

Appendix 1

**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 Redchurch Restaurant DB Limited

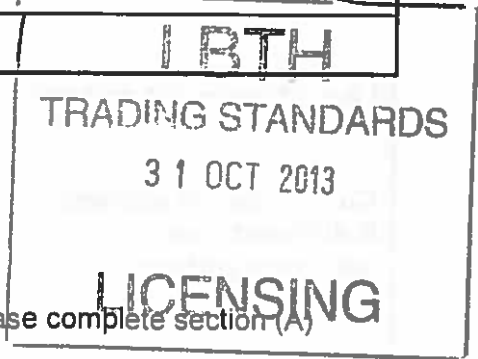
(Insert name(s) of applicant)

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 The Restaurant Unit 1 19-29 Redchurch Street | | | |
| Post town | London | Post code | E2 7DJ |

| | |
|--|---------------------|
| Telephone number at premises (if any) | |
| Non-domestic rateable value of premises | £Under Construction |



Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- 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) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England 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 yes

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 <input type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) | |
| Surname | | | First names | | |
| I am 18 years old or over <input type="checkbox"/> | | | | | Please tick yes |
| Current postal address if different from premises address | | | | | |
| Post Town | | | | Postcode | |
| Daytime contact telephone number | | | | | |
| E-mail address (optional) | | | | | |

SECOND INDIVIDUAL APPLICANT (if applicable)

| | | | | | |
|-----------------------------|------------------------------|-------------------------------|-----------------------------|--------------------------------|--|
| Mr <input type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) | |
| Surname | | | First names | | |

| | | | |
|--|--|--|--|
| I am 18 years old or over | | <input type="checkbox"/> Please tick yes | |
| Current postal address if different from premises address | | | |
| Post Town | | Postcode | |
| Daytime contact telephone number | | | |
| E-mail address (optional) | | | |

(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 Redchurch Restaurant DB Limited |
| Address ACRE HOUSE WILLIAM ROAD LONDON UNITED KINGDOM NW1 3ER |
| Registered number (where applicable) 8748042 |
| Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company |
| Telephone number (if any) c/o 020 7339 7010 |
| E-mail address (optional) ajc@jgrlaw.co.uk |

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year

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

Day Month Year

Please give a general description of the premises (please read guidance note1)

Restaurant

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

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 ticking yes, fill in box H)

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

| | | | |
|--|-------|--------|--|
| Indoor sporting events Standard days and timings (please read guidance note 6) | | | <u>Please give further details</u> (please read guidance note 3) |
| Day | Start | Finish | |
| Mon | | | |
| | | | |
| Tue | | | State any seasonal variations for indoor sporting events (please read guidance note 4) |
| | | | |
| Wed | | | |
| | | | |
| Thur | | | 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 (please read guidance note 5) |
| | | | |
| Fri | | | |
| | | | |
| Sat | | | |
| | | | |
| Sun | | | |
| | | | |

D

| | | | | | |
|--|--------------|---------------|---|----------|--------------------------|
| Boxing or wrestling entertainments 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 | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| 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 Standard days and timings (please read guidance note 6) | | | Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 3) | | |
| Mon | | | | | |
| | | | | | |
| Tue | | | | | |
| | | | State any seasonal variations for the performance of live music (please read guidance note 4) | | |
| Wed | | | | | |
| | | | | | |
| Thur | | | | | |
| | | | 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) | | |
| Fri | | | | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |

F

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

G

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



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 providing | | |
| Day | Start | Finish | Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| Mon | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | | | Please give further details here (please read guidance note 3) | | |
| Wed | | | | | |
| Thur | | | State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) | | |
| Fri | | | | | |
| Sat | | | Non standard timings. Where you intend to use the premises for the entertainment of a 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) | | |
| Sun | | | | | |

J

| | | | | | |
|---|--------------|---------------|--|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 6) | | | Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7) | On the premises | <input type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 4) 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) From the end of permitted hours on New Year's Eve to the commencement of permitted hours on New Year's Day. | | |
| Mon | 11:00 | 23:00 | | | |
| Tue | 11:00 | 23:00 | | | |
| Wed | 11:00 | 23:00 | | | |
| Thur | 11:00 | 23:00 | | | |
| Fri | 11:00 | 23:30 | | | |
| Sat | 11:00 | 23:30 | | | |
| Sun | 11:00 | 22:00 | | | |

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

| | |
|---|--|
| Name | |
|  | |
|  | |

I

| 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 (please read guidance note 2) | Indoors | <input type="checkbox"/> |
|---|-------|--------|--|----------|-------------------------------------|
| Day | Start | Finish | | Outdoors | <input type="checkbox"/> |
| Mon | | | Please give further details here (please read guidance note 3) | Both | <input checked="" type="checkbox"/> |
| | 23:00 | 23:30 | | | |
| Tue | | | State any seasonal variations for the provision of late night refreshment (please read guidance note 4) | | |
| | 23:00 | 23:30 | | | |
| Wed | | | 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) | | |
| | 23:00 | 23:30 | | | |
| Thur | | | From the end of permitted hours on New Year's Eve to the commencement of permitted hours on New Year's Day. | | |
| | 23:00 | 23:30 | | | |
| Fri | | | | | |
| | 23:00 | 00:00 | | | |
| Sat | | | | | |
| | 23:00 | 00:00 | | | |
| Sun | | | | | |
| | | | | | |

