 00:30  |   |
| Wed  | 11:00 | 00:30  |   |
| Thur   | 11:00 | 00:30  |   |
| Fr   | 11:00 | 00:30  |   |
| Sat  | 11:00 | 00:30  |   |
| Sun  | 12:00 | 00:00  | 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) |
|  |       |        |   |

**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)

SEE ATTACHED SCHEDULE OF CONDITIONS

b) The prevention of crime and disorder

SEE ATTACHED SCHEDULE OF CONDITIONS

c) Public safety

SEE ATTACHED SCHEDULE OF CONDITIONS

d) The prevention of public nuisance

SEE ATTACHED SCHEDULE OF CONDITIONS

e) The protection of children from harm

SEE ATTACHED SCHEDULE OF CONDITIONS

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

CHECKLIST:

Please tick to indicate agreement

- I have made or enclosed payment of the fee  
Insert On-Line Payment reference here if applicable
- 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 be rejected

Part 4 – Signatures (please read guidance note 10)

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

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If [redacted] of the applicant please state in what capacity.

Signature [redacted]

Date 21/08/13

Capacity Director

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

Signature

Date

Capacity

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

SARAH-JAYNE STRAW  
316 OLD STREET

|                                      |                    |
|--------------------------------------|--------------------|
| Post town LONDON                     | Post code EC1V 9DR |
| Telephone number (if any) [redacted] |                    |
| [redacted] e-mail address (optional) |                    |
| [redacted]                           |                    |



### Notes for Guidance

1. 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 un-amplified.
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

### Schedule of Conditions

1.
  - 1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - 2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –
    - a) Games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - i. Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - ii. Drink as much alcohol as possible (whether within a time limit or otherwise);
    - b) Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
    - a) Provision of free or discounted alcohol in relation to viewing on the premises of a sporting event, where that provision is dependent on;
      - i. The outcome of a race, competition or other event or process, or
      - ii. The likelihood of anything occurring or not occurring;
    - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonable available.
4.
  - 1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
  - 2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that;
  - a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
    - i. Beer or cider: ½ pint;
    - ii. Gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii. Still wine in a glass: 125 ml; and
  - b) Customers are made aware of the availability of those measures.

6.

- 1) No supply of alcohol may be made under the premises licence –
  - a) at a time where there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

7. Alcohol shall not be sold, supplied, consumed in, or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- a) On the following weekdays, namely Monday to Friday, other than Christmas Day and New Years Eve, 11am to midnight.
- b) On Saturdays, other than Christmas Day and New Years Eve, 11am to midnight.
- c) On Sundays, other than Christmas Day and New Years Eve, 12 noon to 11.30pm.
- d) On Christmas Day: 12 noon to 11.30pm
- e) On New Years Eve: 11am to midnight.
- f) On New Years Eve from the end of the permitted hours on New Years Eve to the start of the permitted hours on the following day.

8. The above restrictions on the sale and supply of alcohol do not prohibit:

- a) during the first twenty minutes after the above hours, the consumption of alcohol on the premises;
- b) during the first thirty minutes after the above hours, the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals.
- c) the sale or supply of alcohol to a trader or club for the purposes of the trade or club;
- d) the sale or supply of alcohol to any canteen or mess, being a canteen on which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- e) the taking of alcohol from the premises by a person residing there;
- f) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- g) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the designated premises supervisor, or the consumption of alcohol so supplied, if the alcohol is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

