

Appendix 1

**(Londis)
88-90 Columbia Road
London
E2 7QB**

Licensable Activities authorised by the licence

Retail sale of alcohol

See the attached licence for the licence conditions

Signed by

John McCrohan 
Trading Standards and Licensing Manager

Date: 27th September 2005



Part A - Format of premises licence

Premises licence number

16610

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**LONDIS
88-90 Columbia Road**

Post town :London

Post code: E2 7QB

Telephone number

[REDACTED]

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
- b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m.
- c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- d. On Good Friday, 8 a.m. to 10.30 p.m.

See Mandatory conditions for drinking up time

The opening hours of the premises

There are no restrictions on the hours during which this premises is open to the public

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

Off sales only

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Kismet Trading Limited
88-90 Columbia Road
London
E2 7QB

Registered number of holder, for example company number, charity number (where applicable)

07527039

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Kazim Doldur

[Redacted address and telephone number]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence No. [Redacted]
Issuing Authority: [Redacted]

Annex 1 - Mandatory conditions

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.

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

Alcohol shall not be sold in an open container or be consumed in the licensed premises
Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
- b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m.
- c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- d. On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- (b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (c) the sale 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 in 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;

Private Entertainment

The premises may be used for the following purpose, that is to say, dancing, music, or other entertainment of the like kind which-

- a) is not a public entertainment but

b) is promoted for private gain

Public Entertainment

Public Entertainment consisting of music and singing provided solely by the reproduction of recorded sound

Annex 2 - Conditions consistent with the operating Schedule

None

Annex 3 - Conditions attached after a hearing by the licensing authority

None

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

4 AUG 2005



Part B - Premises licence summary

Premises licence number

16610

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

LONDIS
88-90 Columbia Road
London

Post town

London

Post code

E2 7QB

Telephone number

[REDACTED]

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Retail sale of alcohol

The times the licence authorises the carrying out of licensable activities

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
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- (c) the sale 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 in 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

The opening hours of the premises

These are not restricted

Name, (registered) address of holder of premises licence

Kismet Trading
Limited
88-90 Columbia
Road
London
E2 7QB

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off supplies

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Kazim Doldur

State whether access to the premises by children is restricted or prohibited

No

Appendix 2

Application to vary a premises licence 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 KAZIM DOLDUR

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

| |
|---|
| Premises licence number 15652 |
|---|

Part 1 – Premises Details

| | | | |
|--|--|------------------|--------|
| Postal address of premises or, if none, ordnance survey map reference or description LONDIS 88-90 COLUMBIA ROAD LONDON | | | |
| Post town | | Post code | E2 7QB |

| | |
|--|---------|
| Telephone number at premises (if any) | |
| Non-domestic rateable value of premises | £31,500 |

Part 2 – Applicant details

| | | | |
|--|-----------------------|-----------------|------------|
| Daytime contact telephone number | 07833438280 | | |
| E-mail address (optional) | | | |
| Current postal address if different from premises address | FLAT 28 [REDACTED] | | |
| Post Town | | Postcode | [REDACTED] |

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

| Day | Month | Year |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
CONVENIENCE STORE AND OFF-LICENCE

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

M

| | | | | | |
|---|--------------|---------------|--|------------------|-------------------------------------|
| 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 checked="" type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 4) THERE WILL BE NO SEASONAL VARIATIONS. | | |
| Mon | 08:00 AM | 01:00 AM | | | |
| Tue | 08:00 AM | 01:00 AM | | | |
| Wed | 08:00 AM | 01:00 AM | | | |
| Thur | 08:00 AM | 01:00 AM | | | |
| Fri | 08:00 AM | 01:00 AM | | | |
| Sat | 08:00 AM | 01:00 AM | | | |
| Sun | 08:00 AM | 01:00 AM | | | |
| | | | | | |

N

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)

