

Appendix 1

**(Horn of Plenty)
36 Globe Road
London
E1 4DU**

Licensable Activities authorised by the licence

The sale by retail of alcohol
Provision of Regulated entertainment
Provision of late night refreshment

See the attached licence for the licence conditions

Signed by

Jacqueline Randall _____
Licensing Services Manager

Date: 6th July 2005

Amended by variation 30/7/09



Part A - Format of premises licence

Premises licence number

13325

Part 1 - Premises details

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

(Horn of Plenty)
36 Globe Road

Post town
London

Post code
E1 4DU

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
Regulated entertainment consisting of: Live music and recorded music only
Provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

The sale of alcohol:

Monday to Thursday from 11:00 hours to 23:00 hours

Friday and Saturday from 11:00 hours to 01:00 hours

Sunday from 12:00 hours to 23:00 hours

New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.

Regulated Entertainment consisting of:

Live Music and Recorded music:

Friday and Saturday from 11:00 hours to 01:00 hours

Sunday from 12:00 hours to 23:00 hours

Recorded Music only: New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.

Late Night Refreshment:

Friday and Saturday until 01:00 hours

The opening hours of the premises

Monday to Thursday from 11:00 hours to 23:30 hours

Friday and Saturday from 11:00 hours to 01:30 hours

Sunday from 12:00 hours to 23:30 hours

New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.

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

On and off sales

Part 2

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

Janet Ann Neal and Nancy Abigail Neal
(Horn of Plenty)
36 Globe Road
London
E1 4DU
[REDACTED]

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

Not applicable

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

Janet Ann Neal
[REDACTED]

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

Janet Ann Neal – [REDACTED]
Issuing Authority – [REDACTED]

Annex 1 - Mandatory conditions

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

Children in Bars

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- (1) He is the child of the holder of the premises licence.
- (2) He resides in the premises, but is not employed there.
- (3) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (4) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

Annex 2 - Conditions consistent with the operating Schedule

1. Live Music and recorded music shall be restricted to indoors only
2. Customers to be requested to leave the premises in a respectful manner verbally and by signage on the premises.

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

3. No glasses, bottles or drinks to be taken outside the premises at anytime.
4. Suitable signage to be placed in the premises indicating that no glasses, bottles or drinks to be taken outside the premises at anytime.
5. Smokers to be restricted to 5 at any one time.

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:
26th May 2005



Part B - Premises licence summary

Premises licence number

13325

Premises details

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

(Horn of Plenty)
36 Globe Road

Post town

London

Post code

E1 4DU

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
Regulated entertainment consisting of: Live music and recorded music only
Provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

The sale of alcohol:
Monday to Thursday 11:00 hrs to 23:00 hrs
Friday and Saturday 11:00 hrs to 01:00 hrs
Sunday 12:00 hrs to 23:00 hrs
New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.

	<p>Regulated Entertainment consisting of: Live Music and recorded music: Friday and Saturday 11:00 hrs to 01:00 hrs Sunday 12:00 hrs to 23:00 hrs Recorded Music only:New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.</p> <p>Late Night Refreshment: Friday and Saturday until 01:00 hrs</p>
The opening hours of the premises	<p>Monday to Thursday 11:00 hrs to 23:30 hrs Friday and Saturday 11:00 hrs to 01:30 hrs Sunday 12:00 hrs to 23:30 hrs</p> <p>New Years Eve from the end of permitted hours to start of permitted hours on New Years Day.</p>
Name, (registered) address of holder of premises licence	<p>Janet Ann Neal and Nancy Abigail Neal (Horn of Plenty) 36 Globe Road London E1 4DU</p>
Where the licence authorises supplies of alcohol whether these are on and / or off supplies	<p>On and off sales</p>
Registered number of holder, for example company number, charity number (where applicable)	<p>N/a</p>
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol	<p>Janet Ann Neal</p>
State whether access to the premises by children is restricted or prohibited	<p>Not restricted</p>

Appendix 2

Date 14th November 2014

Mr Egil Johansen


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

Dear Sir / Madam,

Re: Application for a premises licence – The Horn of Plenty

Please find enclosed the following application form for the New Premises Licence at the above site.

1. Application for a New Premises Licence
2. Consent of individual to being specified as premises supervisor
3. Cheque for £190

A copy of the newspaper advertisement will be forwarded once this has been received,

Should you require any further information, please do not hesitate to contact me on 07876718854

Yours sincerely,


Mr Egil Johansen

CC: all of the responsible authorities.



**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 EAST LONDON LEISURE LTD

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description The Horn of Plenty 36 Globe Road Stepney			
Post town	London	Postcode	E1 4DU

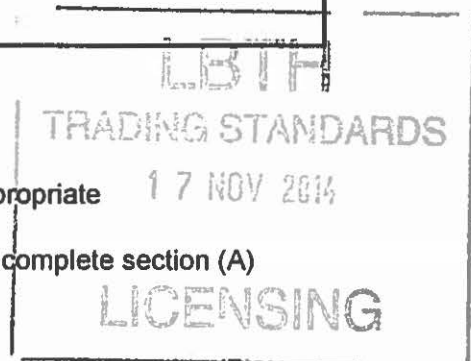
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£14,000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |



- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name EAST LONDON LEISURE LTD
Address 1 KINGS AVENUE LONDON ENGLAND N21 3NA
Registered number (where applicable) 09120202
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1)
The premises will operate as a public house serving alcohol and food (hot and cold)
The serving and consuming area is in room one (as shown on the licensing plan provided). There is also a small smoking area situated at the back of the premises.