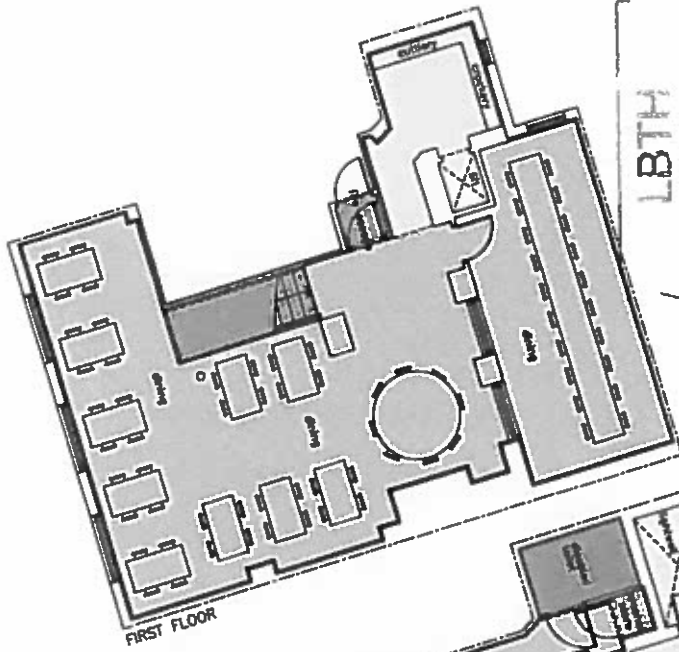
9. Food and Non-Intoxicating liquor shall only be by waiter or waitress service to persons seated at tables.

10. Substantial food and non-alcoholic beverages (including drinking water) will be available throughout the permitted hours in all parts of the premises where alcohol is provided.

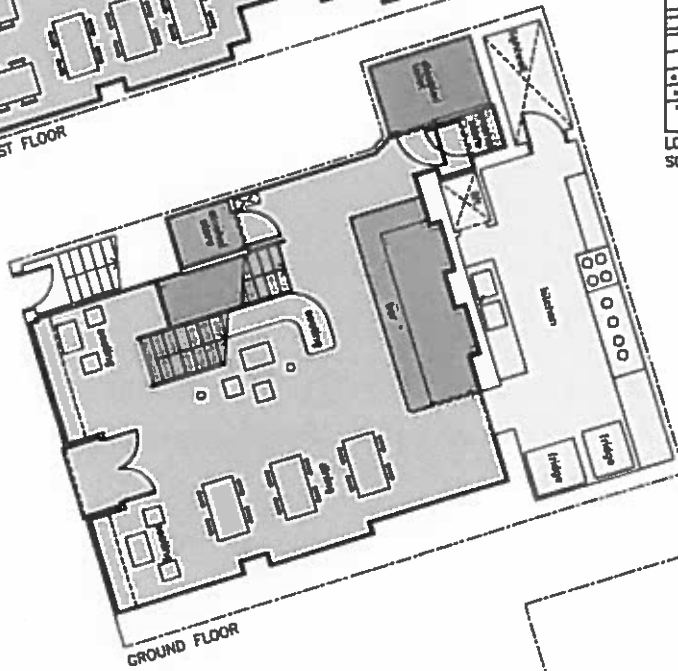
11. The licence holder shall operate a strict Challenge 21 policy at the premises. Posters shall be displayed inside the venue informing customers with refusal logs used and kept up to date.

12. The premises licence holder will ensure that each member of staff authorised to sell alcohol has received adequate training on the law with regard to alcohol sales and on identifying customers who may be under the age of 21 years. All training will be properly documented and signed training records kept. The training records will be kept on the licensed premises and made available for inspection by Licensing, Trading Standards or the Police.

- 13.
- a) The licence holder shall ensure that CCTV cameras and recorders are installed at the premises of a standard acceptable to the Police. The system shall be maintained in a good working order and fully operational, covering internal areas of the premises to which the public have access.
  - b) The medium on which the CCTV images are recorded will be clearly identifiable, stored securely and shall be retained for a period of 31 days and shall be made available for inspection by the Police or an authorised officer upon request. At all times when the premises are open for the purpose of all licensable activities, a suitable trained member of staff is present to assist Police Officers or an authorised officer in obtaining CCTV footage.
  - c) The CCTV system shall, except for maintenance by a contractor during the hours of 07:00 until 19:00, be operational and recording during the opening hours of the premises.
  - d) If the CCTV system is inoperable, the Licence holder, DPS or a member of staff is to contact the Police licensing team immediately and the fault to be rectified as soon as practicable, and within 48 hours in any event unless agreed otherwise with the Police.
  - e) The CCTV system installed will have the facility to transfer CCTV stored to a medium supported by the Police and/or the council. The facility to transfer the images should be held on the premises. A record of downloads/maintenance or viewing to be recorded by the operator.