O

| | | | |
|---|----------|----------|---|
| 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) THERE WILL BE NO SEASONAL VARIATIONS |
| Day | Start | Finish | <u>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</u> (please read guidance note 5) |
| Mon | 08:00 AM | 01:00 AM | |
| | | | |
| Tue | 08:00 AM | 01:00 AM | |
| | | | |
| Wed | 08:00 AM | 01:00 AM | |
| | | | |
| Thur | 08:00 AM | 01:00 AM | |
| | | | |
| Fri | 08:00 AM | 01:00 AM | |
| | | | |
| Sat | 08:00 AM | 01:00 AM | |
| | | | |

| | | | |
|-----|-------------|-------------|--|
| | | | |
| Sun | 08:00 AM | 01:00 AM | |
| | | | |

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

N/A

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

N/A

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

1. WE WILL ALWAYS WORK IN CONJUNCTION WITH THE RECOMMENDATION AND ADVISE OF THE RESPONSIBLE AUTHORITIES IN PROMOTING THE LICENSING OBJECTIVES.
2. THE APPLICANT IS AN EXPERIENCED SUPERVISOR HAVING OPERATED AN OFF LICENCE WHO IS SELLING ALCOHOL AND FAMILIAR WITH THE LICENSING OBJECTIVES

b) The prevention of crime and disorder

1. THE PREMISES HAS A CCTV RECORDS AND MONITORS THE PREMISES THE SYSTEM IS TO ONE WHICH IS ACCREDITED BY THE POLICE TO DETER CRIMINALS.
2. CCTV WILL BE GOOD VIEWABLE AND EVIDENTIAL QUALITY. DEDICATED EMPLOYEES, WHO HAVE WORKING KNOWLEDGE F THE CCC WILL BE ON PREMISES AT ALL TIMES AND WILL BE IN A POSITION TO ALLOW THE RELEVANT AUTHORITY TO VIEW AND DOWNLOAD THE CCTV AS AND WHEN NECESSARY
3. ANY INCIDENTS WYLL BE REPORTED TO THE POLICE AND RECOMMENDATIONS WILL BE FOLLOWED

c) Public safety

1. THE PREMISES WILL COMPLY WITH ALL RELEVANT LEGISLATION AND PUBLIC SAFETY REQUIREMENTS. THE PREMISES WILL COMPLY WITH THE FIRE SAFETY REGULATIONS
2. STAFF TRAINING AND INCIDENT LOGS WILL BE DOCUMENTATED AND UPDATED AND THESE WOULD BE KEPT ON THE PREMISES AT ALL TIMES SO THAT IT CAN BE INSPECTED BY THE RELEVANT AUTHORITY WHEN REQUIRED TO DO SO.

d) The prevention of public nuisance

THE OPERATORS WILL PUT UP POSTERS IN THE PREMISES AND ON THE WINDOWS ADVERTISING CUSTOMERS NOT TO LITTER THE STREETS AND TO RESPECT THE RESIDENTS IN THAT THEY SHOULD ENTER REMAIN AND LEAVE PREMISES QUIETLY IN AN ORDERLY MANNER AND FASHION
THE PREMISES WILL REGULARLY SERVICE THE PLANT AND MACHINERY OPERATING WITHIN THE PREMISES IN ORDER TO EDUCE THE LEVEL OF NOISE THAT MY CAUSE HARM TO THE PUBLIC

e) The protection of children from harm

THE PREMISES WILL NOT SERVE UNACCOMPANIED CHILDREN AFTER 8:00PM ON WEEKDAYS
THERE WILL BE A RELEVANT AGE CHALLENGE SCHEME "CHALLENGE 21 OR 25"
THE PREMISES WILL REQUIRE THE FOLLOWING FORM OF VERIFICATION OF A PERSONS PROOF OF AGE IS:-
1. A VALID PASSPORT, 2. A PHOTO DRIVING LICENCE ISSUED IN A EUROPEAN UNION COUNTRY, 3. A PROOF OF AGE STANDARD CARD SYSTEM
4. A CITIZEN CARD, SUPPORTED BY THE HOME OFFICE


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

| | |
|-----------|--|
| Signature |  |
| Date | 4/8/14 |
| Capacity | OWNER |

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) 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 address for correspondence associated with this application (please read guidance note 13)

| | | | |
|--|--|-----------|--|
| | | | |
| Post town | | Post code | |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail your e-mail address (optional) | | | |