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

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

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

Provision of regulated entertainment

Please tick any 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 I)

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

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	14:00	23:00	Please give further details here (please read guidance note 3) TO BE ABLE TO SCREEN FILMS OR TV SHOWS ON A TV OR PROJECTOR INSIDE THE PREMISES.		
Tue	14:00	23:00			
Wed	14:00	23:00	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	14:00	23:00			
Fri	14:00	23:00	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE		
Sat	14:00	23:00	ALL BANK HOLIDAYS CHRISTMAS EVE BOXING DAY NEW YEAR'S DAY		
Sun	14:00	23:00	FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) TO BE ABLE TO SCREEN VARIOUS SPORT EVENTS SUCH AS FOOTBALL, RUGBY, OLYMPICS ON A TV OR PROJECTOR
Day	Start	Finish	
Mon	12:00	23:00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue	12:00	23:00	
Wed	12:00	23:00	
Thur	12:00	23:00	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE ALL BANK HOLIDAYS CHRISTMAS EVE BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY
Fri	12:00	23:00	
Sat	12:00	23:00	
Sun	12:00	23:00	

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	13:00	22:00			
Tue	13:00	22:00			
Wed	13:00	22:00			
			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	13:00	22:00			
Fri	13:00	22:00			
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY		
Sat	13:00	22:00			
			FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Sun	13:00	22:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	00:00			
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Thur			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	22:00	00:00	Please give further details here (please read guidance note 3)		
Tue	22:00	00:00			
Wed	22:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	22:00	01:00			
Fri	22:00	01:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	22:00	01:00			
Sun	22:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) TO BE ABLE TO SUPPLY OFF SALES FOR THE PURPOSE OF PICNICS BASKETS BEING SOLD FROM THE PREMISES INCLUDING COLD FOOD AND A BOTTLE OF WINE.		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	01:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	00:00			

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

Name MR EGIL JOHANSEN	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number : [REDACTED]	

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).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	00:30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE
Tue	11:00	00:30	
Wed	11:00	00:30	
Thur	11:00	01:30	
Fri	11:00	01:30	
Sat	11:00	01:30	

			TO THE START OF STANDARD TIMING ON NEW YEARS DAY
Sun	11:00	00:30	

M Describe the steps you intend to take to promote the four licensing objectives:

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

b) The prevention of crime and disorder

- CCTV system installed and maintained. CCTV will record at all times when licensable activities are taking place and up to two hours after. CCTV will be made available to the local authorities and police upon request.
- Regular toilet checks.
- Zero tolerance drugs policy.
- Premises to support and be an active member of the pubwatch scheme.

c) Public safety

d) The prevention of public nuisance

- Signage to be displayed requesting that customers leave the premises and surrounding areas quietly and respectfully.
- Sound checks to be conducted prior to entertainment taking place and whilst entertainment is in progress.

e) The protection of children from harm

- The promotion of challenge 25
- No children to be allowed to remain on the premises after 19:00.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature 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	14/11/14
Capacity	

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

Signature	
Date	
Capacity	

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

MR EGIL JOHANSEN

[REDACTED]

Post town

[REDACTED]

Postcode

[REDACTED]

Telephone number (if any)