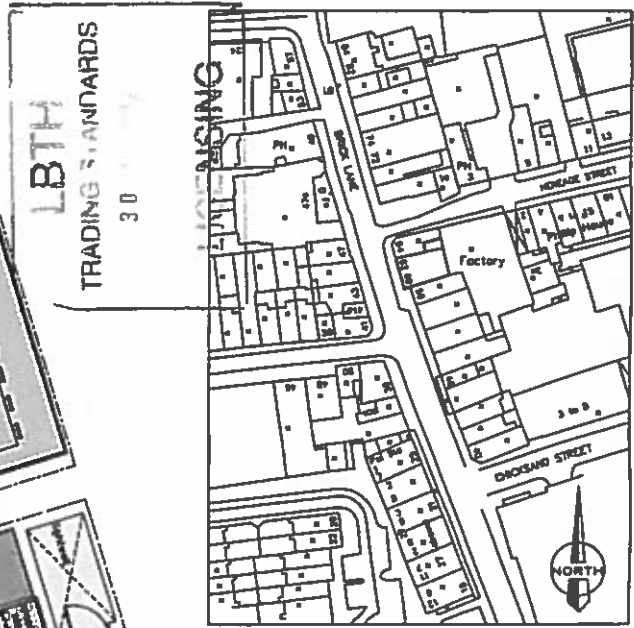
FIRST FLOOR



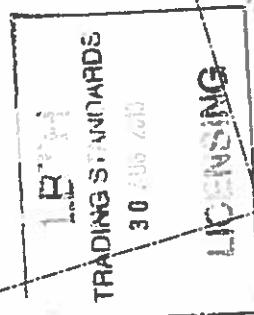
GROUND FLOOR



BASEMENT



LOCATION PLAN  
SCALE 1:1250



**NATIONAL LEASE PLANS**  
78 WINDMILL ROAD  
LONDON N18 1LN  
T: 0845 124 9352 F: 0845 355 0596  
[www.nationalleaseplans.co.uk](http://www.nationalleaseplans.co.uk)

- Licensed Restaurant Area
- Toilet Accommodation & Circulation
- Alcohol Store & Bar
- Kitchen & Staff Areas
- Area to be used for Licenseable Activities