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 8)

None - Family Restaurant

L

| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
|---|-------|--------|---|
| Day | Start | Finish | |
| Mon | | | <p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>From the end of permitted hours on New Year's Eve to the commencement of permitted hours on New Year's Day.</p> |
| | 07:00 | 23:30 | |
| Tue | | | |
| | 07:00 | 23:30 | |
| Wed | | | |
| | 07:00 | 23:30 | |
| Thur | | | |
| | 07:00 | 23:30 | |
| Fri | | | |
| | 07:00 | 00:00 | |
| Sat | | | |
| | 07:00 | 00:00 | |
| Sun | | | |
| | 07:00 | 22:30 | |

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 Conditions attached

b) The prevention of crime and disorder

See Conditions attached

c) Public safety

See Conditions attached

d) The prevention of public nuisance

See Conditions attached

e) The protection of children from harm


See Conditions attached

Please tick yes

- 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 to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be designated 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

IT IS AN OFFENCE, LIABLE ON SUMMARY 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

Part 4 – Signatures (please read guidance note 10)

| | |
|-----------|---|
| Signature |  |
| Date | 31 st October 2013 |
| Capacity | Jeffrey Green Russell Limited |

For joint applications signature of 2nd applicant or 2nd 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)

Andrew Wong
Jeffrey Green Russell
Waverley House
7-12 Noel Street

| | | | |
|-----------|--------|-----------|---------|
| Post town | London | Post code | W1F 8GQ |
|-----------|--------|-----------|---------|

| | |
|---------------------------|---------------|
| Telephone number (if any) | 020 7339 7012 |
|---------------------------|---------------|

**If you would prefer us to correspond with you by e-mail your e-mail address (optional)
copy correspondence only aww@jgriaw.co.uk**

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 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 the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. 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.

THE RESTAURANT

Unit 1, 19 -29 Redchurch Street, London, E2 7DJ

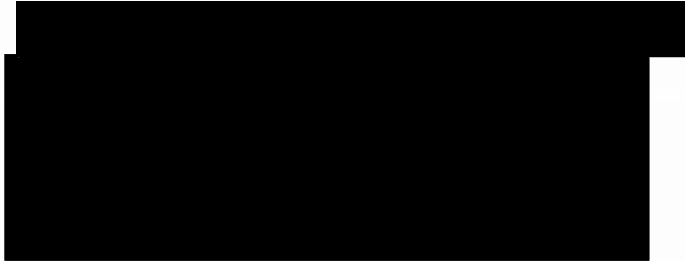
1. Notices shall be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
2. No music or amplified sound shall be generated within the premises so as to give rise to nuisance within neighbouring residential dwellings.
3. The licence holder shall maintain a CCTV system that ensures the entry point is covered to enable frontal identification of every person entering. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to a duly authorised Council officer or a police officer together with facilities for viewing. The recordings for the preceding 31 days shall be made available immediately on request. The CCTV system shall be operated in accordance with the Data Protection Act 1998.
4. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent with the absolute minimum of delay when requested.
5. The premises shall operate as a restaurant whereby the sale by retail of alcohol shall be ancillary to the sale of food
6. The premises will make available local taxi service numbers to facilitate the safe and effective dispersal of customers and customers
7. Non-intoxicating beverages, including drinking water, shall be available to patrons throughout the permitted hours for the sale or supply of alcohol.
8. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
9. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
10. A challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS

Consent of individual to being specified as premises supervisor

DANIEL MOORE

[full name of prospective premises supervisor]

of



[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

An application for a new premises licence

[type of application]

by

Redchurch Restaurant DB Limited

[name of applicant]

relating to a premises licence

N/A

[number of existing licence, if any]

for

Unit 1 – 19/29 Redchurch Street, E2 7DJ

[name and address of premises to which the application relates]



and any premises licence to be granted or varied in respect of this application made by

Redchurch Restaurant DB Limited

[name of applicant]

concerning the supply of alcohol at

Unit 1 – 19/29 Redchurch Street. E2 7DJ

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

████████████████████

[insert personal licence number, if any]

