

Appendix 1

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

We Whitbread Group plc apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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 hub by Premier Inn (proposed) 86 Brick Lane Spitalfield	
Post town London,	Post code E1 6RL

Telephone number of premises (if any)

Not Known

Non-domestic rateable value of premises

Band C

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

a) An individual or individuals*

Please tick ✓

please complete section (A)

b) a person other than an individual*

- i. as a limited company
- ii. as a partnership
- iii. as an unincorporated association or
- iv. other (for example a statutory corporation)

please complete section (B)

please complete section (B)

please complete section (B)

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 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 π 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 Mrs Miss Ms Other title (For example, Rev)

Surname First names

I am 18 years old or over Please tick

Current postal address if different from premises address

Post Town Postcode

Daytime contact telephone number

Email 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

Current postal address if different from premises address

Post Town Postcode

Daytime contact telephone number

Email address (optional)

(B) OTHER APPLICANTS

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

Name Whitbread Group Plc
Address Whitbread Court, Porz Avenue, Dunstable , Bedfordshire, LU5 5XE
Registered number (where applicable) 29423
Description of applicant (for example, partnership, company, unincorporated association etc.) Public Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 – Operating Schedule

When do you want the premises licence to start?
On completion to the works – to be advised in due course.

Day Month Year

--	--	--	--	--	--	--	--	--	--

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

Day Month Year

--	--	--	--	--	--	--	--	--	--

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

N/A

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

This is a redevelopment site for which no rateable value has been fixed attributable to our client's proposed development of part of the site with a hub by Premier Inn but where development works have started. Accordingly a Band C fee is payable.

It is intended that the site will be developed to create a c.189 bed hub by Premier Inn at this location. It is intended that the proposed premises will operate as a stand alone Hotel with related licensed accommodation operating under the hub by Premier Inn brand.

The proposed Hotel will, at ground floor level, have the main secure hotel entrance lobby, hotel reception and food and beverage area, usual in developments of this type, situated at this level.

The bedrooms (which will be unlicensed) will be situated in the basement, on the rear of the ground floor and on the upper floors comprising in all some 189 rooms.

The details of the development are shown on the drawings identified below, deposited with this application in respect of which Planning Permission has been granted.

A Licensed Premises Notification will be given for 2 gaming machines under the Gaming Act 2005.

It is proposed that the permitted hours for licensable activities for these premises should be :-

Monday to Sunday: 10:00 - 00:00 inclusive with the premises closing to the general public 30 minutes thereafter. However, the premises will remain open 24 hours a day to hotel residents.

This application seeks to licence the premises specifically to authorise under the Licensing Act 2003 the following activities:

1. Exhibition of a film principally non-live television or educational videos.
2. The sale of alcohol.
3. The provision of late night refreshment after 23.00

The appropriate drawings deposited with this application are :-

- Drawing no. 2317-T-00-001-Z00 Rev 01 - site location plan.
- Drawing no. B13/1408/L010 Rev C - indicative basement layout plan.
- Drawing no. 3356/L/100 - detailed ground floor licensing drawing to a scale of 1:100.
- Drawing no. GA-A-L102 Rev C - indicative first floor bedroom layout plan.
- Drawing no. GA-A-L103 - indicative second floor bedroom layout plan.
- Drawing no. GA-A-L104 - indicative third floor bedroom layout plan.
- Drawing no. GA-A-L105 - indicative fourth floor bedroom plan.

Please note that the internal area edged red on the licensing drawing (3356/L100) are intended to be used (as required) for all licensable activities.

Please further note that the appropriate fire safety precautions will be incorporated within the development in consultation with the Fire Safety Officer and under the Building Regulation approval process.

It is proposed that the redevelopment of this site will improve the area by providing jobs for the local community and a new Hotel facility at this location.

Premier Inns (and their new hub by Premier Inn derivative) are not generally known to adversely impact on the licensing objectives and that of crime and disorder or public nuisance in particular. It is, however, believed that this site falls within an area of Cumulative Impact, as adopted by the local Licensing Committee.

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)

Please tick π yes

Provision of regulated entertainment

- a) Plays (if ticking yes, fill in box A)
- b) Films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

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

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick {Y}(please read guidance note 2).	Indoors	π
Day	Start	Finish		Outdoors	
				Both	
Mon	10:00	00:00	Please give further details here (please read guidance note 3) Exhibition of a film principally video entertainment on screens and tv screens.		
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the exhibition of films (please read guidance note 4) N/A – save as below		
Thur	10:00	00:00			
Fri	10:00	00:00	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) When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		
Sat	10:00	00:00			
Sun	10:00	00:00			

C

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

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 {Y} (please read guidance note 2).	Indoors	
				Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

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 {Y} (please read guidance note 2).	Indoors	π
Day	Start	Finish		Outdoors	
				Both	
Mon	23:00	00:00	Please give further details here (please read guidance note 3) To allow the provision of hot food and drinks for consumption on and off the premises at the manager's discretion and in the areas identified.		
Tue	23:00	00:00			
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) N/A – save as below		
Thur	23:00	00:00			
Fri	23:00	00:00	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	23:00	00:00			
Sun	23:00	00:00	When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 7)	On the premises	
				Off the premises	
Day	Start	Finish		Both	π
Mon	10:00	00:00	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	00:00			
Sat	10:00	00:00	New Years Eve: 10:00 to New Years Day - terminal hour as proposed. The premises shall remain open to permit the sale of alcohol to hotel residents 24 hours a day.		
Sun	10:00	00:00			