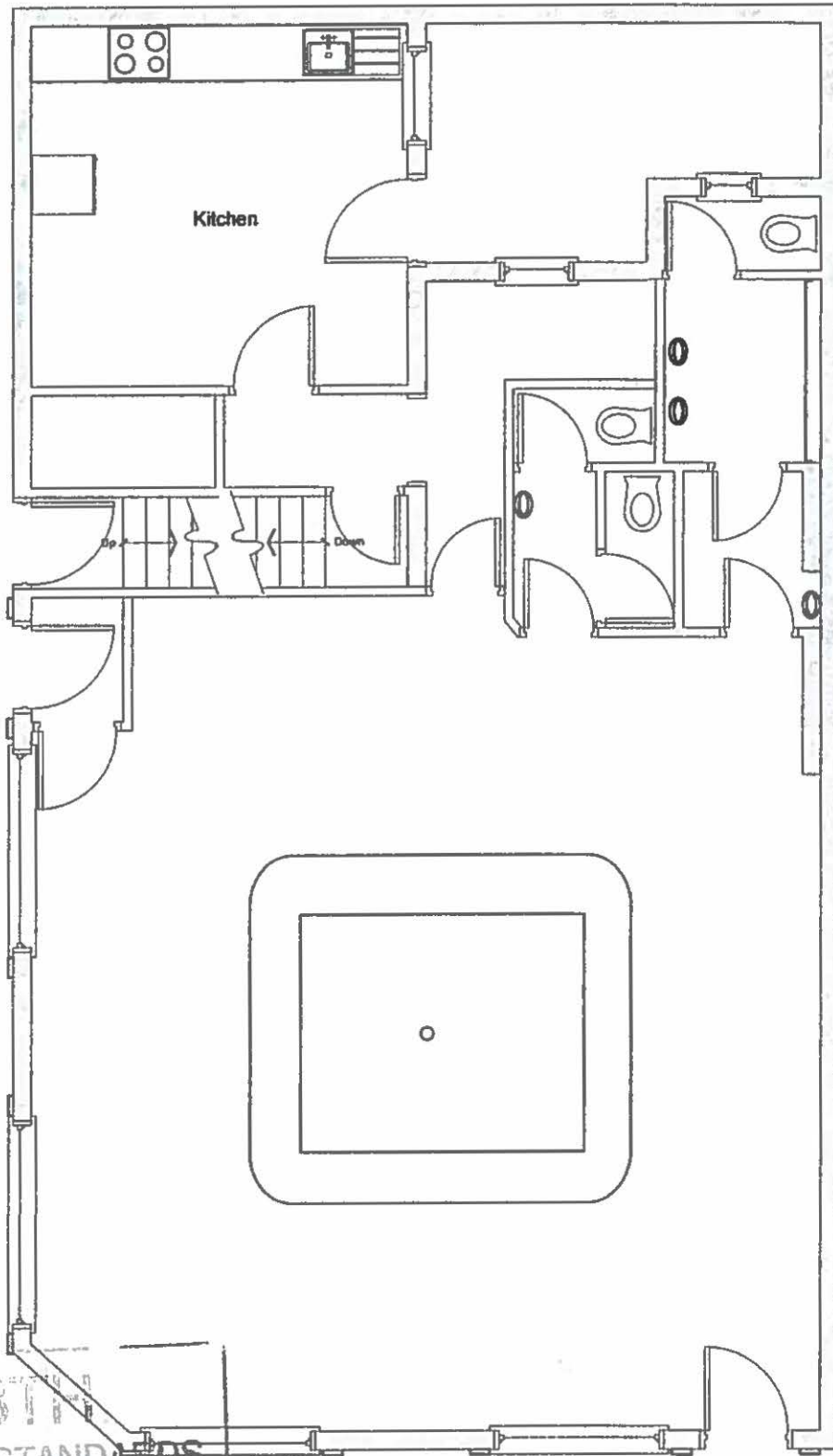
[REDACTED]

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

[REDACTED]

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



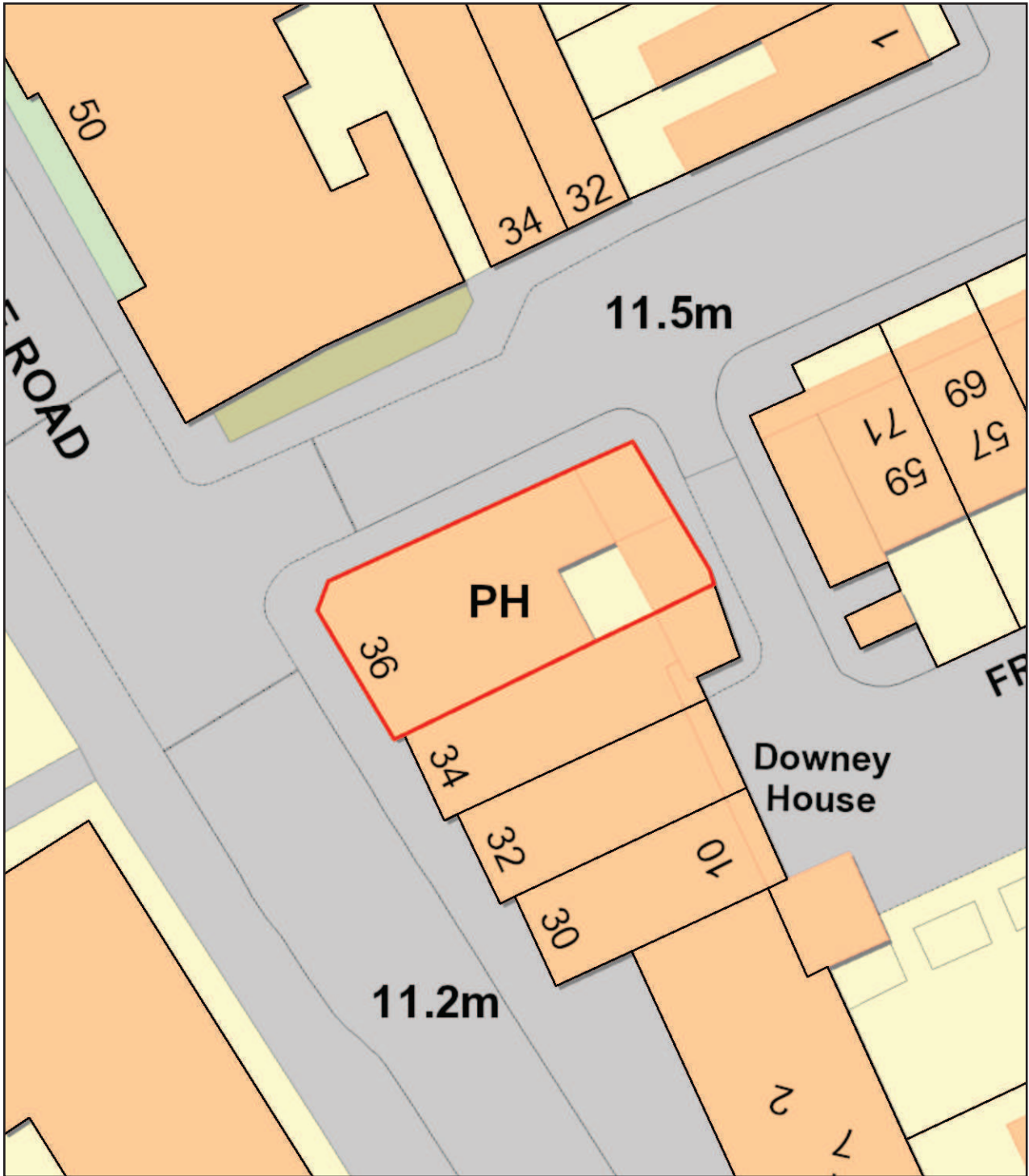
LBTH
 TRADING STANDARDS
 17 NOV 2014
 LICENSING

