

# Appendix 1

077221



LICENSING ACT 2003

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

This form should be completed and forwarded to: Licensing Section, Mulberry Place, 5 Clove Crescent, London E14 2BG with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets.

On-Line payments can be made at:

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

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

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We (insert name(s) of applicant) POPLAR SPICE LTD

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 |                          |
| 185 EAST INDIA DOCK ROAD,<br>LONDON, E14 0FA   |                          |
| Post town <u>LONDON</u>  | Post code <u>E14 0FA</u> |

Telephone number at premises (if any)

Non-domestic rateable value of premises £ 14750.00

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as

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

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

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

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

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

**Surname**

**First names**

**I am 18 years old or over**

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  Mrs  Miss  Ms  Other title   
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

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  | POPLAR SPICE LTD                                    |  |  |  |  |  |
| Address   | 185 EAST INDIA DOCK ROAD<br>POPLAR, LONDON, E14 0EA |  |  |  |  |  |
| Registered number (where applicable)  | 08659028  |  |  |  |  |  |
| Description of applicant (for example partnership, company, unincorporated association etc) | LIMITED COMPANY                                     |  |  |  |  |  |
| Telephone number, if any  |   |  |  |  |  |  |
| E-mail (optional)   |   |  |  |  |  |  |

**Part 3 Operating Schedule**

When do you want the premises licence to start?

| Day | Month | Year    |
|-----|-------|---------|
| 2   | 1     | 07 2014 |

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

| Day | Month | Year |
|-----|-------|------|
|     |       |      |

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

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

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

THE PREMISES IS USED FOR FRIED CHICKEN AND FAST FOOD SHOP. THE PREMISES IS A CORNER SHOP AT CHRIS STREET MARKET.

THE SHOP IS COMPOSED OF ONE KITCHEN UNIT, SITTING ARRANGEMENT FOR 25 PEOPLE, ONE CUSTOMER TOILETS AND STORE ROOM.

THE SHOP IS COVERED BY CLEAR GLASS WITH AN ENTRANCE DOOR.

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

**Provision of regulated entertainment**

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- 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 L)

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

**In all cases complete boxes K, L and M**

**A**

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

**B**

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

**C**

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

**D**

| Boxing or wrestling entertainment<br>Standard days and timings (please read guidance note 6) |       |        | <p><u>Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick</u><br/>(please read guidance note 2)</p> | Indoors  |   |
|--|-------|--------|---|----------|---|
| Day  | Start | Finish |   | Outdoors |   |
| Mon  |       |        | Both  |          | <p><u>Please give further details here</u> (please read guidance note 3)</p><br><br><br><br><br><br><br><br><br><br><p><u>State any seasonal variations for boxing or wrestling entertainment</u><br/>(please read guidance note 4)</p><br><br><br><br><br><br><br><br><br><br><p><u>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</u> (please read guidance note 5)</p> |
|  |       |        |   |          |   |
| Tue  |       |        |   |          |   |
|  |       |        |   |          |   |
| Wed  |       |        |   |          |   |
|  |       |        |   |          |   |
| Thur   |       |        |   |          |   |
|  |       |        |   |          |   |
| Fri  |       |        |   |          |   |
|  |       |        |   |          |   |
| Sat  |       |        |   |          |   |
|  |       |        |   |          |   |
| Sun  |       |        |   |          |   |
|  |       |        |   |          |   |



**E**

| Live music<br>Standard days and timings (please read guidance note 6) |       |        | Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2) | Indoors   |  |  |
|---|-------|--------|---|---|--|--|
| Day   | Start | Finish |   | Outdoors  |  |  |
| Mon   |       |        | <b>Please give further details here</b> (please read guidance note 2)   | Both  |  |  |
| Tue   |       |        |   |   |  |  |
| Wed   |       |        |   | <b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)  |  |  |
| Thur  |       |        |   |   |  |  |
| Fri   |       |        |   |   |  |  |
| Sat   |       |        |   | <b>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</b> (please read guidance note 5) |  |  |
| Sun   |       |        |   |   |  |  |