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

Name: [REDACTED]

Address: [REDACTED]

Postcode [REDACTED]

Personal Licence number (if known): [REDACTED]

Issuing licensing authority (if known): [REDACTED]

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 save for the presence of gaming machines the use of which is not permitted by persons under the age of 18.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4) Please see box J above
Day	Start	Finish	Non standard timings. Where you intend to use 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) The premises shall remain open 24 hours a day for hotel residents. For non residents, the premises will close 30 minutes after the end of the non-standard timings identified in box J above.
Mon	06:00	00:30	
Tue	06:00	00:30	
Wed	06:00	00:30	
Thur	06:00	00:30	
Fri	06:00	00:30	
Sat	06:00	00:30	
Sun	06:00	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,e) (please read guidance note 9)

We have undertaken our own risk assessment to propose the following steps:-

The steps which we have identified in relation to the four licensing objectives are listed below

b) The prevention of crime and disorder

No further risks have been identified which need to be addressed, save as below

1. The use of door staff will be risk assessed on an ongoing basis by the licence holder of premises supervisor. Where engaged, door staff shall be licensed by the Security Industry Authority.
2. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in the hotel bedrooms.
3. Staff will receive training on matters concerning underage sales, drugs policies and operating procedures.
4. There shall be a zero tolerance policy in relation to drugs at the premises and there shall be regular checks by management to prevent the use of drugs by patrons. Drugs seized shall be stored securely and handed to the police.
5. The premises shall operate a proof of age scheme and will require photographic identification from any person who appears to be under the age of 21 years.
6. The management of the premises will liaise with police on issues of local concern or disorder.
7. CCTV will be installed with recording facilities such recordings shall be retained for a period of 31 days and made available within a reasonable time upon request by the police, such as to cover the main entrance to the premises.
8. There shall be no drinks promotions at the premises which are inconsistent with the need to promote responsible drinking.

c) Public safety

No further risks have been identified which need to be addressed, save as below

1. To comply with the reasonable requirements of the fire officer from time to time.
2. The premises will have adequate safety and firefighting equipment and such equipment will be maintained in good operational order.
3. Staff will be trained on matters of safety, evacuation and use of emergency equipment as required.
4. Spillages and breakages will be removed as soon as possible to reduce the risk to patrons and staff.
5. Toughened glasses will be used in the premises where appropriate.
6. Fire Exits and means of escape shall be kept clear and in good operational condition.

d) The prevention of public nuisance

No further risks have been identified which need to be addressed, save as below

1. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
2. Patrons will be encouraged by staff to leave quietly and respect the interests of the occupiers of any nearby noise sensitive premises, Where appropriate the licensee or a suitable staff member will monitor patrons leaving at the closing time.
3. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
4. Contact numbers for local taxi firm(s) shall be kept at the premises and made available to patrons requiring a taxi.

e) The protection of children from harm

1. The restrictions set out in the Licensing Act 2003 will apply. No unusual or additional risks of harm to children have been identified.

2. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.

3. Children under the age of 16 shall not be permitted to enter the premises after 21:00 unless dining with an adult or attending a pre booked function or resident in the hotel.

4. There shall be adequate controls in place including staff training to safeguard against the sale of alcohol to persons under 18 years.

5. The premises supervisor or appointed staff member shall ensure that when children are admitted to the premises their presence is not inconsistent with the style of operation of the premises at that time and the licensable activities that are being carried out.

5. Policies in relation to children shall be adequately communicated to patrons by staff or through appropriate signage.

Please tick Yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be 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 CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

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

Signature: John Gaunt & Partners.. 

Date: 9 December 2014

Capacity: Solicitors

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: John Gaunt & Partners.....

Date:

Capacity: Solicitors

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

John Gaunt & Partners
Omega Court
372 Cemetery Road

Post town
Sheffield

Post code
S11 8FT



LBTH
TRADING STANDARDS
 10 DEC 2014
LI ENSING

Revision	Drawn	Checked	Date	Description
A	DC	MAK	18 DEC 14	Contract Documents - 17/12/14
B	DC	MAK	08 DEC 14	Approved and issued - Structural Steelwork and Structural Steelwork Connections - (Structural Steelwork)
C	DC	MAK	28 DEC 14	Approved and issued - Structural Steelwork and Structural Steelwork Connections - (Structural Steelwork)

Notes:
 1. Refer to the Structural Steelwork and Structural Steelwork Connections - (Structural Steelwork) drawings for details of the structural steelwork and connections.

Notes:
 1. Refer to the Structural Steelwork and Structural Steelwork Connections - (Structural Steelwork) drawings for details of the structural steelwork and connections.