TOWER HAMLETS

Licence / Registration

Certificate Number

15652

(Londis)
88-90 Columbia Road
London
E2 7QB

Licensable Activities authorised by the licence

Retail sale of alcohol

See the attached licence for the licence conditions

Signed by

 Jackie Rand
Licensing Services Manager



Date: 27th September 2005



Part A - Format of premises licence

Premises licence number

15652

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

LONDIS
88-90 Columbia Road

Post town :London

Post code: E2 7QB

Telephone number
[REDACTED]

Where the licence is time limited the dates
N/A

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The sale by retail of alcohol

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- d. On Good Friday, 8 a.m. to 10.30 p.m.

See Mandatory conditions for drinking up time

The opening hours of the premises

There are no restrictions on the hours during which this premises is open to the public

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

Off sales only

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Kazim Doldur



Registered number of holder, for example company number, charity number (where applicable)

N/A

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Kazim Doldur



Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence No
Issuing Au



Annex 1 - Mandatory conditions

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.

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- 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

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- (c) the sale 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 in 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;

Private Entertainment

The premises may be used for the following purpose, that is to say, dancing, music, or other entertainment of the like kind which-

- a) is not a public entertainment but

b) is promoted for private gain

Public Entertainment

Public Entertainment consisting of music and singing provided solely by the reproduction of recorded sound