**F**

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

**G**

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

**H**

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

| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b> | Indoors  |   |  |  |
|--|-------|--------|--|--|---|--|--|
| Day  | Start | Finish |  | Outdoors   |   |  |  |
| Mon  | 00.00 | 2.00   | <b>Please give further details here</b> (please read guidance note 4)  | Both   |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Tue  | 00.00 | 2.00   |  |  |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Wed  | 00.00 | 2.00   |  | <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4) |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Thur   | 00.00 | 2.00   |  |  |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Fri  | 00.00 | 2.00   |  |  | <b>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</b> (please read guidance note 5) |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Sat  | 00.00 | 2.00   |  |  |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |
| Sun  | 00.00 | 2.00   |  |  |   |  |  |
|  | 08.00 | 24.00  |  |  |   |  |  |

**J**

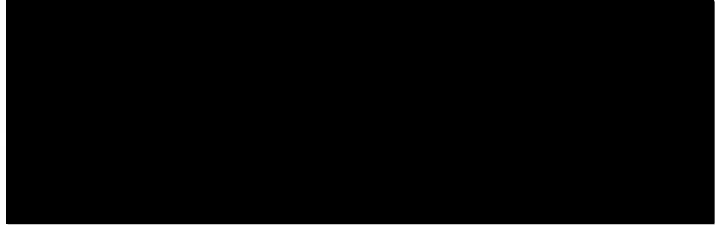
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the supply of alcohol be for consumption – please tick [Y] (please read guidance note 7)</b> | On the premises  |   |  |  |
|---|-------|--------|--|--|---|--|--|
| Day   | Start | Finish |  | Off the premises   |   |  |  |
| Mon   |       |        | <b>Please give further details here</b> (please read guidance note 4)                                | Both   |   |  |  |
|   |       |        |  |  |   |  |  |
| Tue   |       |        |  |  |   |  |  |
|   |       |        |  |  |   |  |  |
| Wed   |       |        |  | <b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) |   |  |  |
|   |       |        |  |  |   |  |  |
| Thur  |       |        |  |  |   |  |  |
|   |       |        |  |  |   |  |  |
| Fri   |       |        |  |  | <b>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</b> (please read guidance note 5) |  |  |
|   |       |        |  |  |   |  |  |
| Sat   |       |        |  |  |   |  |  |
|   |       |        |  |  |   |  |  |
| Sun   |       |        |  |  |   |  |  |
|   |       |        |  |  |   |  |  |

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

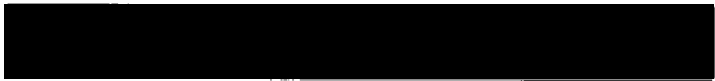
Name

MR KOBIR AHMED

Address



Personal Licence number(if known)



Issuing licensing authority (if known)



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)

THIS IS ONLY A FRIED CHICKEN AND FAST FOOD SHOP. THERE IS NO ALCOHOL OR TOBACCO PRODUCT SOLD IN THIS PREMISES.

THE SHOP IS REGISTERED FOR HEALTH & SAFETY AND HYGIENE IS MAINTAINED ON REGULAR AND DAY TO DAY BASIS.

THERE IS NO CONCERN IN RESPECT OF CHILDREN SAFETY. WE WILL NOT SERVE ANY CHILDREN CUSTOMER AFTER 8 10 AM ~~WITH~~ UNLESS HE IS ACCOMPANIED WITH AN ADULT.

L

| Hours premises are open to the public<br>Standard timings (please read guidance note 6) |       |        | State any seasonal variation (please read guidance note 4)                      |  |
|---|-------|--------|---|--|
| Day   | Start | Finish |   |  |
| Mon   | 08:00 | 2:00   | <p>NO SEASONAL VARIATION</p> <p>EVERY DAY UNTIL 2:00 CLOCK<br/>IN THE NIGHT</p> |  |
|   | 08:00 | 24:00  |   |  |
| Tue   | 00:00 | 2:00   |   |  |
|   | 08:00 | 24:00  |   |  |
| Wed   | 00:00 | 2:00   |   |  |
|   | 08:00 | 24:00  |   |  |
| Thur  | 00:00 | 2:00   |   | <p>Non standard timings. Where you intend to the premises to be open at different times to those listed in the column on the left, please list (please read guidance note 5)</p> <p>NO NON-STANDARD TIMINGS.</p> <p>EVERY DAY UNTIL 2:00 CLOCK<br/>IN THE NIGHT.</p> |
|   | 08:00 | 24:00  |   |  |
| Fri   | 00:00 | 24:00  |   |  |
|   | 08:00 | 24:00  |   |  |
| Sat   | 00:00 | 2:00   |   |  |
|   | 08:00 | 24:00  |   |  |
| Sun   | 00:00 | 2:00   |   |  |
|   | 08:00 | 24:00  |   |  |