202227
 Specialised Hotel
 Stone Lane London
 Proposed 1st Floor Layout
 1 00 AI 28 03 2014
 FOR INFORMATION
 DC MAK BU 8131008 GA-A-L102 C

McAlister and Runkle Ltd
 CONSARC
 100 Victoria Road, London, E16 1JH
 Tel: 020 8511 1111
 Fax: 020 8511 1112
 Email: info@mc-alister.com

Rev	Date	By	Description
01	14 DEC 14
02	04 DEC 14
03	23 11 14

Notes:

Notes:

Notes:

LBTH
TRADING STANDARDS
 10 DEC 2014
LICENSING

Spalding Hotel
 Brick Lane, London
 Proposed 2nd Floor Layout
 Mollner and Paine Ltd
 CONSARC





LBTH
 TRADING STANDARDS
 10 DEC 2014
 LICENSING

revision	drawn	approved	date	description
A	DC	MK	18.06.14	General Update/Revisions (Structure)
B	DC	MK	29.14	Windows size revised. Level 2 structure revised/updated (Shaded Cladding)
C	DC	MK	11.14	Bedrooms Nos 26, 27 & 28 layout updated. Blackwork indicated. Openings updated. Windows to Brick Lane adjusted

Notes:

Notes:

Spatialfield H-101
 Brick Lane London

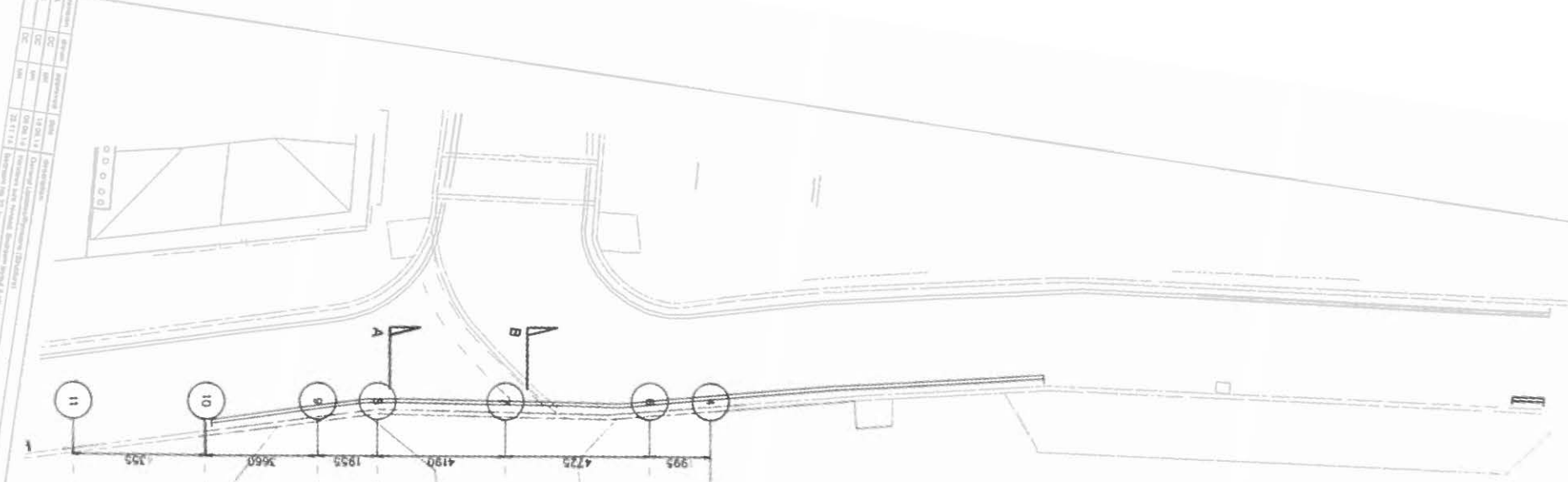
McAlee
 Head of Works Ltd

CONARC
 CONSULTANTS

Proposed rd F Layout

1:100 A 28.05.20.4 R

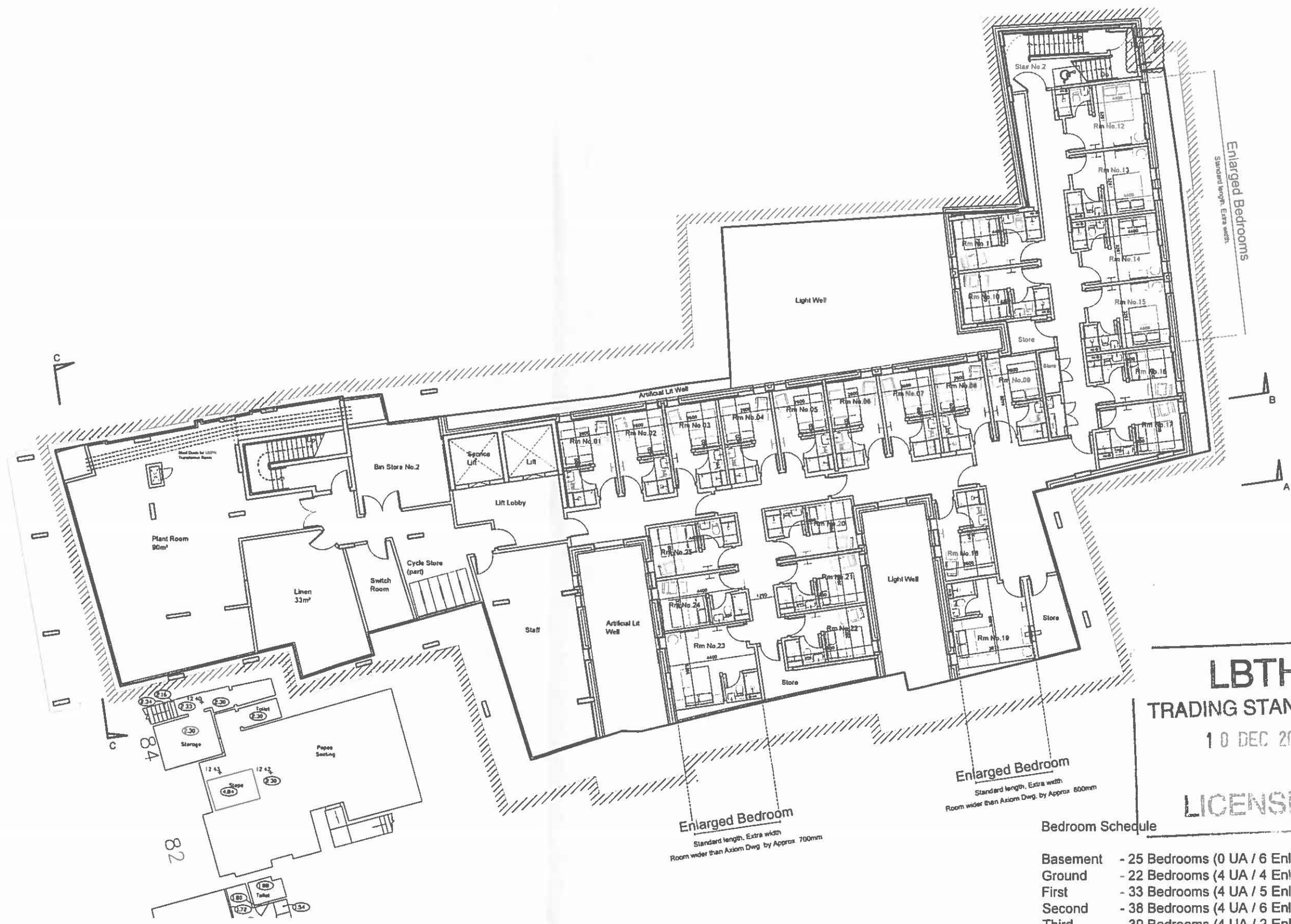
MK BM B 408 GA-A-104



Room	Area	Volume	Remarks
1
2
3
4
5
6
7
8
9
10
11

LBTH
TRADING STANDARDS
 10 FLOOR PLAN
 2023/24
 100 M²

Sanku Holdings
 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.



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 1 0 DEC 2014
LICENSING

Bedroom Schedule

Basement	- 25 Bedrooms (0 UA / 6 Enlarged)
Ground	- 22 Bedrooms (4 UA / 4 Enlarged)
First	- 33 Bedrooms (4 UA / 5 Enlarged)
Second	- 38 Bedrooms (4 UA / 6 Enlarged)
Third	- 39 Bedrooms (4 UA / 2 Enlarged)
Fourth	- 32 Bedrooms (4 UA / 0 Enlarged)
Total	- 189 Bedrooms (20 UA / 23 Enlarged)

Proposed Basement Floor Plan.

Revision	Drawn	Approved	Date	Description
A	DC	MK	15.04.14	Structure settled and layout updated
B	DC	MK	08.03.14	Central revision/updates
C	DC	MK	08.03.14	Structure revised & Bedroom schedule updated

Notes:

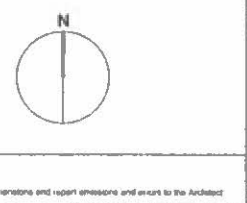
Notes:

452821	McAlear and Rushe Ltd	CONARC