Existing Floor Plan



Planning	
Project	36 Globe Road London E1 4DU
Title	Existing Floor Plan
Scale	1:50
Date	August 2014
Dwg No	GR 1408/02
Building Design & Services Planning & Engineering Consultants	

Appendix 3

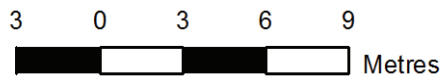


36 Globe Road

Map 1



Scale 1:334



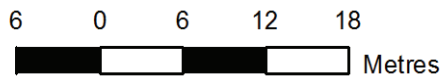


36 Globe Road

Map 2



Scale 1:668



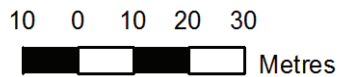


36 Globe Road

Map 3



Scale 1:1669



Appendix 4

Section 182 Advice by the Home Office

Relevant, vexatious and frivolous representations

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

that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

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

Appendix 5

Andrew Heron

From: Adam Holmes-Davies [REDACTED]
Sent: 10 December 2014 23:49
To: Licensing
Subject: RE: The Horn of Plenty, 36 Globe Road, Stepney, London E1 4DU
Attachments: Horn of Plenty.docx

Tower Hamlets Licensing Team

Mulberry Place
5 Clove Crescent
London E14 2BG

8 December 2014

Dear Licensing team

RE: The Horn of Plenty, 36 Globe Road, Stepney, London E1 4DU

We are writing to formally object to the application submitted by East London Leisure LTD for the Horn of Plenty Pub to extend the current license for the provision of late night refreshments including alcohol sales and live and recorded music.

We believe that the extension applied for undermines licensing objectives, specifically public nuisance and the prevention of crime and disorder.

We strongly believe that late trading hours are disproportionate for this dense residential area and ask the committee to consider the impact on residents and reject the application. We ask that the committee consider more appropriate and reasonable hours and we suggest something similar to the "framework hours" (inclusive of the half hour allowed after last orders) described in the Tower Hamlets Licensing Policy:

- . **Sunday - 12 00 hrs to 22 30 hrs**
- . **Monday to Thursday - 12 00 hrs to 23 30 hrs**

Friday and Saturday - 12 00hrs and 23.30

The application refers to a “small smoking area situated at the back of the premises”; we believe this to be the pavement on Alderney Road as there is no other patio or outside space connected to the pub as far as we know. The pavement outside the pub is narrow, only two people can walk side by side, and surrounded by housing including a residential care home directly opposite (Pat Shaw House).

Although the applicant describes the steps they will take to promote licensing objectives they do not say they will limit the number of customers allowed outside at any time nor do they suggest that they will bar customers from taking drinks outside.

We ask the committee to consider placing conditions on any license granted to limit the noise disruption from smokers and other customers outside of the pub because of the density of the residential housing on Alderney Road.

The previous pub landlords consistently breached the license conditions and the noise from the live and recorded music could be heard as far as the corner of Alderney and Argyle Road. Customers gathered on the pavement outside the pub entrance on Alderney, with drinks in hand, with complete disregard for residents. The noise from the pub was disruptive and anti-social behavior was very common. It was a regular occurrence for fighting to break out at closing hours, spilling down the road as far as Carlton Square.

There were also issues with noise disruption from emptying rubbish and recycling bins late at night. We ask the committee to consider placing conditions limiting the use of bins at night.

Local residents have been raising concerns about the increase in drug dealing outside of the pub in the last few months and we are concerned that late hours could make the situation worse.

We welcome a new business into the neighbourhood and want to see the ward thrive economically, especially with a pub that has the potential to be of community value.