Personal licence issuing authority

██

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

██

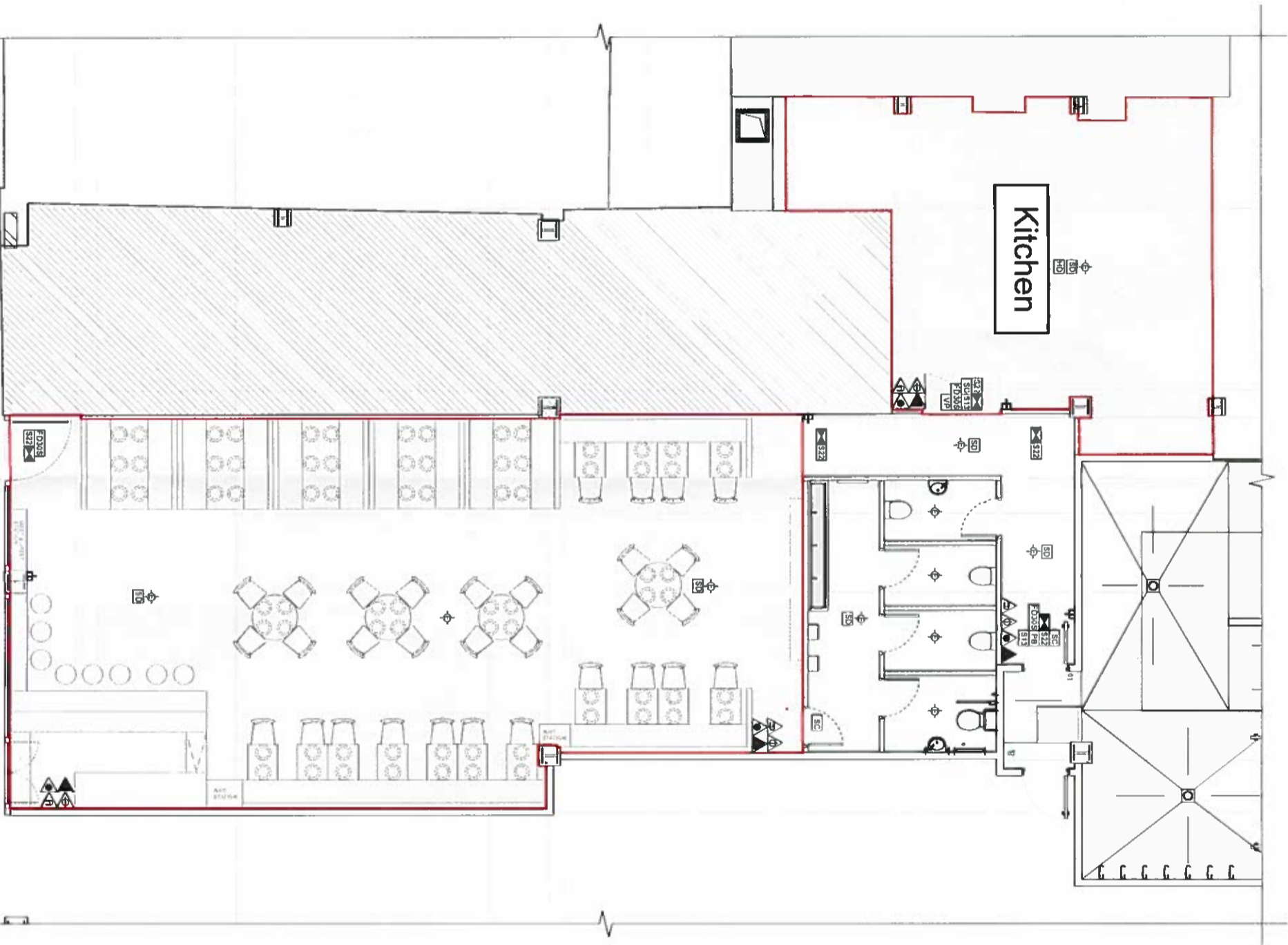
Name (please print)

DANIEL MOORE

Date

29/10/13

Kitchen



FIRE SAFETY PROVISION LEGEND

| | |
|-------|--|
| F8 | PUSH BAR |
| V9 | VIEW ON PANEL |
| LC | SELF SLOPING |
| ST3 | FIRE DOOR - KEEP SHUT |
| S32 | EMERGENCY EXIT SIGN - INTERNALLY ILLUMINATED WITH DIRECTIONAL ARROW AND EMERGENCY LIGHTING |
| H5 | HEAT DETECTOR |
| S0 | SMOKE DETECTOR |
| F0305 | HALF HOUR FIRE RESISTANT ROLLER SHUTTERS |
| h | FIRE ALARM CALL POINT |
| ▲ | CO2 EXTINGUISHER |
| ▲ | FOAM EXTINGUISHER |
| ▲ | WATER EXTINGUISHER |
| ▲ | FIRE BLANKET |

The location and type of any fire safety and other safety equipment is shown as at present. This may be varied from time to time with the agreement of the Fire Officer or after a fire risk assessment.

NOTE:
CONTRACTOR TO ENSURE SUFFICIENT STRENGTH, SAFETY AND STABILITY OF FURNITURE AND ADVISE BRINKWORTH PRIOR TO CONSTRUCTION IF ALTERNATIVE DETAILS ARE REQUIRED

NOTE:
DESIGN INTENT DRAWING ONLY. ALL DIMENSIONS / AREAS TO BE CHECKED ON SITE AND ANY DISCREPANCIES TO BE REPORTED TO BRINKWORTH PRIOR TO CONSTRUCTION