Spafield Hotel	Brick Lane, London	
Proposed Basement Floor Layout		
Scale: 1:100	Date: 03.04.2014	Status: PRELIMINARY
DC	MK	B13/1408 L010 C



Right of Access for Means of Escape
 Car Park
 Existing Site

LBTH
 TRADING STANDARDS
 10 DEC 2014
LICENSING



Notes:
 1. Do not scale
 2. Contributor to Check all dimensions and report omissions and errors to the Architect

01 Planning Stage
 30.01.13 MRC
 Date Initials Checked



EPR Architects Limited
 30 Millbank
 London SW1P 4DU
 +44 (0) 20 7522 7800
 www.epr.co.uk



Spitalfields Hotel
 London
 Site Plan
 Location
 PLANNING 1:500 @ A1 30.01.13
 Project No. Type Day Number Zone of Use
 2317 - T - 00 - 0001 - Z00 01

Appendix 2

Andrew Heron

From: Andrew Heron
Sent: 07 January 2015 10:10
To: Mohshin Ali
Subject: FW: Hub, 86 Brick Lane, E1

From: [REDACTED]
Sent: 07 January 2015 10:05
To: Andrew Heron
Cc: [REDACTED]
Subject: Hub, 86 Brick Lane, E1

Dear Andrew

Please note our agreement

- The terminal hour for licensable activity for non-residents will be limited to 23.30 (from 24.00) with the premises closing to non-residents 30 minutes thereafter; the premises to remain open to residents etc. 24/7.
- We will withdraw the non-standard timing in respect of NYE; any NYE extension will be dealt with by way of a TEN if or as required

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 when the premises are open to non-residents, who can download the images and present them on proper request by a police officer or other responsible authority.

Mr Gaunt: I will e-mail the residents group re: the off licence details

Regards

Alan

From: John Gaunt [REDACTED]
Sent: 07 January 2015 09:51

To: Cruickshank Alan D - HT
Subject: RE: Hub, 86 Brick Lane, E1

Alan

'Proper request' is a request made in accordance with the Data Protection legislation. You have to have good cause under that legislation to access such images; we need to reflect the law in this regard. I am not trying to be mischievous or obstructive in this respect.