Annex 2 - Conditions consistent with the operating Schedule

None

Annex 3 - Conditions attached after a hearing by the licensing authority

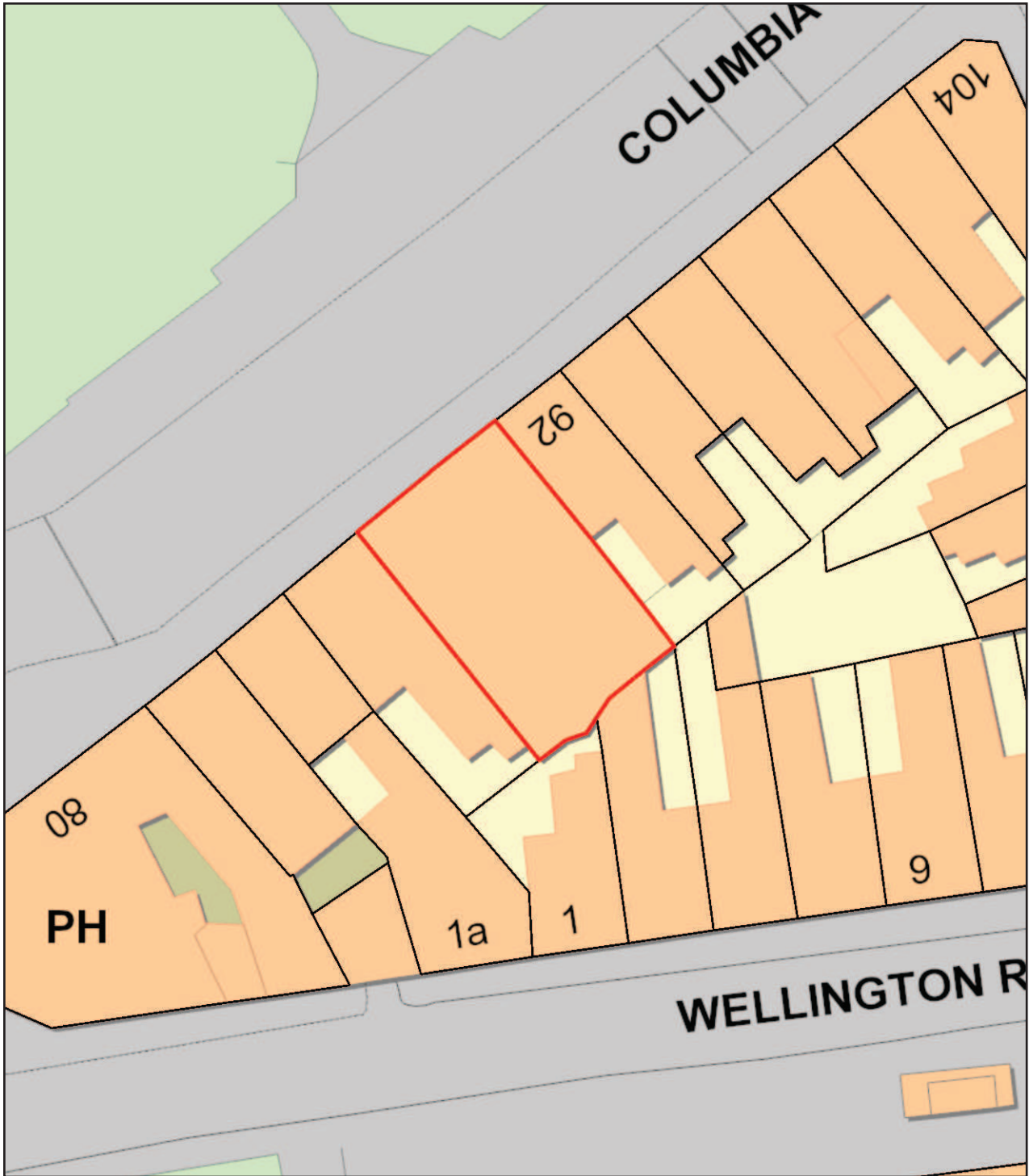
None

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

4 AUG 2005

Appendix 3

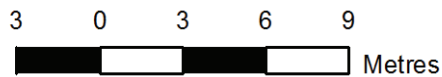


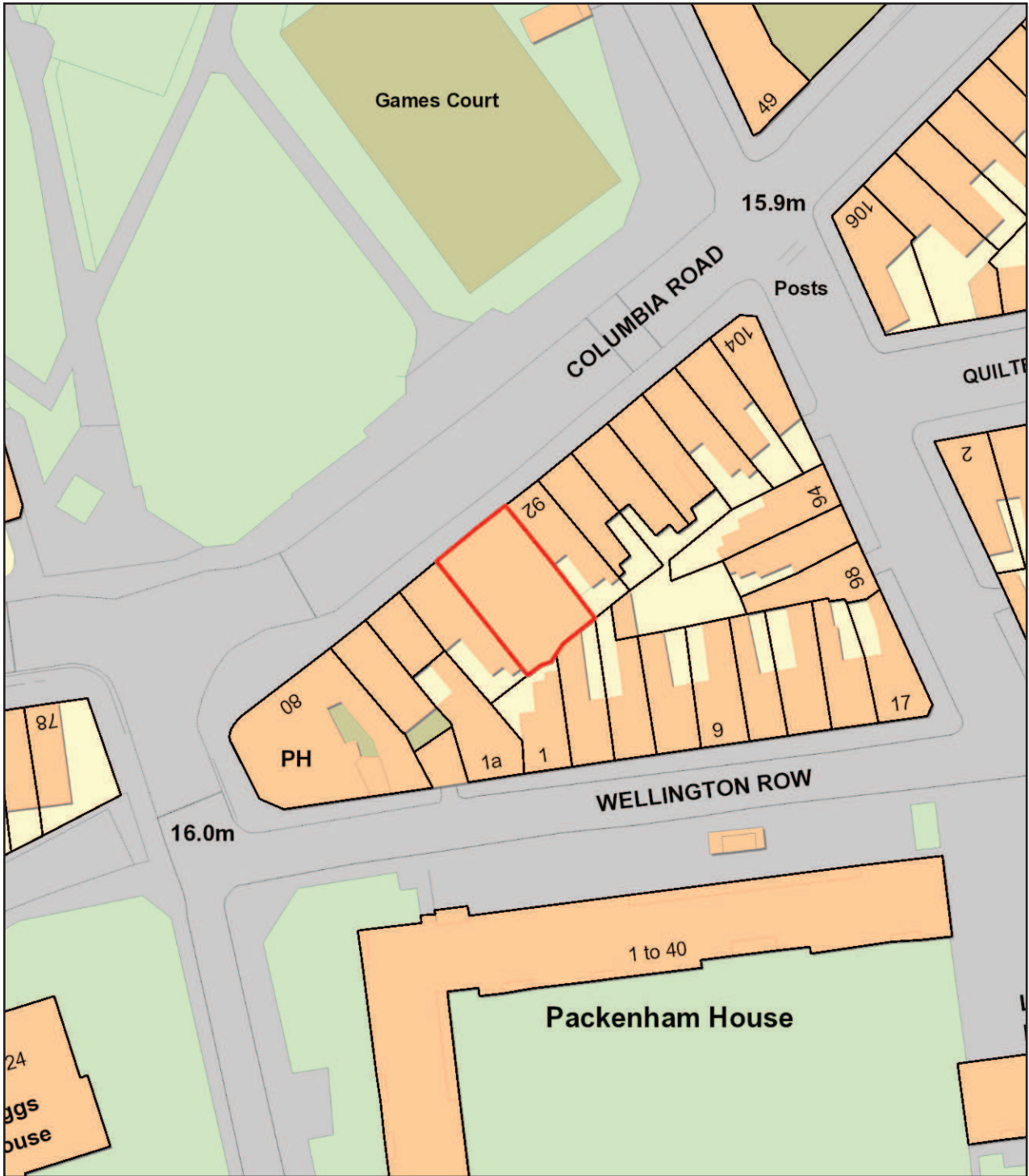
88-90 Columbia Road

Map 1



Scale 1:334



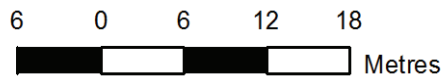


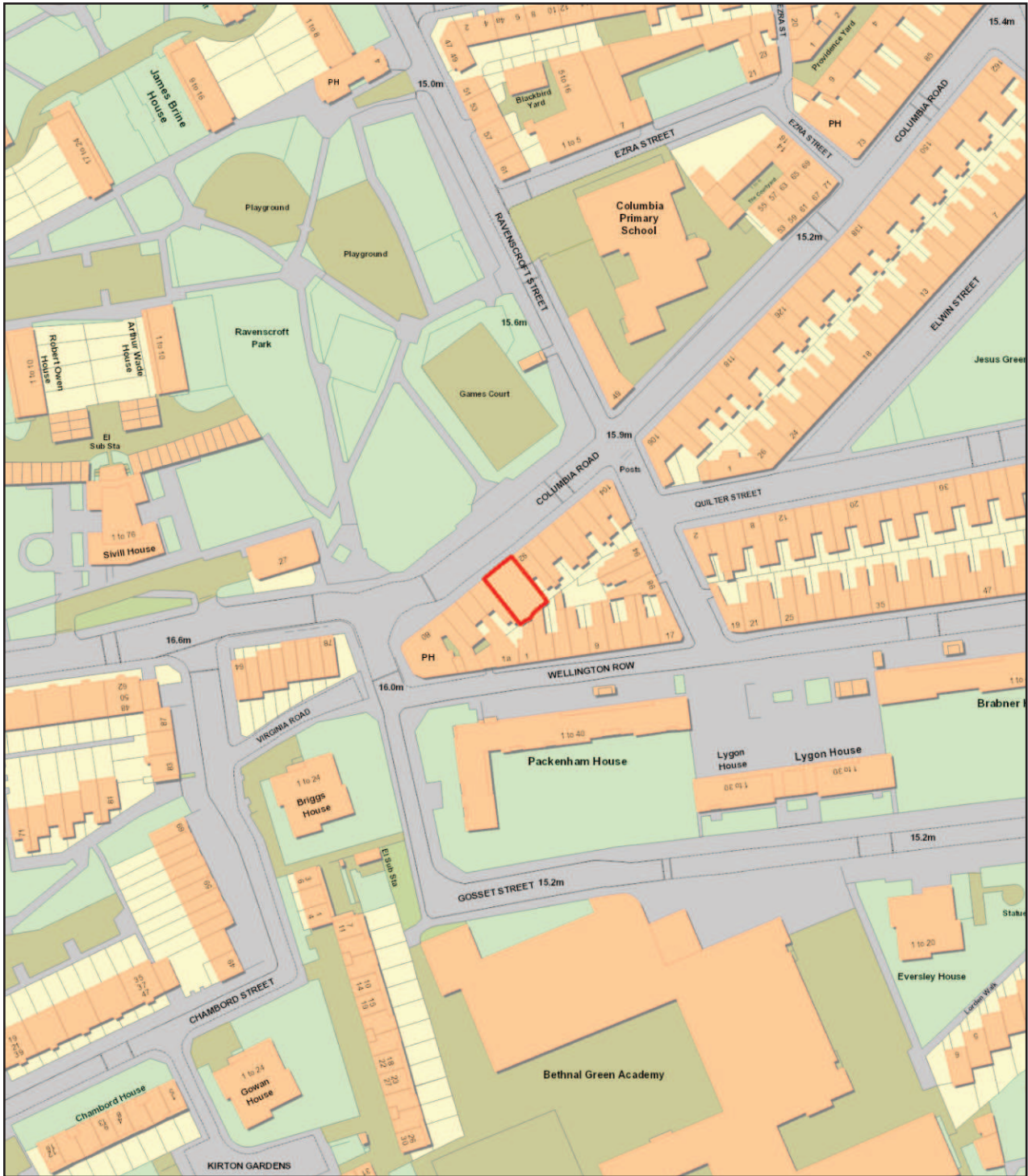
88-90 Columbia Road

Map 2



Scale 1:668



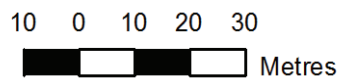


88-90 Columbia Road

Map 3



Scale 1:1669



Appendix 4

John McCrohan
LBTH Licensing
Toby Club
Vawdrey Close
E1 4AU

HT - Tower Hamlets Borough
HH - Limehouse Police Station
Licensing Office
Limehouse Police Station
27 West India Dock Road &
5 Birchfield Street
E14 8EZ



Your ref:
Our ref:
1 September 2014

Dear Mr McCrohan

Re: Application to vary a premises licence

Londis, 88-90 Columbia Rd, E2 7QB

I write with reference to 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

Columbia Road is already a busy street especially at the weekend where there are a large number of people visiting other licensed venues in the area. The road and the surrounding area, still has a substantial residential population.