LBTH
TRADING STANDARDS
31 OCT 2013
LICENSING



LICENSING & FIRE SAFETY PLAN
SCALE 1:50 @ A1 - 1:100 @ A3

DIRTYBIRD

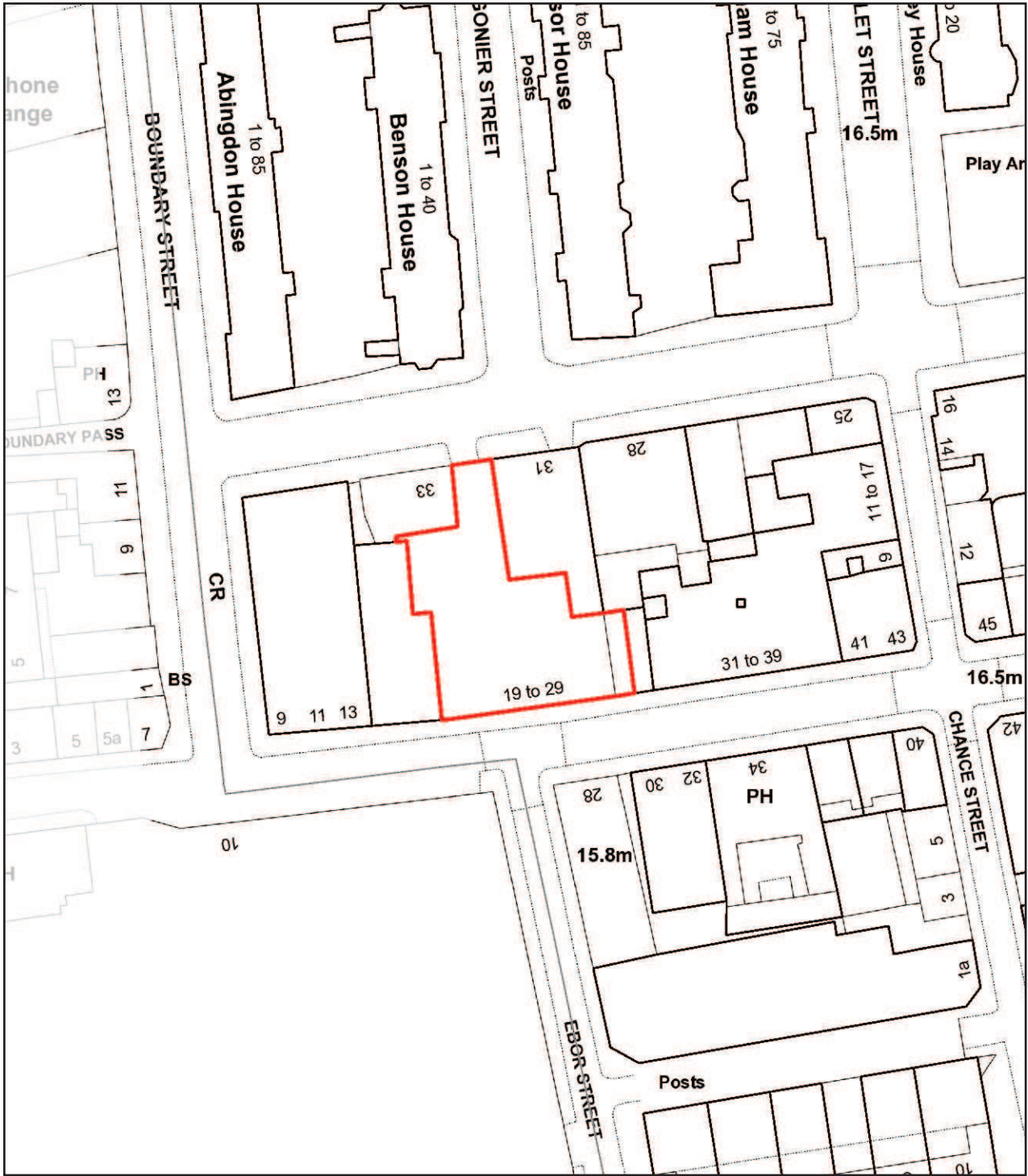
Brinkworth
100-102 High Street, Brinkworth, Leicestershire, LE19 1LW
Tel: 01530 810000

| | | | |
|----------|----------------------|----|------------|
| DATE | DESCRIPTION | BY | CHECKED BY |
| 01/10/13 | ISSUED FOR LICENSING | AS | AS |
| 02/10/13 | REVISION | AS | AS |
| 03/10/13 | REVISION | AS | AS |
| 04/10/13 | REVISION | AS | AS |
| 05/10/13 | REVISION | AS | AS |
| 06/10/13 | REVISION | AS | AS |
| 07/10/13 | REVISION | AS | AS |
| 08/10/13 | REVISION | AS | AS |
| 09/10/13 | REVISION | AS | AS |
| 10/10/13 | REVISION | AS | AS |
| 11/10/13 | REVISION | AS | AS |
| 12/10/13 | REVISION | AS | AS |
| 13/10/13 | REVISION | AS | AS |
| 14/10/13 | REVISION | AS | AS |
| 15/10/13 | REVISION | AS | AS |
| 16/10/13 | REVISION | AS | AS |
| 17/10/13 | REVISION | AS | AS |
| 18/10/13 | REVISION | AS | AS |
| 19/10/13 | REVISION | AS | AS |
| 20/10/13 | REVISION | AS | AS |
| 21/10/13 | REVISION | AS | AS |
| 22/10/13 | REVISION | AS | AS |
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| 26/10/13 | REVISION | AS | AS |
| 27/10/13 | REVISION | AS | AS |
| 28/10/13 | REVISION | AS | AS |
| 29/10/13 | REVISION | AS | AS |
| 30/10/13 | REVISION | AS | AS |
| 31/10/13 | REVISION | AS | AS |