Non-residents appear twice; one for when we will download images and I would like to think that point is OK with you. The second is when the CCTV is operational; the condition provides the minimum requirement; I was just trying to save my clients on data storage as a condition. If a problem to you I am happy to re-revise the CCTV condition as immediately follows:

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 when the premises are open to non-residents, who can download the images and present them on proper request by a police officer or other responsible authority,

I am in the office if you wish to discuss further – although likely to be in a meeting 10.00 –11.00. Thanks.

John

From: [REDACTED]
Sent: 07 January 2015 09:25
To: John Gaunt
Subject: Hub, 86 Brick Lane, E1

John

Why only non residents ? Hotel guests can also be victims of crime or am I misreading this?

Plus ,what do you consider a "proper" request ?

Best wishes

Alan

From: John Gaunt [REDACTED]
Sent: 07 January 2015 09:17
To: Cruickshank Alan D - HT
Cc: Marie Harding
Subject: RE: Hub, 86 Brick Lane, E1

Alan

I am pleased to confirm that – if it will satisfy any possible representation from you – we will amend our application in the following respects:

- The terminal hour for licensable activity for non-residents will be limited to 23.30 (from 24.00) with the premises closing to non-residents 30 minutes thereafter; the premises to remain open to residents etc. 24/7.
- We will withdraw the non-standard timing in respect of NYE; any NYE extension will be dealt with by way of a TEN if or as required.
- We will accept the proposed CCTV condition as slightly amended by me; we do not expect our skeleton night staff to be CCTV conversant, sufficient to download images on demand. We limit this to when the premises are open to non-residents. This has been accepted elsewhere. Additionally any request for access to images must be proper in accordance with Data Protection legislation.

Please confirm that this is agreed.

Finally I re-iterate that there is no intention within the application for any off sales from the licensed area, save for consumption in the unlicensed hotel bedrooms.

We have the terminal date for representations as being midnight 8 January 2015.

Regards

John Gaunt

Partner

[Redacted signature block]



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From: John Gaunt

Sent: 06 January 2015 14:29

To: [Redacted]

Subject: RE: Hub, 86 Brick Lane, E1

Alan

I will take instructions on the below.

On off sales these are only intended for consumption in the unlicensed bedrooms and not off site. I will confirm and clarify that. Although it does appear in the small print of the application.

Regards

John Gaunt

Partner



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From: [REDACTED]
Sent: 06 January 2015 13:28
To: John Gaunt
Subject: Hub, 86 Brick Lane, E1

Dear Mr Gaunt

As quickly discussed on the telephone, I hope we can reach an agreement.

Alcohol Hours : 1000 - 2330
Films : 1000 - 2330
LNR : 2300 - 2330
Closing midnight

To withdraw the NYE non standard hours. A TEN can be applied for near the time where it can be assessed in relation to other venues.

Condition

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 to non-residents.

There must also be someone on the premises when the premises are open to non-residents, who can download the images and present them on proper request by a police officer or other responsible authority,

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

Just to let you know there has been a representation made from a well known residents' group. They are opposed to the off sales , which you may want to consider removing.

Best wishes

Alan

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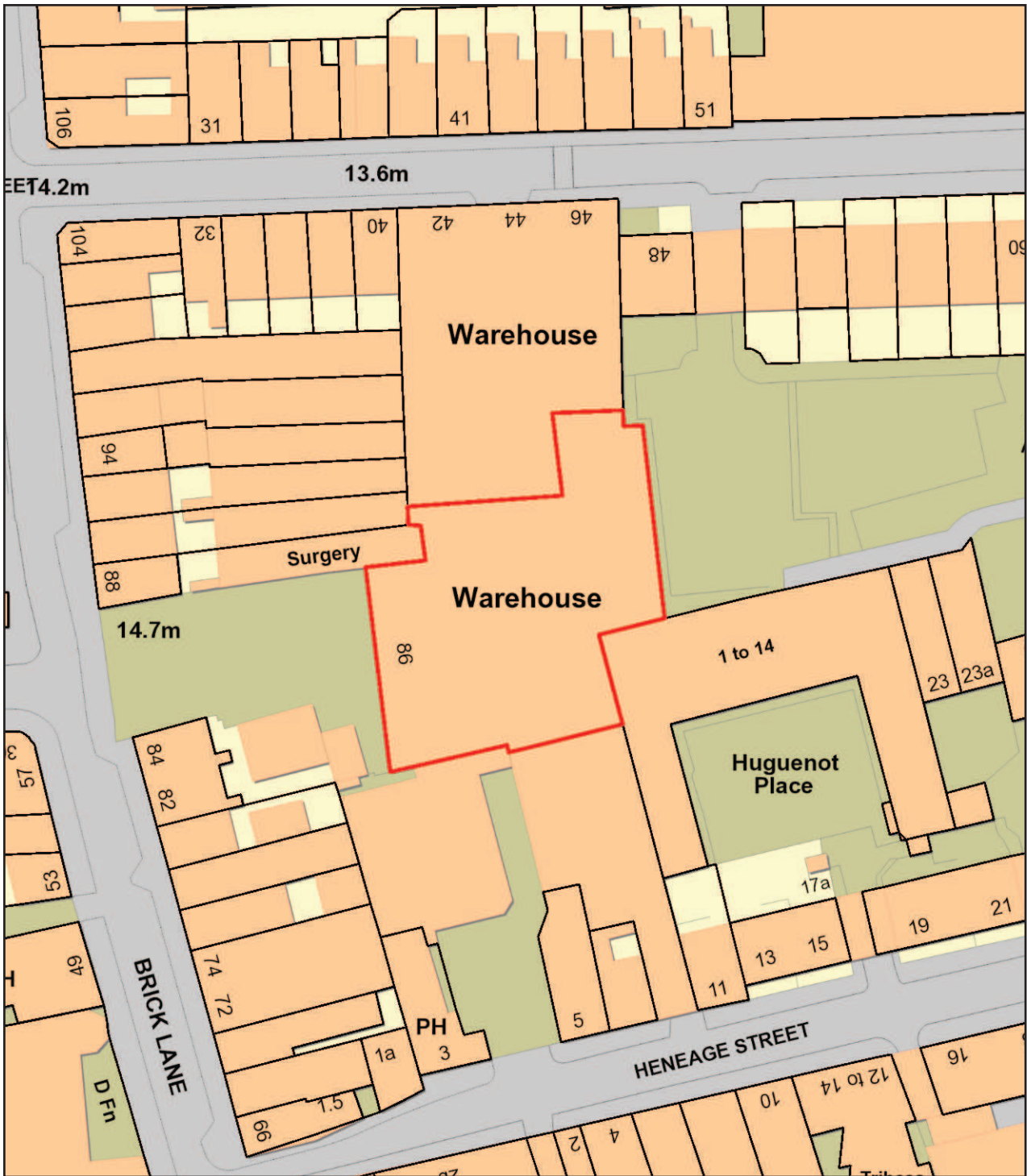
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Appendix 3