08:00 - 02:00

## 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)

PREMISES ARE FURNISHED WITH HIGH STANDARD TO MEET THE FIRE AND SAFETY REGULATION. THE SHOP IS ENCLOSED WITH FITTED GLASS AND THERE IS AN ENTRANCE DOOR. IT IS THEREFORE PROTECTED FROM OUTSIDE PEOPLE AND OUTSIDE NUISANCE.

b) The prevention of crime and disorder

WE DO NOT SELL ANY ALCOHOL OR WE DO NOT ALLOW ANY ALCOHOL TO BE BROUGHT IN OR CONSUMED IN THE PREMISES. A CUSTOMER SERVICE OFFICER IS ALWAYS AVAILABLE IN THE COUNTER TO REPORT ANY CRIME AND DISORDER IMMEDIATELY TO THE POLICE.

THE SHOP IS ENCLOSED WITH FITTED GLASS AND THEREFORE PROTECTED FROM OUTSIDE PEOPLE AND OUTSIDE NUISANCE.

c) Public safety

THE PREMISES IS FULLY FURNISHED WITH PROPER TABLE AND CHAIR. THE PREMISES IS FULLY COMPLIANT WITH FIRE REGULATION. PROPER FIRE SIGNS ARE DISPLAYED INSIDE THE SHOP.

WE DO NOT ALLOW CUSTOMER TO GATHER OUTSIDE OR TO SIT OUTSIDE. THE PREMISES ARE FULLY PROTECTED FROM OUTSIDE NUISANCE.

d) The prevention of public nuisance

WE DO NOT PLAY ANY MUSIC IN THE PREMISES.  
WE DO NOT ARRANGE ANY LIVE MUSIC. WE DO NOT ALLOW OUR CUSTOMER TO SIT OUTSIDE THE PREMISES.  
WE HAVE CUSTOMER TOILETS SEPARATELY FOR LADIES AND GENTS. WE HAVE TRAINED STAFF TO HELP CUSTOMERS AND MAKE THEM HAPPY WITH QUALITY SERVICE.

e) The protection of children from harm

WE ARE FULLY COMPLIANT WITH FIRE REGULATION AND PROPER SITTING ARRANGEMENT FOR THE CHILDREN. OUR KITCHEN IS FAR AWAY FROM CUSTOMER SITTING AREA. WE ALWAYS RECOMMEND THAT CHILDREN BE ACCOMPANIED WITH ADULT.

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

CHECKLIST:

Please tick to indicate agreement

- I have made or enclosed payment of the fee  
Insert On-Line Payment reference here if applicable :
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan (showing the area to be licensed) to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be Premises Supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

**Part 4 – Signatures** (please read guidance note 10)

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

**Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If signing on behalf of the applicant please state in what capacity.**