DESIGNED BY: AS
DRAWN BY: AS
DATE: OCTOBER 2013

APPROVED BY: AS
DATE: OCTOBER 2013

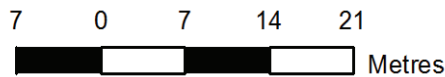
Appendix 2

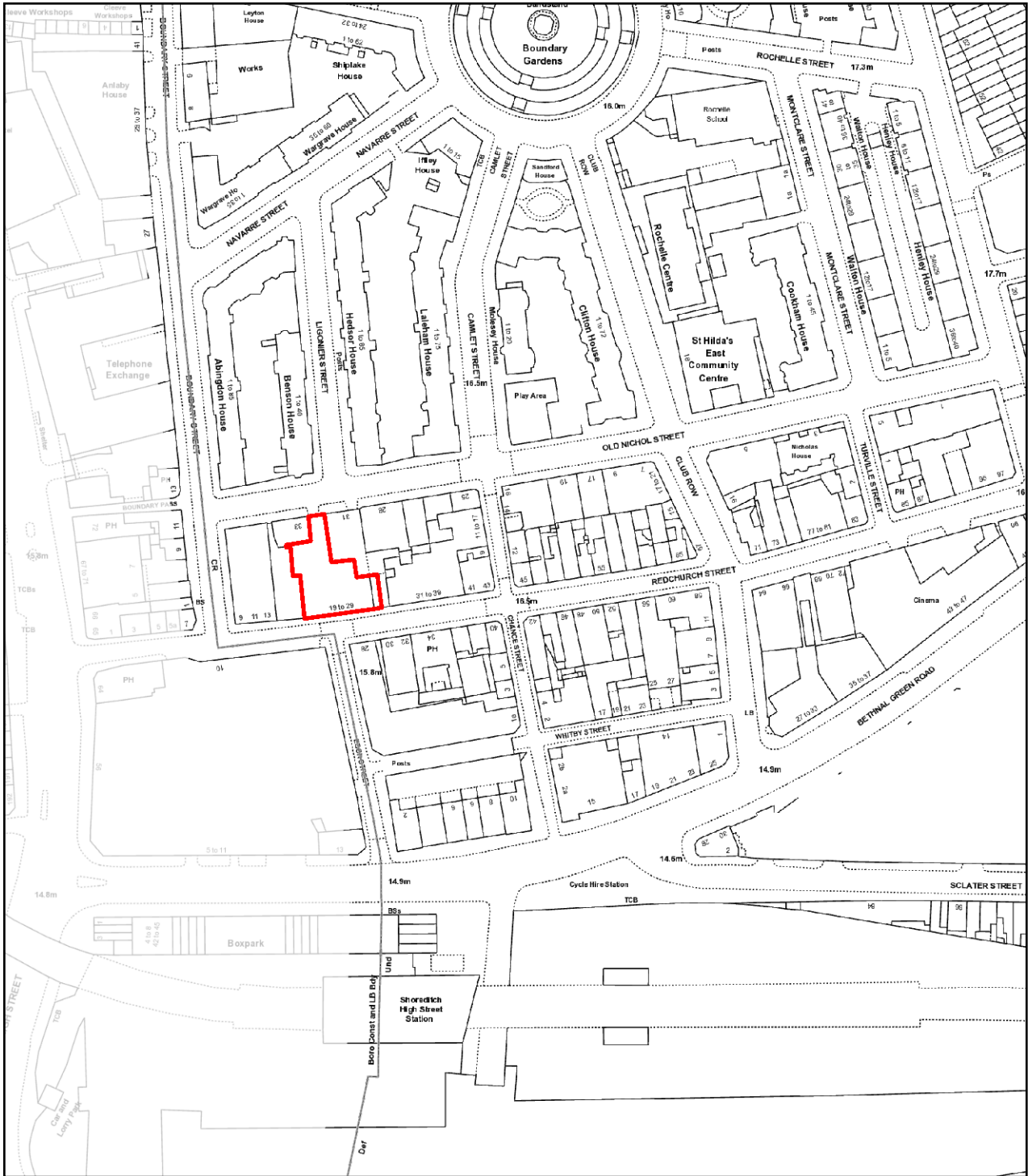


19 - 29 Redchurch Street



Scale 1:769





19 - 29 Redchurch Street



Scale 1:1922

10 0 10 20 30



Metres



Appendix 3

London Borough of Tower Hamlets
Licensing Section
Mulberry Place
5 Clove Crescent
London
E14 2BG

26th November 2013

RE: The Restaurant, Unit 1, 19-29 Redchurch Street, E2 7DJ

Objection by : -

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All parties are relevant 'interested parties' as defined under s13 of the Act.