But the provision of a late license and live and recorded music is not appropriate for such a residential location. We hope that the committee will consider our concerns and reject the application.

Yours sincerely

Adam Holmes-Davies and Anne Appelbaum

[REDACTED]

[REDACTED]

Appendix 6

December 9, 2014

To Whom It May Concern:

Re: Application to extend the licence at 36 Globe Road, E1 1DU, The Horn of Plenty

We are writing to object formally to the application submitted by East London Leisure Ltd to extend the terms of the licence for venue currently known as the Horn of Plenty pub.

Firstly, we would like to highlight how disappointed we were to find out about this application by a neighbour. There was no communication sent to us to our home address and the only public letter that highlights the requested changes has been put in the window of the pub at about two meters high so that it is almost impossible for most residents of average height to see it, read it and comment/object to it. Surely this is not how these applications should be dealt with.

In its previous incarnation, The Horn of Plenty opened on a Friday, Saturday and Sunday from 18.00. This application proposes a huge hike in business hours. Our objections to increasing licensing hours are:

- The opening hours applied for are not in keeping with the tone and requirements of this densely populated, family orientated residential area.
- A late night live/recorded music venue will cause particular disturbance and distress to residents, especially those close by to the Horn of Plenty, including the Pat Shaw Nursing Home opposite.
- Noise nuisance associated with live and recorded music will increase. From experience, we know this is something that will impact negatively on the sleep and wellbeing of the residents.
- There will be new noise nuisance (i.e. from people talking loudly, glass smashing and the doors being constantly opened allowing the music to escape) from the proposed outdoor smoking area.
- The amount of noise generated from drunk people leaving the pub late at night (i.e. after 1.30am) will cause distress and disturbance to local residents. A number of residents have a job that requires an early wake up call (i.e. 5am)
- There is no provision for limiting the number of people gathering outside the venue. This would make T Junction more hazardous just outside the pub where residents will have to cross the road without the aid of zebra crossing.

- There is no mention that customers will be barred from drinking in the proposed smoking area.
- There are no provisions to manage noise associated with late night rubbish collection.
- Increased antisocial behavior due to late night alcohol consumption will cause distress and disturbance to local residents, ultimately putting at risk the wellbeing, houses and cars of the residents.
- Concerns about drug dealing/taking already endemic in the area will cause distress and disturbance to local residents. Unfortunately this is very much a reality for local residents especially those in Alderney Road. There has been a number of complaints to the police about drug dealings just by the pub and we do believe that the extended opening hours will only further promote these types of behaviours.
- Extending opening hours will detrimentally impact on residents' parking. All residents in the area pay for a parking permit which guarantees a parking space close to home. Having to pay for a parking permit and not being able to park close to home is certainly not something that we would welcome.
- Extending opening hours will increase the number of delivery vehicles on a narrow, residential street, which has already had noise problems with delivery vehicles for Wetherspoons and the Cooperative Supermarket along Frimley Way not to mention the damage to cars that big trucks can and do to residents cars.

All these points are based on real experience following the Council's decision to extend the licensing hours The Horn of Plenty's 2009. We would urge you to consider very carefully the negative impact on the local community, which we believe outweigh the benefits of the proposed changes and ultimately reject the request from East London Leisure Ltd.

We welcome a friendly pub on this site with reasonable pub licensing hours (closing time 23.00) that can add value and vibe to the community by serving good food, holding quiz nights and providing a pleasant place to meet and make new friends (not just where people get drunk whilst watching match games). But as well as extending the opening hours, other areas of particular concern in this application are:

TV Sports

The Half Moon already provides this and we strongly believe that attracting a heavy-drinking sports crowd to this street area is appropriate.

Outdoor Smoking Area

Creating this area will mean noise disturbance until at least midnight every day of the year for the local residents.

Picnic Baskets

The licence if passed in its current form would allow the licensee to sell alcohol for consumption “inside and outside the premises”. Where are these people going to consume these picnic baskets mentioned in the application? On the street and in front of our houses? On the green at Carlton Square which, as the police are aware, already has a problem with litter and alcohol abuse? Who is going to collect the rubbish and deal with any resulting anti-social behaviour?

We truly hope that the committee will consider our concerns and reject the application in its current form.

Yours faithfully

Jane Marlow [REDACTED]
Louise Underwood [REDACTED]
Andrea Giacomazzi [REDACTED]

Appendix 7

Andrew Heron

From: Sirajul Islam
Sent: 14 December 2014 13:04
To: Amy Whitelock Gibbs
Cc: Licensing; Kathy Driver; Simmi Yesmin
Subject: Re: Licence objection - Horn of Plenty, 36 Globe Road

Follow Up Flag: Follow up
Flag Status: Completed

I am fully supportive of this objection and thank you for sending it on our behalf.

Best regards.

Cllr. Sirajul Islam
Labour Councillor, Bethnal Green
Chair, Development & Strategic Development Committee
LB Tower Hamlets
[REDACTED]
[REDACTED]

Delivered to you with DME: Working securely - anywhere.