There is no other off licences in the immediate vicinity that has such a late opening. It will certainly attract people who are already drunk and looking to top themselves up. It is unfortunate but off licences often attracts people who are either under the influence of alcohol who can be very loud or it can attract people who are either anti-social or violent. With the best will in the world, it is difficult for staff to stop the noise or the potential ASB.

People do drink in the street especially in the summer months. These are mainly young adults. After the pubs close, many of them are already under the influence of alcohol. They become increasingly drunk by buying more alcohol from off licences. This can lead to violence, ASB and littering. Glass bottles are often found smashed in the street.

I refer to the statement of Inspector REED who is in charge of Weavers neighbourhood policing team.

“A regular complaint from local residents are the effects caused by nearby licensed venues, namely shouting from people leaving premises, urination in the street, vehicles causing noise nuisance”.

“This venue is opposite a large open green space and child’s play area which is not secured at night, an area that would naturally attract street drinkers, and surrounded by residential housing. Venues that have late licenses are a magnet for people, and historically this is where fights and disturbances are located due to the high density of people being present, and persons being under the influence of drink and/or drugs”

“.....In addition this location is situated not far from the local authority saturation zone, and the area has the honour of being second only to Westminster for the highest ASB area in the whole of London, and I am confident any additional late opening licenses in or around this zone will simply add more fuel to this reputation”.

By remaining open until 1am all week, the likelihood of further ASB is considerable.

I ask the committee to refuse this application.

If however, the committee is to grant this application I would ask them to consider the following:

1. Supply of alcohol: Friday and Saturday only: until midnight.

Conditions

1. Install / maintain CCTV

The CCTV system shall incorporate a recording facility and any recordings shall be retained and stored in a suitable and secure manner for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as

required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

There must also be someone on the premises, who can download the images and present them on request by a police officer or other responsible authority,

(Can one camera be placed o/s the entrance and on entry)

2. Use of an incident / refusal book.

3. The premises will not sell any beer, larger or cider that exceeds the strength of 6.5 abv or higher unless 3 or more bottles/cans are purchased together.