The premises under the control of the interested parties comprise new residential apartments that are nearing completion, a number of which are already the subject of contracts to exchange and completion dates, with final fit out ahead of occupiers imminent occupation.

We identify below the risk of significant impacts such as noise and disturbance, the impacts of which represent a real threat of public nuisance arising from the proposed use.

The Licensing Act 2003 states that one of its principle duties is to prevent public nuisance

Introduction

These objections are made to an application for a premises license received by LBTH on 31/10.13 from Redchurch Restaurant DB Limited, for premises at Unit 1, 19-29 Redchurch Street.

The application relates to a ground floor unit within a mixed-use development that is nearing completion.

The application forms refer to the proposed description as no more than "restaurant" including the provision of 'late night refreshment' and the 'supply of alcohol'. Hours of opening are stated to be 2330 M-T and midnight Friday and Saturday.

Both the late hours and timing of alcohol sales bring into question the suggestion within the application that the proposed use is intended to be a "family restaurant".

The character or scale of the use proposed is not at all clear and this represents the first weakness of the application, in that the scope and intensity of the use should be made far more clear. Without such, it is not possible for the license authority or affected parties to

properly consider the likely effects of the proposed use, which as outline below are potentially significant and adverse.

The plan accompanying the application is not annotated, but suggests seating for in excess of 80 covers. A server/ bar area appears at the front of the premises and a large kitchen to the rear.

The location of the kitchen, and thus associated plant / extraction food and refuse storage would all be focussed would all, by necessity, be focussed in this rear area.

With no internal risers for extraction equipment through the interior of the building, such equipment will be located on the rear facades, immediately below residential properties.

This area sits below the principal central light well to the building. As this light well rises, it opens onto the new residential apartments, which possess balconies and terraces that rely upon this space for amenity.

The likely impacts from noise and fumes will be significant.

If the licensing authority and those who advise are unable to carry out an appropriate risk assessment of likely nuisance, then the application should be rejected.

A further key failing of the application is that the land use proposed would require planning permission and at this stage, no application has been made to the planning authority.

In addition, the LPA advises that it has provided pre-application advice that it would not consider such a use acceptable under its adopted development plan framework. This policy framework is up-to-date and should be afforded significant weight.

A planning application would have provided information relevant to the amenity issues outlined below, for example, information to support an assessment of:

- Use, character and scale of activity
- Land use and associated policy issues
- Proposed opening hours
- Noise and Disturbance - customers / staff / operations on site - customers / deliveries off site
- Cooking smells and plant / extraction
- Highways issues – traffic and parking
- Refuse storage
- Litter
- Access
- Input from the wider residential community

We consider it wholly inappropriate that a license application is brought forward ahead of any clarity on planning, particularly when there are clearly significant issues and uncertainties.

In addition, the timing of the application is considered to be divisive, being made just ahead of the residential owners / occupiers taking possession of the residential units above the subject premises.

The Site

The application comprises a mixed use development with units at ground floor level that have a consented B1 use and permission for an alternative Class A1 use.

The use associated with the license application appears to be A3, with late night alcohol suggesting that A4 could be a significant component of the overall planning use. In addition, the scope for take-away would also potentially exist. As we demonstrate below, all such uses would be unlikely to be supported in terms of planning policy, impacts upon amenity and wider planning considerations.

The conservation / heritage status of the area places constraints upon the capacity to install plant and extraction equipment on the public facades of the building.

The effect of this is to force extraction and other plant to the rear of the building.

This area is one where the new residential apartments rely significantly for amenity, with outdoor terraces and balconies. The rear light well into which the applicant proposes to insert extract equipment will concentrate the impact upon what is a very intimate and vulnerable space

The Location

Redchurch Street and surrounding streets are typically narrow, which creates additional constraints in terms of servicing, customer arrivals, waiting, parking etc.

There is no evidence to demonstrate that such impacts would not have an adverse impact upon the highway and thus the safety of residents and other occupiers in the immediate vicinity to such an extent that a public nuisance would arise.

In addition, the narrow street layout and close proximity of buildings means that impacts of noise would be exacerbated and channelled upwards to residential properties, affecting the amenity and quality of life for residents.

The site's location close to a station means would be capable of attracting a significant amount of custom from the surrounding area, increasing activity and disturbance in a location that is not capable of handling additional disruption.

The upper floors and 19-29, together with a number of surrounding buildings, have introduced a significant number of new residential homes, changing the character of the area to one that is increasingly sensitive to adverse impacts and nuisance from issues related to increased activity, noise etc.

Planning Background

In July 2008, planning permission was granted for the change of use of ground B1 accommodation at 19-29 to provide 4 retail units with residential accommodation above.

The reasons for granting planning permission included that:

- The development would be acceptable in terms of amenity
- There would be no adverse traffic impacts

These conclusions were reached on the assessment of Class A1 retail, Class B1 and residential use being entirely compatible.

However, in approving such a land-use mix, no reliance can be placed upon an A3, A4 or A5 use being acceptable in the future, such issues having an entirely different impact upon issues such as amenity and traffic.