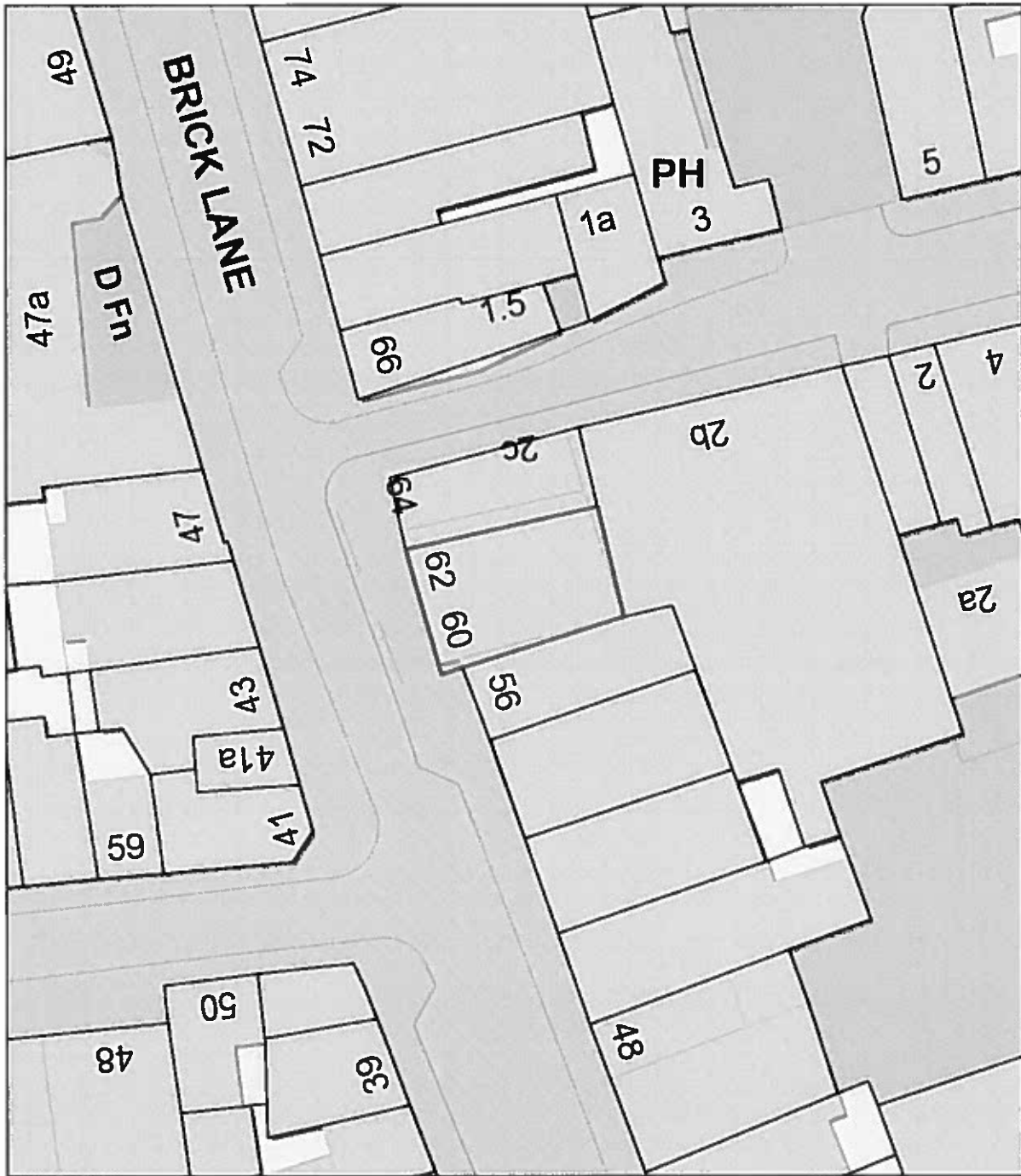
ADDRESS:  
60-62 BRICK LANE  
LONDON  
E1 6RF