Signature



Date

21/07/2014

Capacity

DIRECTOR

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

Signature

Date

Capacity

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

Post town

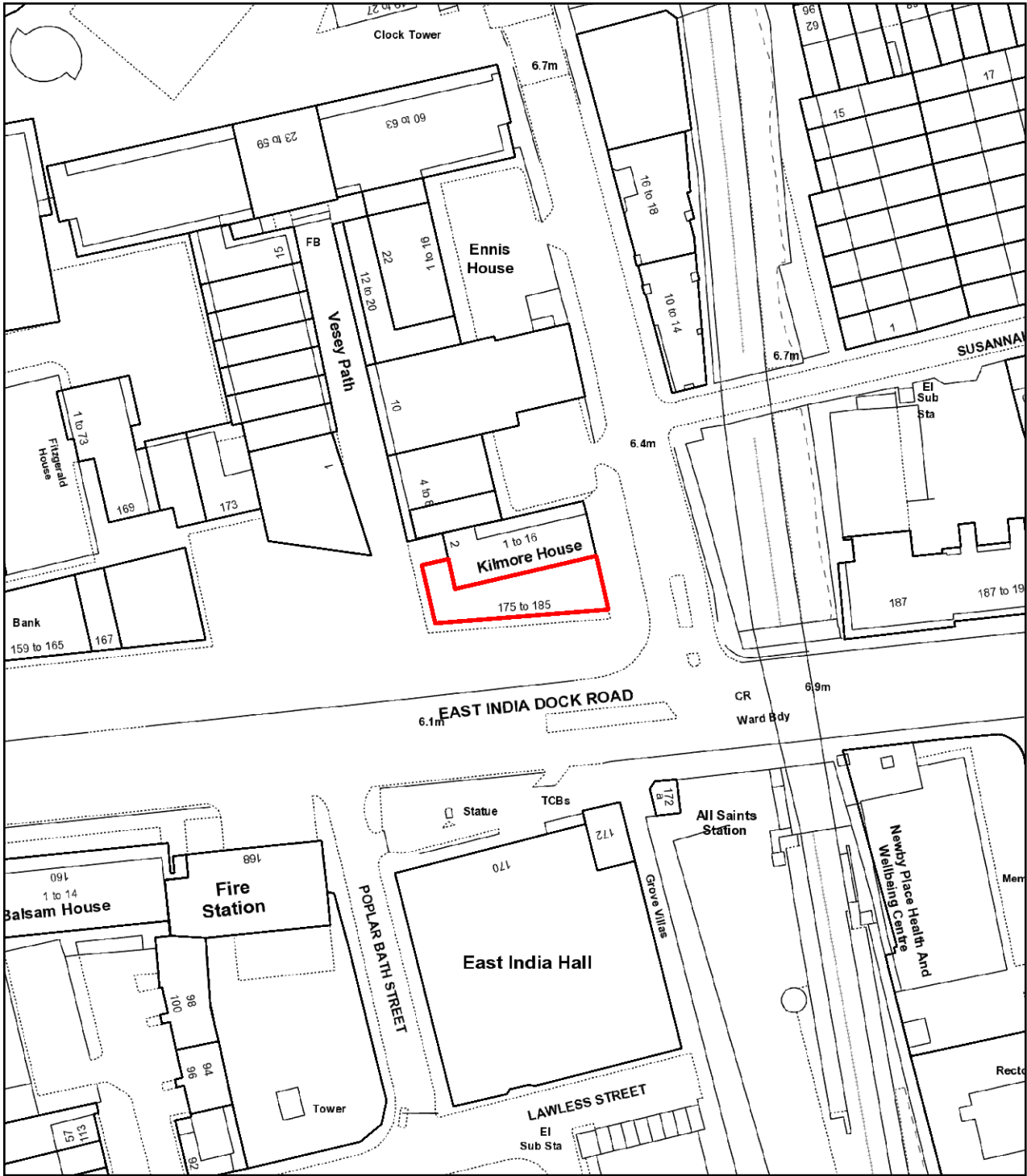
Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)