---Original message---

From: "Amy Whitelock Gibbs" [REDACTED]
Sent: 14 Dec 2014 11:24
To: "Licensing" [REDACTED]
Cc: "Kathy Driver" [REDACTED], "Simmi Yesmin"
[REDACTED], "Sirajul Islam" [REDACTED]
Subject: Licence objection - Horn of Plenty, 36 Globe Road

Dear Licensing Team

As ward councillors for Bethnal Green, we are writing to oppose the application for an extension of the premises licence for The Horn of Plenty, 36 Globe Road, E1 4DU. We fully support local residents' concerns that extending the hours as applied for would undermine the licensing objectives, namely the prevention of public nuisance and the prevention of crime and disorder.

While we welcome and support community pubs where they are managed in a way that is sympathetic to the needs and character of the local vicinity, the application as currently conceived fails to take account of the densely residential area in which the premises is situated and the past problems residents have suffered due to the late operating hours and poor management of this premises. While we recognise this is new management, it is particularly concerning that in section M of the application the applicant gives barely any information about how they will promote the licensing objectives given the late hours applied for.

The hours currently applied for - opening until 12.30am on Sun-Weds and 1.30am Thurs-Sat - are highly disproportionate for the nature of the local

vicinity, which includes a residential nursing home adjacent on Globe Road, flats above and adjacent on Alderney Road, and terraced properties immediately opposite on Alderney Road. There are large numbers of pensioners and families living in the surrounding properties. When this premises was previously in operation until 1am on Friday-Sunday, residents regularly suffered from noise disturbance due to unacceptably loud music (live and recorded), late night rubbish disposal/collection, vehicles coming and going, and rowdy intoxicated patrons, including people smoking outside, shouting and even fighting on Alderney Road. If the premises is permitted to open until 12.30am Sun-Weds and 1.30am Thurs-Sun, with music until 12am and 1am respectively and a proposed new smoking area, it is likely such detrimental activity will happen throughout the week which will greatly increase public nuisance and undermine local residents' quality of life.

We are also concerned that granting the sale of alcohol until 12am Sun-Weds and 1am Thurs-Sat - including offsales - will increase antisocial behaviour and disorder in an area which is already suffering from high levels of drug dealing, directly adjacent to the pub on Alderney Road. Such late opening hours are likely to result in an increase in intoxicated patrons in the area every night of the week, leading to antisocial behaviour which will only add to the disturbance and distress caused to residents. Past experience of this premises gives a strong indication that such late opening hours will exacerbate antisocial behaviour and disorder immediately outside the premises and as residents leave down the various residential streets.

We strongly urge the Licensing Sub Committee to heed the concerns of residents and councillors before extending the licence further. As stated above, we would welcome a pub which respects the needs of its neighbours and adds valuable community amenities to the area. However, the application as it stands does not strike this balance. Given the highly residential nature of the area and past evidence of problems with late opening hours, we believe the hours the premises is open to the public and permitted to sell alcohol should be no greater than the licensing policy's framework hours and further consideration should be given to residents' suggestions for further restrictions on hours of operation.

We also urge the committee to place conditions on the licence which are proportionate to mitigate noise disturbance, including:

- No patrons to be permitted to smoke or congregate outside the entrance on Alderney Road
- A maximum limit to be placed on the number of patrons permitted to smoke or congregate outside the Globe Road entrance at any one time
- No patrons to be permitted to take drinks outside
- No rubbish to be disposed of outside between 10pm and 8am
- Restrictions on noise levels from live and recorded music to be agreed with environmental health and tested in local residents' homes

Kind regards

Cllr Amy Whitelock Gibbs & Cllr Sirajul Islam

Bethnal Green ward

Appendix 8

Andrew Heron

From: [REDACTED]
Sent: 16 December 2014 09:54
To: [REDACTED]
Cc: Ian Wareing
Subject: New Premises Application THE HORN OF PLENTY

Follow Up Flag: Follow up
Flag Status: Completed

Dear all

Please note our agreement below

Egil: I agree with Ian, once the courtyard is ready, I would like that condition removed

Best wishes

Alan

From: Egil Johansen [REDACTED]
Sent: 15 December 2014 15:43
To: Cruickshank Alan D - HT
Cc: [REDACTED]
Subject: Re: New Premises Application THE HORN OF PLENTY

Hello Alan and Ian,

Thanks for your mails today.

We will be happy with everything in your last email, and ok that you install a frequency analyser (I presume this will be at your costs?).

Just to clarify one of your objections: can we have 10 people smoking outside the front door? And then when we open up the enclosed courtyard have smokers there as well?

Regards,
Egil

On 15 Dec 2014, at 14:51, [REDACTED] > wrote:

Hi Egil

Alcohol Hours: Sun - Wed :1100 - 2330 : closing midnight

Thur- Sat : 1100 - midnight: closing 0030

Live music:1300- 2200 all week

Films: ok

Indoor sporting events: this wouldn't be required if you are showing live TV

Recorded music : Sun- Thur 1100 -2300
Fri - Sat: 1100 - midnight

LNR : 2300 - 2330

As for non standard times, I would ask you to withdraw them. For these extra hours, TENs can be applied for, which we can monitor.