DETAILS:  
LICENSE PLAN

SCALE: 1:100    DATE: AUG 2013

DRAWING NO:  
60/62/01

# Appendix 2



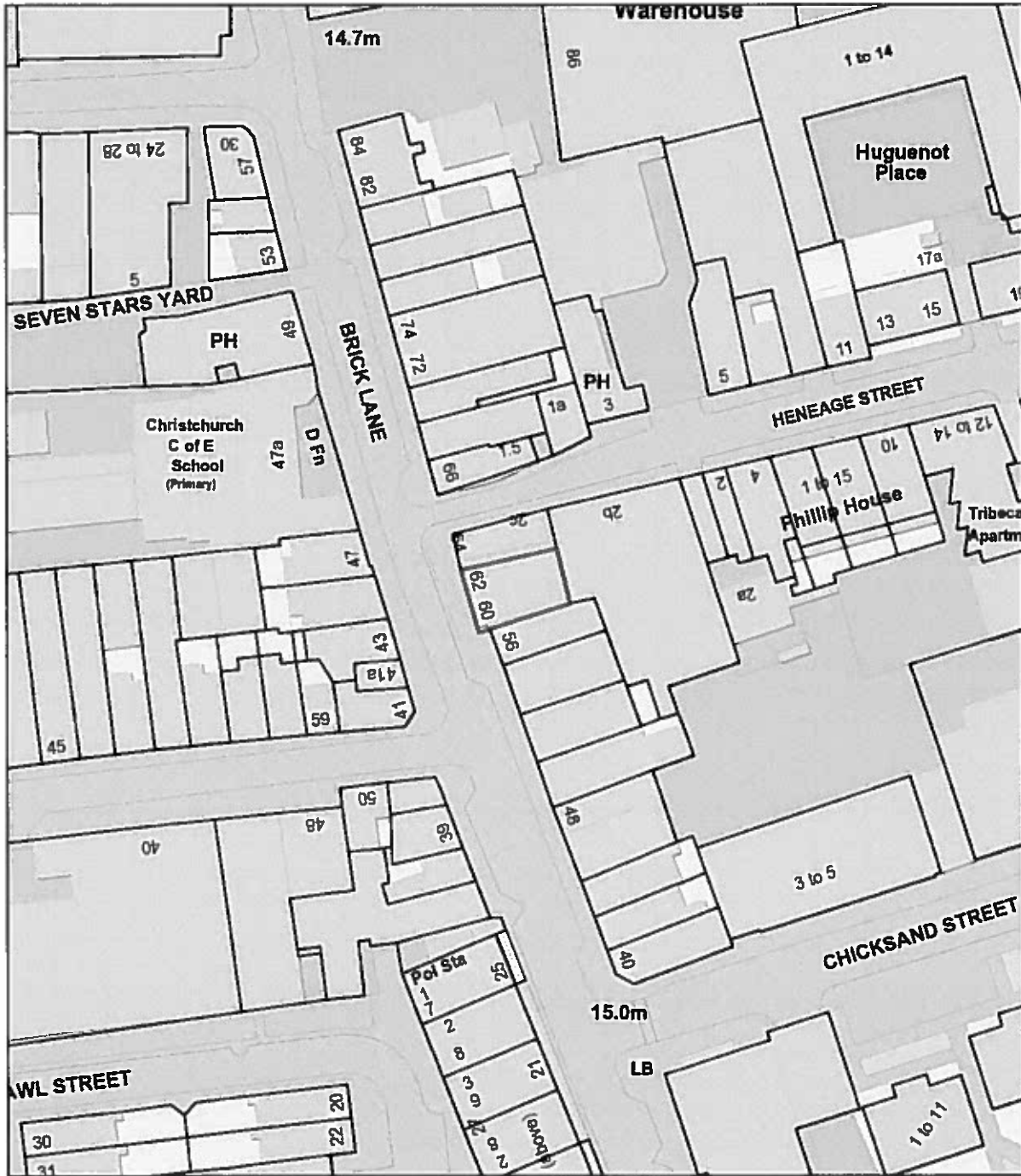
## Moo Bar Map 1



Scale 1:384



**TOWER HAMLETS**



## Moo Bar Map 2



Scale 1 769



**TOWER HAMLETS**



# Appendix 3

### Section 182 Advice by the Home Office

Updated October 2012

#### 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 4

## Mohshin Ali

---

**From:** Alex Lisowski  
**Sent:** 30 September 2013 09:36  
**To:** Mohshin Ali  
**Subject:** FW: 60-62 Brick Lane

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Mohshin,  
One of yours.  
Alex.

---

**From:** Holly Watt [mailto: [REDACTED]]  
**Sent:** 26 September 2013 17:44  
**To:** Licensing  
**Subject:** Re: 60-62 Brick Lane

Dear Sir/Madam,

I would like to oppose the premises licence at 60-62 Brick Lane. I live at 59A Fashion Street. There are already serious issues with antisocial behaviour on Fashion Street at night, which I have already raised repeatedly with the council and the police. A late night drinking license in this location can only exacerbate the problems.

There is absolutely no need for any more late night premises on Brick Lane - and all this can only make the area even more challenging for local residents.

Yours,  
Holly Watt

On 11 September 2013 13:16, Licensing <[Licensing@towerhamlets.gov.uk](mailto:Licensing@towerhamlets.gov.uk)> wrote:

Please find attached application for the above premises. Should you wish to make any representations against the application please ensure that it reaches us by 27<sup>th</sup> September 2013. Should you require any further information please do not hesitate to contact us.