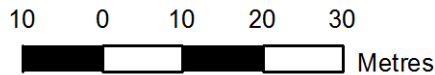
# Appendix 2

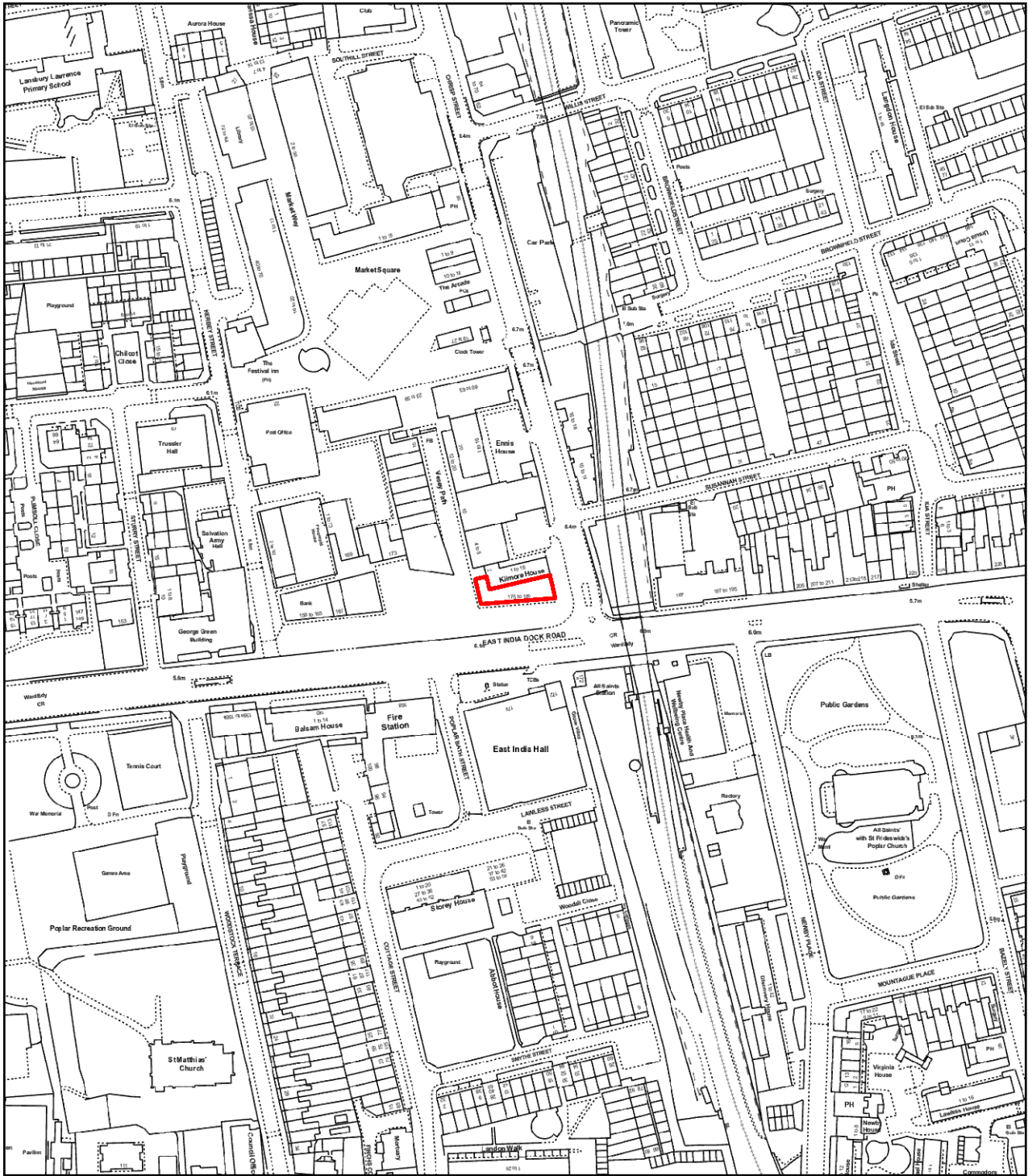


# 185 East India Dock Road



Scale 1:1153

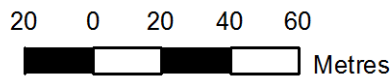




# 185 East India Dock Road



Scale 1:2690



# Appendix 3

## Section 182 Advice by the Home Office

Updated June 2014

### Relevant, vexatious and frivolous representations

- 9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.
- 9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.
- 9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.
- 9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.
- 9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the

recommendation in this Guidance, an assessment should be prepared by officials for consideration by the sub- committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

- 9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.
- 9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

# Appendix 4

## Kathy Driver

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**From:** Damian Doherty  
**Sent:** 11 August 2014 10:04  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Representation against 185 East India Dock Road E14 (Ref: 077221)  
**Attachments:** Scanned from a Xerox Multifunction Device.pdf

To Whom it may concern

Please find attached a representation against the New Application for a Late Night Refreshment Licence.