Conditions

1. Install / maintain CCTV

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 / refusals book

3. Live and recorded music to be restricted to indoors only

4. No drinking outside the premises. (signage also to indicate that no drinking is allowed outside)

5. No more than 10 people smoking outside

My apologies over a. y co. fusio. re: . oise. la. is the expert a. d we would always take i. to co. sideratio. his comme. ts a. d i. deed support them.

Ca. I please have this agreeme. t verified by tomorrow mor. i. g.

Best wishes

Alan

From: Ian Wareing [REDACTED]
Sent: 15 December 2014 11:39
To: [REDACTED]
Cc: Cruickshank Alan D - HT; Andrew Heron
Subject: RE: New Premises Application THE HORN OF PLENTY

Egil, I will make some comments on this as my department are concerned about noise issues. The pub has a long history of noise and anti-social behaviour linked to it. The pub is in a very dense residential area and the hours you are looking for are excessive.

I would expect recorded music to cease at 23.00 Sun – Thurs and midnight Friday and Saturday. I would also expect you to fit a sound limiting device and that all recorded music played at the premises be through the installed system. This system to be set by an officer from my department

once installed. This is to ensure that Public Nuisance is kept to a minimum during sensitive hours of rest for local residents.

The idea of having more than 5 smokers in an enclosed courtyard that you intend to use throughout the operation of your premises also causes concern. I am presuming that the courtyard is at the east of your premise. At this point in time, I am willing to let you run with that, but if we start receiving complaints about noise from this area, we will request restrictions on the use of this area.

If you are agreeable let me know as soon as you can.

Ian

Ian Wareing

Technical Officer

Pollution Team

Environmental Protection

Environmental Health

2nd Floor

Gladstone Place Offices

1 Ewart Place

London

E3 5EQ

[REDACTED]

[REDACTED]

From: Egil Johansen [REDACTED]
Sent: 11 December 2014 19:08
To: Cruickshank Alan D - HT
Subject: Re: New Premises Application THE HORN OF PLENTY

Hi again Alan,

We have now discussed and here are our thoughts:

We are happy with all conditions and hours apart from the following:

- You have cut around 7 hours worth of trading per week by cutting the hours. We would be happy about these cuts if you can please allow us 30 minutes more every Thursday, Friday and Saturday (serving until midnight, recorded music until midnight, and close at 00:30). As I said I have never had any noise complaints in The Kenton and last year I got extended hours from midnight to 1am from the council. We would run The Horns the way I run the Kenton.

- The limitation of smokers will not be good for the business so we would like to come to a different agreement on this one. Our plan is to use the little beer garden / outside area at the back for smokers, and if we get that granted we would be happy to have zero people smoking outside the front at all time (which is enclosed by high walls, see attached floor plan, its the area to the right of kitchen. We will take away the door from kitchen and make a door from the hallway). But until we have that in place I would like to be allowed to have more than 5 people smoking outside.

Please let us know your thoughts.

Regards,

Egil

<image002.jpg>

On 11 Dec 2014, at 12:26, [REDACTED]

<[REDACTED]> wrote:

Hi Egil

I am off until Monday, so hopefully I won't need to make a representation.

Thanks

Alan

From: Egil Johansen [REDACTED]
Sent: 11 December 2014 12:18
To: Cruickshank Alan D - HT
Subject: Re: New Premises Application THE HORN OF PLENTY

Hi Alan ,
Sorry for the delay, we will meet today at 5:30 to go through everything and I will email you straight after.
Deadline is on Tuesday so hope email tonight would be ok?
Regards,
Egil

Sent from my iPhone
Egil Johansen
[REDACTED]
[REDACTED]

On 11 Dec 2014, at 11:40, [REDACTED]
[REDACTED] wrote:

Hi Egil
Time is almost up for a representation.. Have you reached a decision? I will need to make a representation.
Thanks
Alan

From: Egil Johansen [REDACTED]
Sent: 04 December 2014 15:09
To: Cruickshank Alan D - HT
Subject: Re: New Premises Application THE HORN OF PLENTY

Hello Alan,
Thanks for this!
Will talk about this with my partner and come back to you.
There is a smoking area at the back of the pub by the way.
Regards,
Egil
On 27 Nov 2014, at 14:22,

<[REDACTED]>
[REDACTED] wrote:

Hi Egil
Something for you to ponder flying back from Italy.
The pub has had issues with noise and alleged ASB outside. As a result conditions were imposed on the last licence and I would like to keep them for this application.
Alcohol Hours: 1100 - 2330
Live music:ok
Films: ok
Indoor sporting events: this wouldn't be required if you are showing live TV
Recorded music : 1100 -2330
LNR : 2300 - 2330
Closing : midnight all week.
As for non standard times, I would ask you to withdraw them. For these extra hours,TENs can be applied for, which we can monitor.
Conditions

1. Install / maintain CCTV

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 / refusals book

3. Live and recorded music to be restricted to indoors only

4. No drinking outside the premises. (signage also to indicate that no drinking is allowed outside)

5. Smokers to be restricted to 5 people at any one time (we can chat about this one if you have another smoking area)

I think that in the past , due to the Horn's later licence it attracted people who had already been drinking and were noisy outside.