Thanks

**From:** Holly Watt [mailto: [REDACTED]]  
**Sent:** 10 September 2013 18:12  
**To:** Kathy Driver  
**Subject:**

Dear Ms Driver,

I live at 59a Fashion Street. I received a letter about a licensing application for 60-62 Brick Lane. I would be grateful if you could send me information about this application, in particular what the time this

premise intends to close at night. As I am sure you are aware, there are ongoing issues about anti-social behaviour in the immediate area and, as a resident, I am concerned that nothing adds to this problem.

My number is [REDACTED]

Thank you,

Holly Watt

[REDACTED]

[REDACTED]

.....  
Working Together for a Better Tower Hamlets  
Web site : <http://www.towerhamlets.gov.uk>

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.....

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**Simmi Yesmin**

---

**From:** Holly Watt [REDACTED]  
**Sent:** 17 October 2013 14:32  
**To:** Simmi Yesmin; Kathy Driver  
**Subject:** Fwd: Acolaid Case ENF/13/00414  
**Attachments:** night 1.JPG; day 1.JPG; night 2.JPG; day 2.JPG

Dear Ms Driver,

Thank you for your email.

I am forwarding you the email I have literally just received from your planning department. I appreciate your advice, but equally it might be helpful to have some degree of joined-up thinking from Tower Hamlets council. It seems quite extraordinary that at the same time that I am trying to deal with serious anti-social behaviour and planning issues at 50 and 59 Fashion Street (co-ordinating with the police and planning), your department is considering given a late night licence to a premise literally 15 metres away.

In the circumstances, I hope you will allow me some time to fully explain the problems in my area. In the meantime, I am sending a few photographs (the day time one taken on Sunday afternoon, the others taken very recently - I will check the exact dates) to try and give you some understanding of how my flat is currently besieged by groups loitering in the area for hours at a time. The night-time photographs were taken well after midnight - and the group was there for hours. The day time ones show a large group smoking a shisha pipe on the pavement. The noise generated at all hours is significant. I appreciate the photographs are low quality, but they give some understanding of the problems in the immediate area.

I would appreciate a response to this email - and a reinstatement of the application on the Licensing Sub Committee Agenda.

Yours,

Holly Watt  
[REDACTED]

----- Forwarded message -----

**From:** Planning Enforcement <PlanningEnforcement@towerhamlets.gov.uk>  
**Date:** 17 October 2013 13:55  
**Subject:** RE: Acolaid Case ENF/13/00414  
**To:** Holly Watt [REDACTED]

Dear Ms Watt,

I will be visiting both properties with the police tomorrow evening and we intend to do a couple of follow up visit before December. If the problems continue following these visits and warning letters it is likely formal enforcement notices will be issued.

I suggest you contact me again at the end of November for a further update.

Regards,

18/10/13

Gerard McCormack

Planning Enforcement Manager

Development & Renewal


London Borough of Tower Hamlets Council

2nd Floor | Mulberry Place | Clove Crescent | London | E14 2BG

T: [+44 \(0\) 20 7364 5295](tel:+442073645295) | F: [+44 \(0\) 20 7364 5295](tel:+442073645295)

E-mail: [gerard.mccormack@towerhamlets.gov.uk](mailto:gerard.mccormack@towerhamlets.gov.uk)

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

**From:** Holly Watt [mailto:  
**Sent:** 15 October 2013 15:10  
**To:** Development Control; Planning Enforcement  
**Subject:** Re: Acolaid Case ENF/13/00414

Dear Mr McCormack,

I was wondering if I could get an update about the issues with 50 Fashion Street? I reported the problem with the very late opening hours four weeks ago, but there does not seem to have been any change. Last night, the takeaway was open past 12.30 am, for example, although it is meant to be closed at 11pm.

Separately, I also reported the shop at 59 Fashion Street last week. Although it is an A1 shop, it has also recently started operating as a hot food takeaway and restaurant, serving items like chicken tagines.