I am sending this on behalf of Tower Hamlets Licensing Section (as a Responsible Authority)- a copy will be sent to 185 East India Dock Road E14.

Yours

**Damian Doherty**  
**c/o Licensing Section**

Mulberry Place  
5 Clove Crescent  
London  
E14 2BG

Tel: 020 7364 3329

***Report it! - ASB 0800 917 5918 - Hate Crime 0800 138 0521***



**Communities, Localities & Culture**  
Safer Communities

Head of Consumer and Business Regulations  
**David Tolley**

Tower Hamlets Licensing

Licensing Section  
Mulberry Place  
5 Clove Crescent  
London E14 2BG

Tel 020 7364 3329  
Fax 020 7364 0863  
Enquiries to **Damian Doherty**  
Email [Damian.doherty@towerhamlets.gov.uk](mailto:Damian.doherty@towerhamlets.gov.uk)

11<sup>th</sup> August 2014

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

My reference: TSS/LIC/077221  
Your reference:

Dear Sir/Madam,

**Licensing Act 2003**  
**Re: Real Taste/Poplar Spice Ltd 185 East India Dock Road E14 0EA**  
**New Premises application for Late Night refreshments**

Officers from the Local authority have been tasked to visit Licensed Premises including Off Licences, bars, pubs and restaurants offering late night refreshments during the Night time as part of Operation Dymock. This is to ensure Compliance by existing Premises that have Licences allowing them to carry out Licensable activities and to find premises that are flouting the law and trading without a Licence.

Due to intelligence received of the premises being open beyond 11pm, Officers visited on Friday 11<sup>th</sup> July 2014 and entered Real Taste/Poplar Spice Ltd 185 East India Dock Road E14 after 23:00 hours to perform a test purchase of Hot food as there was no Licence in place. They obtained and paid for Hot food at 23:10 and identified themselves to staff. The Manager claimed that they had a Licence up until 00:00, but was unable to show the Licence that he claimed to have.

An application for Late Night refreshment was subsequently made to the Licensing section on 23<sup>rd</sup> July 2014.

The Licensing Authority is therefore making representation against the above application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. The applicant has not offered any conditions in the operating schedule that we feel would meet the requirements of the

licensing objectives and do not have the confidence of the premises complying with any licence that may be granted. I ask the Committee to reject the application in full.

Yours sincerely,

A black rectangular box redacting the signature of the Licensing Officer.

**Damian Doherty, Licensing Officer**

# Appendix 5

## Mohshin Ali

---

**From:** MARK.J.Perry@met.pnn.police.uk  
**Sent:** 20 August 2014 16:08  
**To:** Licensing; Mohshin Ali; [REDACTED]  
**Subject:** Objection Premises License Application Poplar Spice  
**Attachments:** Objection Poplar Spice 185 East India Dock Road.doc

Dear all,

Tower Hamlets Police formally object to the application for a premises license for Poplar Spice at 185 East India Dock Road on the grounds of crime and disorder.

Please see the objection attached.

Regards

Pc Mark Perry  
Licensing Officer  
Tower Hamlets Borough  
Toby Club  
Vawdry Close  
E1 4UA  
07825 850 906

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John McCrohan  
LBTH Licensing  
Anchorage House  
5 Clove Crescent,  
E14

**HT - Tower Hamlets Borough**

Licensing Office  
Toby Club,  
Vawdry Close

Telephone: 0207 275 4911  
Facsimile:  
Email: Mark.perry2@met.police.uk  
www.met.police.uk

Your ref:  
Our ref:

20th August 2014

Dear Mr McCrohan

Re: Application for Premises Licence for 185 East India Dock Road

I write with reference to the above application which was received in the Licensing Office on the 27th July 2014.

Please accept this letter as notification that the police as a responsible authority wish to object to this application on the following licensing objective

The prevention of crime and disorder

Firstly there are large amounts of residential premises in the area, many with families. In the Police's opinion there is a significant risk of increased anti-social behaviour in the early hours of the morning from customers leaving the store, and congregating around the premises to consume their food.