I believe if we can agree these hours , you will be able to run a more controlled pub. Maybe you would want to consider no new entrance after 2300.

I look forward to hearing from you

best wishes

Alan

From: Egil Johansen [REDACTED]
Sent: 15 November 2014 11:08
To: Cruickshank Alan D - HT
Subject: Re: New Premises Application THE HORN OF PLENTY

Hi Alan,
I thought we go for these times as its the same times I have in The Kenton in Homerton which is a similar pub in a residential area and with council blocks across, and we have not have any problems.
But am happy to chat about it, I am away in Italy next week but the week after would be good.

Regards,

Egil

On 14 Nov 2014, at 19:16,

<

[REDACTED] wrote:

Hi Egil

At a quick glance the hours are too long

We can chat next week

Best wishes

Alan

From: Egil Johansen
[REDACTED]
Sent: 14 November 2014 15:52
To: Cruickshank Alan D - HT
Subject: New Premises Application THE HORN OF PLENTY

Hello Alan,

We spoke on the phone a couple of weeks back, and I have just posted off the premises application to the council with a copy to all the authorities.

But I am emailing it to you here as well so you have it digitally.

Hopefully you will think it seems ok, if any queries please call me.

Until then have a great weekend!

Regards,

Egil

Egil Johansen
[REDACTED]

Appendix 9

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 10 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

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 15.5**).

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 10.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to Public Nuisance. (**See 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
- 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 24hrs a premises causing a nuisance resulting from noise emanating from the premises.

Guidance Issued under Section 182 of the Licensing Act 2003

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 (2.19).

Licence conditions should not duplicate other legislation (1.16)

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.20)

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.22) 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.

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 10

Noise Leakage from the Premises

General Advice

Extending hours may bring issues about noise leakage to the fore, as many premises are close to residential properties (or even sometimes commercial).

The obvious areas for Members to consider, if they believe there is a problem and it is proportionate to consider conditions are:

- Can internal works, actions or equipment reduce the noise leakage
- Does the problem justify curtailing the activities that are licensed. If Members are minded to do this they must ensure conditions are clear and readily enforceable. For example “Jazz Music Only” is not capable of legal definition and is unenforceable.
- Does the problem justify limiting the hours or place of particular activities. For example “no music in the beer garden at any time and no music past 22:30hrs” although the premises can stay open until 01:00hrs.

Members also need to bear in mind the statutory exemptions under the Act (see below).

Licensing Policy

The Licensing Authority expects applicants to have sought advice and to be able to explain how they will address problems. **(See Sections 10.1-2)**, especially where a negative impact is likely on local residents or businesses **(See 15.1 for core licensing hours)**.

The Licensing Policy recognises that staggered hours can make a positive contribution to alcohol related issues but that consideration will be given to imposing stricter conditions in respect of noise control where premises are close to residents. **(See 15.5)**.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to public nuisance. **(See Annex G of the Licensing Policy)**. In particular Members may wish to consider the following: (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 be 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

Police Powers

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

Licensing Act 2003

Schedule 1 Part 2 states that entertainment in churches, morris dancing and accompanying music if live and unamplified and incidental music are not licensable activities-that is no conditions can be set for them.

Section 177, (1) and (2) of the Act provides that where a premises (or club) is licensed for alcohol consumption on the premises and is primarily thus used, and the permitted capacity does not exceed 200 additional conditions relating to the performance of dance should only relate to public safety or the prevention of crime (or both). That is they should not relate to any "noise nuisance."

Section 177 (4) provides that where a premises licence (or club) has a capacity of not more than 200 and the only music is unamplified live music between 08:00hrs and 00:00hrs (midnight), no additional conditions should be set relating to the music.

Section 177 can be disapplied on a licence review if it is proportionate to do so.

Public Nuisance Guidance issued under Section 182 of the Licensing Act 2003

The Licensing Policy has adopted the recommended Pool of Conditions The prevention of the public nuisance could include low level nuisance, perhaps affecting a few people living locally (2.19). Licence conditions should not duplicate other legislation (1.16).

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

Other Legislation

Environmental Health Officers have extensive powers under the Environmental Protection Act 1990 to control a noise nuisance, including a power of immediate closure

Appendix 11

Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

Comment

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

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

General Advice

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

The hours of operation also need to be considered.

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

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. **(See Section 10 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 10.2 of the Licensing Policy)**.

The policy also recognises that staggered closing can help prevent problems at closure time **(See Section 15.1)**.

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 15.5)**

The Council has adopted a set of framework hours **(See 15.8 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 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 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. (2.19).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.20)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

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

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Appendix 12

Appendix 12

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

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

Monday to Thursday	06:00hrs to 23:30hrs
Friday and Saturday	06:00hrs to 00:00hrs (midnight)
Sunday	06:00hrs to 22:30hrs

(see 12.8 Of the licensing policy)

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

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

(See 12.8 of the licensing policy)

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

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