Or

The premises will not sell any beer, larger or cider that exceeds the strength of 6.5 abv.

4. A personal licence holder is to be present from 2100 until closing.

Alan Cruickshank PC 189HT

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Colin REED** URN:

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

Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Sergeant**.....

This statement (consisting of: **1**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: Date:

Tick if witness evidence is visually recorded (supply witness details on rear)

I am completing this statement in response to the application for an extended licence, for the premises of Flower Supermarket / Londis , 88-90 Columbia Rd, E2.

I am the above named person and have worked for the Metropolitan Police Service for thirteen years. For the last five years I have been posted to Tower Hamlets Borough, and have worked on frontline response team, custody, and currently I am in charge of the Weavers Ward Neighbourhood Policing Team which encompasses the area in which this licence application has been made.

As part of my neighbourhood duties we are required to cooperate with local residents and housing organisations, and every three months we have a panel meeting with a cross section of representatives of both. A regular complaint from local residents are the effects caused by nearby licensed venues, namely shouting from people leaving premises, urination in the street, vehicles causing noise nuisance. As a community officer my team and I are committed to trying to improve the area, and are doing our very best to reduce begging, thefts, robberies and drug misuse, all crimes which are attracted to areas that have active night time economies. The area surrounding is also a highly populated area, with both local authority and private housing nearby.

This venue is opposite a large open green space and child's play area which is not secured at night, an area that would naturally attract street drinkers, and surrounded by residential housing. Venues that have late licenses are a magnet for people, and historically this is where fights and disturbances are located due to the high density of people being present, and persons being under the influence of drink and/or drugs.

In summary, any additional licensed premises will increase activity in an area that is already very saturated. In order to try and deal with the issues Tower Hamlets Police already have to develop strategies, to try and reduce crime with resources that could be used elsewhere. In addition this location is situated not far from the local authority saturation zone, and the area has the honour of being second only to Westminster for the highest ASB area in the whole of London, and I am confident any additional late opening licenses in or around this zone will simply add more fuel to this reputation.

Signature: Signature witnessed by:

Appendix 5

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 and SIA is acknowledged (2.1-2.2).

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 in the immediate vicinity of the premises as they seek entry or leave (1.6).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3-2.7).

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23).

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

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 Poll 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 and SIA is acknowledged (2.1-2.2).

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 (1.6).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3-2.7).

Conditions can be imposed for large capacity “vertical consumption” premises (10.23).

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 (1.19).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.22) but it is essential that conditions are focused on measures within the direct control of the licence holder (1.6). Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified.

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

Appendix 7

Access and Egress problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot
Disturbance from patrons arriving/leaving the premises by car
Lack of adequate car parking facilities
Close proximity to residential properties

Comment

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

General Advice

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

The hours of operation also need to be considered.

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

Licensing Policy

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

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

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 12.10**)

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to the prevention of Public Nuisance. (**See Appendix 2 Annex G of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)

- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

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

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.33).

Licence conditions should not duplicate other legislation (1.19).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.22) but it is essential that conditions are focused on measures within the direct control of the licence holder

In certain circumstances conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave (2.24).

However, it is essential that conditions are focused on measures within the direct control of the licence holder. Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified.

Appendix 8

Appendix 8

ACPO comments on irregular times

Association of Chief Police Officers

The Association of Chief Police Officers (ACPO) has issued standard advice on unusual opening hours. As well as limiting the number they are anxious that the Police are given reasonable notice and an absolute veto on any event. Their policy is as stated below.

ACPO suggest that the following approach be applied to applications that include unspecified hours.

- No more than 12 extensions per premises per year (excluding applications made under TENS) should be allowed.
- An operating plan covering the additional measures that will be taken to manage crime and disorder on these occasions to be completed.
- A minimum of 7 days' notice to police and the licensing authority.
- An absolute veto for police in respect of any of these occasions.

Appendix 9

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

(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