The applicants shop is very close to Chrisp Street market, an area that has suffered from anti-social behaviour, especially from groups of people congregating together, smoking drugs and drinking alcohol and causing harassment alarm and distress to local residents. Police are concerned that being open until 02:00 will act as a magnet to those who cause

anti-social behaviour, as it is one of the few premises open in the area at that time, and will provide them with a place to congregate.

The applicant has provided no details of how he will prevent crime and disorder, save to say that they will call the Police. The applicant has not offered to put up signs asking customers to be respectful to local residents when leaving, or have a litter bin for people to put rubbish in.

Police have contacted the applicant to discuss the matter with him but have received no reply. Given the lack of conditions offered or measures put in place by the applicant to deal with the potential crime and disorder, Tower Hamlets Police therefore have no option but to object to this application, and ask that the Licensing Committee reject this application.

If the Licensing Committee were minded to grant the application I would ask that the hours were restricted to framework hours of:

Monday to Thursday 06:00 to 23:30

Friday and Saturday 06:00 - 00:00

Sunday 06:00 to 23:00

I would also ask that the following conditions be added to the license:

1) The Following CCTV condition be attached

1. A CCTV camera system covering both internal and external to the premise is to be installed.
2. The CCTV recordings are to be maintained for 31 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

3. At all times the premises is open, a person who can operate the CCTV system must be present on the premises. who can download the images and present them immediately on request by a police officer or other responsible authority.

2) That an incident report book be kept and record all incidents of crime and disorder associated with the premises.

3) Signs be prominently displayed by the exit asking customers to be quiet when leaving the premises.

4) A rubbish bin be provided for customers to place any unwanted material in as they leave the shop.

5) The premises does not allow customers to congregate in the immediate vicinity of the shop.

I will be providing statements from the local Neighbourhood Policing Teams regarding their concerns about the licence.

Respectfully

PC Mark Perry 748HT

Police Licensing Officer

# Appendix 6



## Kathy Driver

---

**From:** SYMON COPE [REDACTED]  
**Sent:** 28 July 2014 20:55  
**To:** Licensing  
**Subject:** Applied License for Poplar Spice Ltd. 185 East India Dock Road, London E14 0EA

### Re. Application TSS/LIC/077221

Dear Ms Driver,

We have recently received your letter concerning the license application for the above business.

We wish to put in an objection to the application based on noise nuisance. We already experience some problems after 23.00 from the back of these premises with staff and associates socialising late at night. We feel that if they were to have a license it would just make the situation worse, especially as I work for the emergency services and have different shifts throughout the week, which can effect my much needed sleep. Even if we were to switch bedrooms, we have a young 12 year old child who would disturbed nights, and it would interfere with her performance at school.

We hope you will take this into consideration when considering their application and look favourably on our objection.

Your sincerely

Symon & Michelle Cope  
[REDACTED]  
[REDACTED]  
[REDACTED]



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# Appendix 7

**Mohshin Ali**

---

**From:** [REDACTED]  
**Sent:** 11 August 2014 00:45  
**To:** Licensing  
**Subject:** ref 077221

Objection  
Mr nessur miah

[REDACTED]  
[REDACTED]  
[REDACTED]

Whom it may concern

Re: ref 077221 premises 185 east india dock  
London e140ea late night licensing

I would like to object to the proposal of late night refreshment proposal as it would effect myself and my mum as she is a diabetic patient this permises is not suitable as we live above the premise this would create

Noise nuisance smell nuisance

Thanks

Kind regard

Mr nesseur miah

# Appendix 8

## Noise while the premise is in use

### General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).

If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address 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 policy also recognises that staggered closing can help prevent problems at closure time (**See Section 12.4**).

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 12.5**).

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 Sections 8.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance 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):

- 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
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)

### Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs. a premises causing a nuisance resulting from noise emanating from the premises.

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

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

The 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 (1.17).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.37) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.39).

### Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

# Appendix 9

## 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 Section 8.1 of the Licensing Policy**).

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

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 12.4**).

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 12.5**)

The Council has adopted a set of framework hours (**See 12.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool 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 (1.17).

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).

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 (2.37).

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. (2.39)

# Appendix 10

## 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 11

## 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 12

## **Planning**

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

# Appendix 13

## 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)