The 2008 grant of planning permission quite clearly relied upon the view that the overall development, including the character of the ground floor retail shop (Class A1) units would have a beneficial impact upon the character of the area. Again there is no evidence to suggest that an alternative A3, 4 or 5 uses would be capable of maintaining or enhancing the character of the site's conservation setting.

In May 2012, planning permission was granted for, inter alia, the re-modelling of the proposed ground floor retail space, but at no stage was there any indication that alternative forms of Class A use would be sought.

Introducing a restaurant/bar/take-away activity in this sensitive location would represent a significant deviation from the balance of uses that the LPA has considered to be appropriate. As such, the risk of new, un-planned uses creating a nuisance is a material concern.

Adverse Impacts and Breach of Planning Policy

Any planning application for change of use should have been sought ahead of any license application.

Failure to do so is considered to be unhelpful and fails to afford the opportunity for the Authority to review an appropriate risk assessment or to carry one out of its own accord.

Clear impacts that the proposed use would cause or increase the risk of, which individually and cumulatively would lead to a severe risk of nuisance include:

- Adverse impact upon the character and appearance of the conservation area
- The encroachment of a food and drink/leisure use not suited to a discreet location, but better suited to town centres
- The likelihood that the use proposed will draw in activity from the adjoining areas of Shoreditch and Brick Lane
- Increases in vehicular traffic, including taxis of a scale that could adversely affect highway safety
- The risks of adverse impacts of noise and disturbance from deliveries to and from the premises, including customer food delivery
- An increase in noise and disturbance to residents from a significant number both pedestrian and vehicular movements
- The risk of increased anti-social behaviour
- The exacerbated impact of such activities arising from proposed late night operations
- The exacerbation of such impacts arising from the tight built-up character of the immediate street frontage
- The adverse impact upon residential properties arising from noise and fumes generated by the restaurant kitchen, and required extraction equipment being located immediately below residential properties

- In this context, it should be noted that the ground floor use has no rights to attach extraction equipment to the upper flank walls of the building so would be unable to carry fumes away from the residential apartments above.

Adopted development plan policies applied by the LPA that are relevant include:

Adopted Core Strategy 2010

- SO4 to promote town centre as the focus for activity
- SP01 encouraging night time activities in town centres
- SO10 to promote healthy liveable neighbourhoods
- SO20 to promote safe and attractive streets
- SO22 to protect the character of heritage areas (and SP10)
- SO25 to deliver successful place making (also SP12)

Development Management Document 2012

- DM1 restaurants and take-aways will directed towards town centres, but only where they do not lead to a concentration
- DM2 shops outside town centres will only be allowed where they are appropriate to the scale of their locality
- DM24 new development should be sensitive to its surroundings
- DM25 development should not result in a loss of residential amenity, or cause unacceptable impacts in terms of noise and fumes
- DM27 development will be expected to protect and enhance the special character of conservation areas

In addition, the application fails to accord with a number of sections of the Authority's own licensing guidelines, the latest of which area effective from 1st November 2013.

Section 4 identifies that the main principles of the Authorities licensing policies include, for example, the prevention of nuisance. The current proposal clearly gives rise to significant potential nuisance effects.

Section 6.1 acknowledges that premises supply late evening drinks can be a source of crime and disorder, whilst section 6.3 advises that, for example, planning and transport policies are taken into account.

Section 8 notes the risks associated with a concentration of activity within the Brick Lane area. The site lies between Shoreditch (an area containing a large concentration of bars) and Shoreditch High Street Station. It also lies a short distance to the west of Brick Lane and is within the 'cumulative impact zone'. There is a clear risk that the premises will draw late night custom from people moving from bars to the station with the resulting risk of disturbance and crime. It is notable that the application fails to address such issues.

Section 10 acknowledges the weight to be attached to an assessment of nuisance; issues which we identify as significantly adverse.

Section 15 acknowledges the potential risks, particularly to residents, associated with late night consumption of alcohol. The guidelines indicate that applications should be considered on their merit.

As we have identified above, the character of the location, with tight narrow streets where the impact of noise and disruption are aggravated, together with the premises being within a development containing residential apartments, mean that in this instance, the risk of adverse impacts is significantly greater.

Section 17 indicates that licensing should be a process integrated with, for example, the planning process. 17.5 states:

“Applications for premises licenses for permanent commercial premises should normally be from businesses with planning consent for the property concerned. However, applications for licenses may be made before any relevant planning permission has been sought or granted by the planning authority.”

This is a clear failure with the current application.

John McCrohan
London Borough of Tower Hamlets
Licensing Section
Mulberry Place
5 Clove Crescent
London
E14 2BG

**Limehouse Police Station,
27, West India Dock Road,
London,
E14 8EZ**

Office: **020 7275 4950/4911**

Mobile: **07825 850 906**

Email: A [REDACTED]

Your ref:

28th November 2013

Dear Mr McCrohan,

Re: Application for a Premises Licence
The Restaurant
Unit 1, 19-29 Redchurch St, E2 7DJ

I write with reference regarding the above application. Please accept this letter as notification that the police as a responsible authority wish to object to this application on the following two licensing objectives.