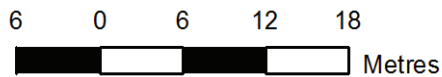


86 Brick Lane

Map 1



Scale 1:668



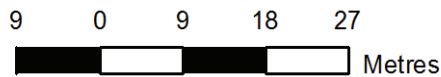


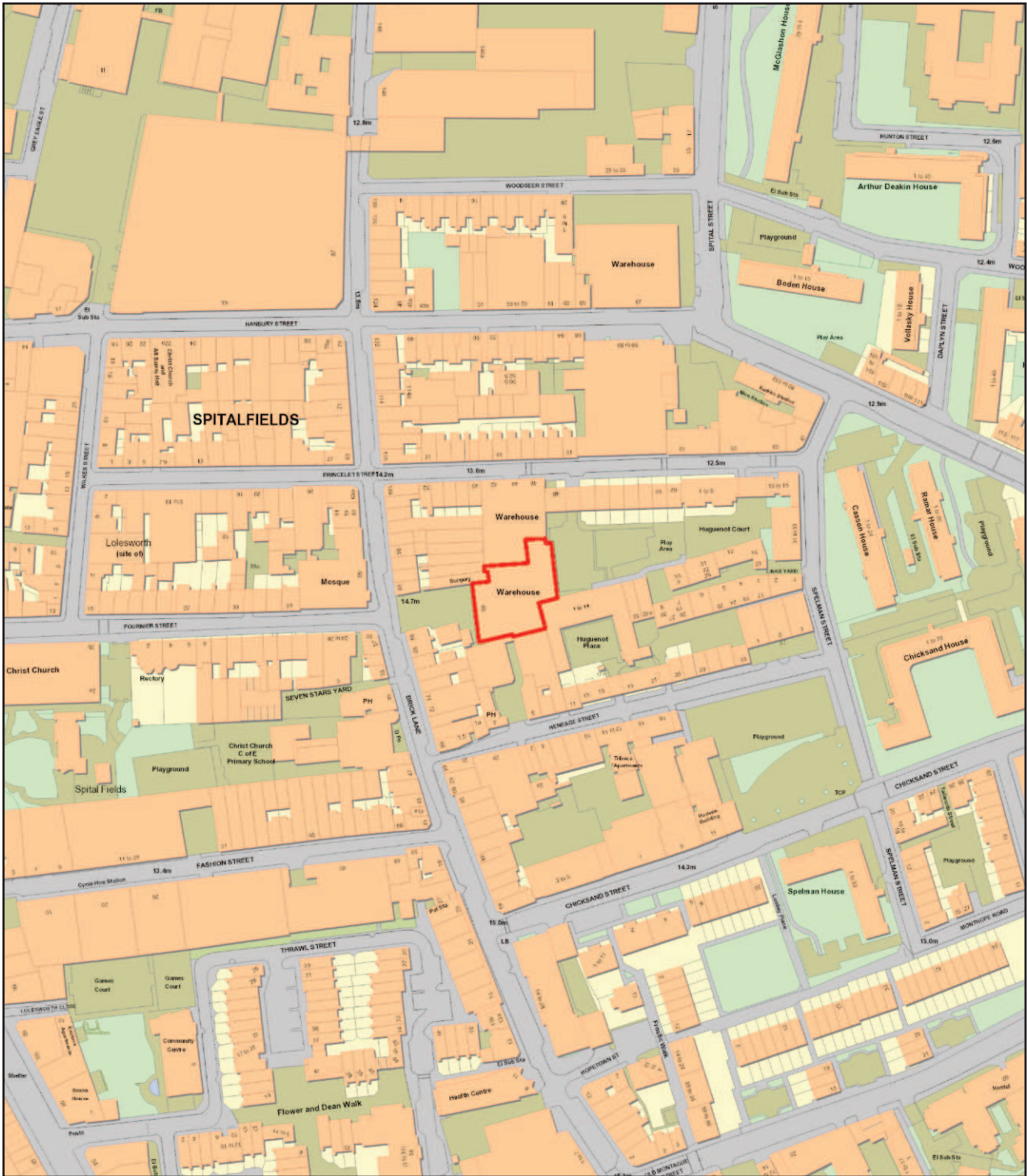
86 Brick Lane

Map 2



Scale 1:1001





86 Brick Lane

Map 3



Scale 1:2337

20 0 20 40 60



Metres



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

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 05 January 2015 15:13
To: Mohshin Ali
Subject: FW: Hub at Premier Inn 86 Brick Lane

-----Original Message-----

From: Charlie de Wet [REDACTED]
Sent: 05 January 2015 14:22
To: Licensing
Subject: Hub at Premier Inn 86 Brick Lane

Dear Sir/Madam

I write to object most strongly at the application to apply for an off-license and hot food license at the Premier Inn in Brick Lane situated a few yards from my home in Fournier Street.