More importantly, at least two people are living in the basement at 59 Fashion Street. Given that the only access point to the shop is through the front – which is closed at night with an electric shutter – this should be a matter of serious concern to the planning department. I reported this issue last week, but I understand that the complaint has not yet been loaded on the system.

It is very important to me that I can be kept anonymous for both of these complaints. Both these shops now involve aggressive and intimidating groups hanging around outside my flat until the early hours of the morning. I am very keen to find some way of resolving the situation as soon as possible.

Yours,

Holly Watt

18/10/13



Whitehall Editor

The Daily Telegraph

On 20 September 2013 16:26, <[dr.developmentcontrol@towerhamlets.gov.uk](mailto:dr.developmentcontrol@towerhamlets.gov.uk)> wrote:

\*\*\*\*\*

Working Together for a Better Tower Hamlets  
Web site : <http://www.towerhamlets.gov.uk>

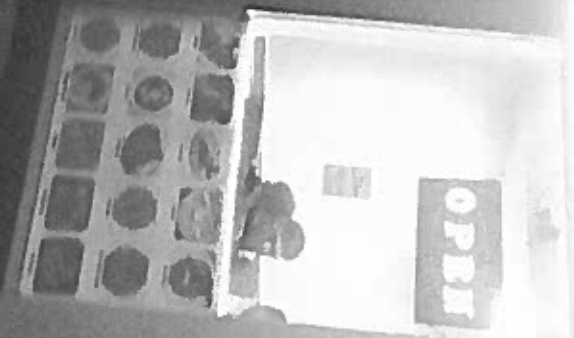
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# Appendix 5



## Kathy Driver

---

**From:** [REDACTED]  
**Sent:** 26 September 2013 12:40  
**To:** Licensing; Alan.D.Cruickshank@met.police.uk  
**Subject:** FW: FAO Kathy Driver; Premises Licence Application - Moo Grill Bar Limited, 60-62 Brick Lane, London, E1 6RF; Your ref: TSS/LIC/070220; Our ref: SJS/M2109.2

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

Dear Kathy

Further to my clients application for the above Premises Licence we have been in correspondence with the Metropolitan Police and my client would like to make the following amendments to its Premises Licence Application:-

The operating hours for Moo Grill Bar Limited will be revised as follows:-

1. The supply of alcohol:  
**Mondays – Saturdays: 11.00 – 23.30**  
**Sundays: 11.00-22.30**
2. Late night refreshment:  
**Mondays – Saturdays: 23.00 - 23.30**  
**Sundays: no late night refreshment, trading hours to cease at 22.30**
3. Closing hours:  
**Mondays – Saturdays: midnight**  
**Sundays: 23.00**
4. The non-standard times/seasonal variations are withdrawn.

The following condition to be added to the Premises Licence Application:-

**'Prominent signage indicating that no drinking vessels are to be taken outside whether it is alcoholic or non-alcoholic shall be displayed so as to be visible to patrons where alcohol is on public display, at the point of sale and at the entrance of the premises.'**

Kindly acknowledge receipt and confirm the above amendments have been made.

I look forward to hearing from you.

Kind regards

Sarah-Jayne Straw  
Trainee Solicitor

---

**Ronald Fletcher Baker LLP**

326 Old Street  
London  
EC1V 9DR  
DX: 137773 Finsbury 5  
www.rfblegal.co.uk

Tel: 020 7615 2711



# Appendix 6



## **Anti-Social Behaviour from Patrons Leaving the Premises**

### **General Advice**

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

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

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

### **Licensing Policy**

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

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

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

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for "off sales"
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

### Cumulative Impact

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

### Police Powers

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

### Guidance Issued under Section 182 of the Licensing Act 2003.

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

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

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

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

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

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

Licence conditions should not duplicate other legislation (1.16).

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

### Other Legislation

#### Crime and Disorder Act 1998

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

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

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

# Appendix 7

## **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  | 06:00hrs to 23:30hrs |
| Friday and Saturday | 06:00hrs to midnight |
| Sunday              | 06:00hrs to 22:30hrs |

(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