The prevention of crime and disorder

The prevention of public nuisance

LBTH has recently adopted a Saturation Policy / Cumulative Impact Policy for the Brick Lane Area. This policy was adopted due to the concerns about the number of licensed premises in such a small area and the resulting number of ASB calls and the potential for disorder.

In essence, the licensing authority will normally refuse any new applications or any variation of these in the cumulative impact zone; **unless the applicant can demonstrate there will be no negative cumulative impact on one or more of the licensing objectives.**

Over the last few years Redchurch St along with Brick Lane has become a “destination venue” for the night time economy in Tower Hamlets. There has been a steady increase in bars and restaurants. So much so that Redchurch Street was included in the Saturation Policy / Cumulative Impact Zone.

The application for a restaurant may seem reasonable, however, taken as a whole it is one more venue in an already “saturated” area.

Can the applicant provide evidence that the operation of the premises will not add to the cumulative impact already being experienced in this area?

Can they reassure the committee that they will not contribute to ASB when their patrons leave the venue whether it is standing in the street drinking or shouting at the top of their voices?

This area suffers from a high amount of anti-social behaviour, to the extent that police statistics show that between 22:00 hours on Friday and 02:00 hours on Monday the London Borough of Tower Hamlets is second only to Westminster (West End/Soho/Covent Garden) for Anti-Social Behaviour (ASB) calls to Police in London.

The premises also falls within the 'Shoreditch Triangle', which comprises of the tri-borough wards of Haggerston ward (Hackney), Weavers and Spitalfields & Banglatown wards (Tower Hamlets) and Bunhill Ward (Islington) are four wards which are high crime generators for their respective boroughs especially around Theft Person and the Night Time Economy. Tower Hamlets wards contribute 38% of all Theft Person Offences.

Peak times are between Friday 20:00 hours to Saturday 04:00 hours and Saturday 20:00 hours to Sunday 04:00 hours and these 16 hours are responsible for 21% of all the offences.

Sunday also has a peak but from 12:00 hours to 02:00 hours 16% of all crime.

25% of all crime in Spitalfields and Banglatown ward is committed between 20:00 hours to 02:00 hours Friday to Sunday. 20% of all crime in Weavers ward is committed between 20:00 hours to 02:00 hours Friday to Sunday.

The hours applied for falls into the above peak hours.

Further to this, two negative effects of the "Night Time Economy" are demonstrated in the data provided by the Director of Public Health. This information was provided to the full Licensing Committee in October 2013.

The data in table 1 highlights both Spitalfields and Banglatown and Weavers wards They both have higher than average ambulance calls out to binge drinking.

Table 1: London Ambulance Service call outs to binge drinking

| Ward | No of Incidents 2011/12 | No of Incidents 2012/13 | % Change over 2011/12 to 2012/13 |
|----------------------------|-------------------------|-------------------------|----------------------------------|
| Spitalfields & Banglatown | 145 | 175 | + 21% |
| Weavers | 82 | 89 | +21% |
| Tower Hamlets ward average | 57 | 71 | +25% |

Table 2 shows that both wards are considerably higher than the national average for alcohol related hospital admissions.

Table 2: Alcohol Attributable Admission Rates 2011/2012

| Ward | Rate per 100,000 |
|---------------------------|------------------|
| Spitalfields & Banglatown | 3170 |
| Weavers | 2718 |
| England Average | 1974 |
| | |
| | |

I therefore ask the committee to refuse this application as it falls within the CIZ. I understand however that each application is scrutinized by the committee on an individual basis.

If they are to consider granting a licence, I would ask that they consider removing off sales, as there are great concerns about people drinking in the street.

Also, the removal on non standard times. Police resources are already stretched over this period and the possibility of a venue remaining open throughout the night is of concern.

In terms of conditions

1. No drinks to be taken outside

Alan Cruickshank PC 189HT

Appendix 4

Section 182 Advice by the Home Office

Updated June 2013

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 5

Crime and disorder 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 Pool 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 pool of conditions, adopted by the council is recommended (Annexe 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 and their staff or agents, but can directly impact on the behaviour of customers on, or in 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, CCTV, police liaison, no glasses, capacity limits are all relevant (S.2.7-2.11).

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.41).

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.

Appendix 6

Crime and disorder 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.” Other controls need to be borne in mind. **(See Section 4.10 and 4.11 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 Pool of Conditions relating to Crime and Disorder. **(See Appendix 2 Annex D 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 (Annexe 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 and their staff or agents, but can directly impact on the behaviour of customers on, or in 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, CCTV, police liaison, no glasses, capacity limits are all relevant (S.2.7-2.11).

Conditions can be imposed for large capacity “vertical consumption” premises (10.41).

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

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

Licence conditions should not duplicate other legislation (1.17).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.37) but it is essential that conditions are focused on measures within the direct control of the licence holder” (2.39). Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified. (2.37)

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 8

Planning

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

Appendix 9

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 06:00 hours to 23:30 hours
- Friday and Saturday 06:00 hours to midnight
- Sunday 06:00 hours to 22:30 hours

(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

(see 12.9 of the licensing policy)