There is absolutely no need to award yet another off-license in the area.

There are plenty of places nearby where hotel guests and passers-by can easily buy alcohol well into the night. The hotel will have a bar and customers can stay in the hotel and drink - not to walk around the street drinking.

There are so many reasons to withhold a license - it will encourage rowdyism, anti-social behaviour, night noise and encourage crime as well as civic disorder. Residents experience this already so to add yet another easy access to alcohol in a central establishment will only worsen the situation and is totally unacceptable to residents who have to tolerate so many problems generated by the night-time economy already.

When will the Planners listen and take notice of the real concerns of the residents of this Borough?

Your sincerely

Charlie de Wet (Mrs)

[REDACTED]

Appendix 6

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 08 January 2015 09:47
To: Mohshin Ali
Subject: FW: Spitalfields Society objection to 'Hub by Premier Inn' license application

From: Conor McLernon [REDACTED]
Sent: 07 January 2015 20:28
To: Licensing
Subject: Spitalfields Society objection to 'Hub by Premier Inn' license application

Dear Sir/Madam,

The Spitalfields Society OBJECTS to the application by 'Hub by Premier Inn' on Brick Lane.

The site lies within the Cumulative Impact Zone, which was created to address the issues of significant anti-social behaviour within the area, and to improve the lives of the residents of Spitalfields.

This site lies at the heart of the Cumulative Impact Zone.

The license request should be subject to the rebuttable presumption that the effects of approval would be deleterious to the local community.

I cannot see evidence that this presumption has been specifically rebutted.

The hotel has applied to serve alcohol until midnight, seven days per week, for fourteen hours each day. In particular, I note the hotel has applied for off sales rights. I cannot see that off sales rights are required for this establishment.

The problems experienced around Spitalfields and the Brick Lane area are fed by the sale of alcohol late at night; most notably by off licenses. The area is blighted by customers of these establishments hanging around the connecting residential streets long into the night after bars and clubs have closed.

Any new off-license in the area would contribute to this problem, as such I do not see how the presumption that the establishment would *not* contribute to this problem can be rebutted.

Yours,

Conor McLernon

Appendix 7

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 06 January 2015 11:10
To: Mohshin Ali
Subject: FW: Licensing Application for the Hub by Premier Inn at 86 Brick Lane, London E1 6RL

Importance: High

From: Jon Shapiro [REDACTED]
Sent: 06 January 2015 08:04
To: Licensing
Cc: [REDACTED]
Subject: Licensing Application for the Hub by Premier Inn at 86 Brick Lane, London E1 6RL
Importance: High

Dear Sir or Madam,

I would like to request that this Licence Application should be wholly refused on the grounds of:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance

as the premises is within the Brick Lane "Cumulative Impact Zone" (CIZ) and they are asking for a Licence to 00.00 hours including Off-Sales.

The very last thing needed in Brick Lane is yet another Off-Sales outlet, and indeed I believe that to grant any such licence for Off-Sales would be a clear breach of the Saturation Policy in the Brick Lane area CIZ.

The CIZ is already (by definition!) over-supplied with alcohol, and is stated by our Borough Police Commander to be the "number one policing problem in Tower Hamlets". Until and unless this area ceases to be such a policing problem I believe that no such licence should be granted to 86 Brick Lane.

The Brick Lane area is plagued by ASB and hospital admissions to A&E, and I believe that the Licensing Committee should be assisting the Police and other authorities in reducing the over-supply of alcohol in the area which is the driving force behind these problems.

For all the reasons quoted above I request **most strongly** that this Licensing Application should be **wholly rejected**, and I would like to make this request as:

- 1) A resident of Spitalfields
- 2) Chair of the Police Ward Panel, and on behalf of the Ward Panel
- 3) Chair of SPIRE which now speaks on ASB matters for local resident and community groups representing over 700 local residents in the Brick Lane area, and on behalf of those 700+ local residents.

Yours faithfully,
Jon Shapiro.

Resident at:

[REDACTED]
[REDACTED]

Appendix 8

Kathy Driver

From: Michael Myers [REDACTED]
Sent: 06 January 2015 16:27
To: Licensing
Subject: 86 Brick Lane E1

Follow Up Flag: Follow up
Flag Status: Completed

Sir
I wish to register my objection to application by 'Hub Premier Inn' 86 Brick Lane E1. because of their proposal for late night consumption of alcohol, on the premises, plus off-sales. This is a challenge to the Council's anti saturation policy. Brick Lane is gradually getting back to a better environment ,because of the efforts by local residents and support from the police . Alcohol drinking has been the prime factor for anti-social behavior on our local streets. This application should be refused.

Michael Myers
[REDACTED]
[REDACTED]

Appendix 9

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 05 January 2015 11:01
To: Mohshin Ali
Subject: FW: Hub at Premier Inn

From: [REDACTED]
Sent: 05 January 2015 00:02
To: Licensing
Subject: Hub at Premier Inn

Hello,

I am writing to object to the application which I understand has been submitted in respect of the above.

As an owner within the Spital Square development (Beaumont House) I believe that this will result in a public nuisance, both in terms of safety and noise pollution. We have enough of the latter in the area as it is.

My postal address is [REDACTED]

KRs

Shamil

Shamil D Ganatra

[REDACTED]

----- End of message text -----

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Appendix 10

Andrew Heron

From: Andrew Heron
Sent: 09 January 2015 14:40
To: Andrew Heron
Subject: FW: Proposed hub By Premier Inn 86 Brick Lane E1 - licensing

Dear Objectors,

Please find attached correspondence from the legal representative of the applicant for The Hub by Premier Inn at 86 Brick Lane, E1.

Please feel free to respond to them directly.

Should you however wish to withdraw your representation, please copy me in to any correspondence. Alternatively, you will be written to by Democratic Services to be advised as to the time and date of the Hearing.

Regards,

Andrew Heron
Licensing Officer

Licensing Section
London Borough of Tower Hamlets
Mulberry Place (TC)
6th Floor Mulberry Place
5 Clove Crescent
London, E14 2BG
Tel: 020 7364 2665
Fax: 020 7364 6935
www.towerhamlets.gov.uk

From: John Gaunt [REDACTED]
Sent: 09 January 2015 14:14
To: Andrew Heron
Subject: Proposed hub By Premier Inn 86 Brick Lane E1 - licensing

Andrew

Thank you for the residential representations received. As you are aware, these are the only 'live' representations with no outstanding representations from any Responsible Authority.

The majority, if not all of those representations, specifically appear to have as their primary (and in most cases only) apparent concern the question of **off sales**.

I should be grateful, if, in the interests of mediation, it could be made clear to the objectors that there is no intention of off sales from the premises onto the street or into the local area. Off sales are included only so as to allow consumption by residents in their unlicensed bedrooms.

Our application in the operating schedule seeks to make this clear. It may also be relevant to those concerned about the application that we have agreed with the police and it will form part of any licence eventually granted that:

- The terminal hour for licensable activity for non-residents will be limited to 23.30 (from 24.00) with the premises closing to non-residents 30 minutes thereafter.
- We will withdraw the non-standard timing in respect of NYE; any NYE extension will be dealt with by way of a TEN if or as required.

I should be grateful if you could forward this email appropriately – and if it results in any persons withdrawing their representation, then it would be helpful if they could let you and I know. Perhaps I could have a copy of whatever is sent.

I have no wish for there to a hearing if it might be avoidable by this clarification. Equally if anyone making a representation seeks further clarification of any element of the application, they are welcome to contact me by email. Thank you.

Regards

John Gaunt

Partner



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Appendix 11

Anti-Social Behaviour 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 Section 6 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

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

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003.

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

key role of the police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff or agents, but can directly impact on the behaviour of

customers in the immediate vicinity of the premises as they seek entry or leave (1.16).

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

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.24-10.25).

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 12

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

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

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

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

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy.” **(See Section 4.15 and 4.16 of the Licensing Policy)**.

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. **(See Sections 6.2 of the Licensing Policy)**

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. **(See Appendix 3 of the Licensing Policy)**. In particular Members may wish to consider (this list is not exhaustive):

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

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. **(See Section 7 of the Licensing Policy).**

Police Powers

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

Guidance Issued under Section 182 of the Licensing Act 2003.

The pool of conditions, adopted by the council is recommended (13.14) The key role of the police is acknowledged (2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

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

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

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures "within the direct control of the licence holder" (2.22/2.24).

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 13

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 control of the licence holder.

Appendix 14

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

Appendix 15

Appendix 15

Special Cumulative Impact Policy for the Brick Lane Area

As with many other London Borough's the majority of late night licensed premises are concentrated within one area of the Borough. Following guidance issued under the Licensing Act 2003 a cumulative impact policy was adopted on 18th September 2013 by the Council.

After consultation the Council recognises that because of the number and density of licensed premises selling alcohol, on and off the premises and the provision of late night refreshment (sale of hot food after 11pm) within the Brick Lane Area as defined in Figure One, there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect.

The Licensing Authority is now of the view that the number, type and density of premises selling alcohol for consumption on and off the premises and/or the provision of late night refreshment in the area highlighted in Figure One is having a cumulative impact on the licensing objectives and has therefore declared a cumulative impact zone.

The effect of this Special Cumulative Impact Policy is to create a rebuttable presumption for applications in respect of the sale or supply of alcohol on or off the premises and/or late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity). Where the premises are situated in the cumulative impact zone and a representation is received, the licence will be refused. To rebut this presumption the applicant would be expected to show through the operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced. This policy does not act as an absolute prohibition on granting/varying new licences in the Cumulative Impact Zone.

The Special Cumulative Impact policy will not be used to revoke an existing licence or certificate and will not be applicable during the review of existing licences.

Figure One

The Cumulative Impact Zone in the Brick Lane area

The Cumulative Impact Zone is detailed in the map below. The map shows all of the premises (dots) currently licensed under the Licensing Act 2003 in the Brick Lane Area. The Cumulative Impact Zone is defined by the dark line.

