

Appendix 1



* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

6 LAMB STREET

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

ASHOK KUMAR

* Family name

PATEL

You must enter a valid e-mail address

* E-mail

NONE

Main telephone number

[REDACTED]

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="MANPREET SINGH"/>
* Family name	<input type="text" value="KAPOOR"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="PERSONAL LICENCE COURSES, STUDIO 8, HAYES BUSINESS STUDIO, HAYES CAMPUS"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Continued from previous page...

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name	JALA NEWS
Street	6 LAMB STREET
District	
City or town	LONDON
County or administrative area	
Postcode	E1 6EA
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	25,000

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

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INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

ASHOK KUMAR

Family name

PATEL

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

You must enter a valid email address

E-mail	<input type="text" value="NONE"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
<input type="button" value="Add another applicant"/>	

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

A MODERN LOCAL COMMUNITY CONVENIENCE STORE

Continued from previous page...

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

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PROVISION OF PLAYS

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Continued from previous page...

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

Continued from previous page...

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Strict implementation of challenge 25 policy
CCTV to be installed and 31 days recording system
All staff to be trained in responsible alcohol retailing
Training manual will be available at the premises.

b) The prevention of crime and disorder

CCTV to be installed inside and outside the premises with 31 days storage system, there shall be a person on premises which are able to both operate this CCTV system and to download footage on request onto DVD or memory stick.
Cash in tills kept to a minimum.
Till will be secured to the counter so customers cannot reach over.
All stock to be bought from reputable Cash & Carry/Wholesalers.
Incident book available on premises.

c) Public safety

Installation of appropriate safety equipment
Fire exit signs displayed
To comply with all current, fire and health and safety law

Continued from previous page...

CCTV working at all times

d) The prevention of public nuisance

To display notice for customers to leave quietly and not disturb neighbours
Monitor anti-social behavior by CCTV
Management policy in place to take into account external area of the premises.

e) The protection of children from harm

Challenge 25 policy in place
Challenge 25 posters displayed where alcohol is sold
Alcohol kept away from confectionery shelf
Refusal book kept at premises

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

Continued from previous page...

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) Next >

Mohshin Ali

From: Mohshin Ali
Sent: 12 March 2015 12:50
To: 'Manpreet Kapoor'
Subject: RE: Jala News , 6 Lamb Street

Dear Manpreet,

Thank you for your email. The hours stated on the public notice states: “**Monday to Sunday: 06:00 hours - 23:00**”. However, on the newspaper advert, the hours are stated as: “**Monday to Sunday: 08:00 hours - 00:00**”

As the 6am start time has not been advertised in the newspaper advert, this in effect would mean the hours that are being considered would be now: **Monday to Sunday: 08:00 hours - 23:00.**

Also, as you are aware objections to the granting of your client’s premises licence have been received from Met Police, Licensing Authority and local residents/residents association. The objections will be put into a committee report and forwarded to the Democratic Operations section who will arrange a date for the hearing. You will be sent a copy of the report which will include details of the representations; you will also be notified at this point of the date and time of the Licensing subcommittee hearing.

Regards

Mohshin Ali - Senior Licensing Officer

✉ London Borough of Tower Hamlets . Licensing . Mulberry Place . 5 Clove Crescent . London E14 2BG
Tel☎: 020 7364 5498 | *Fax*☎: 020 7364 0863 | *Email*✉: Mohshin.Ali@towerhamlets.gov.uk

From: Manpreet Kapoor [REDACTED]
Sent: 12 March 2015 11:52
To: Mohshin Ali
Subject: Jala News , 6 Lamb Street

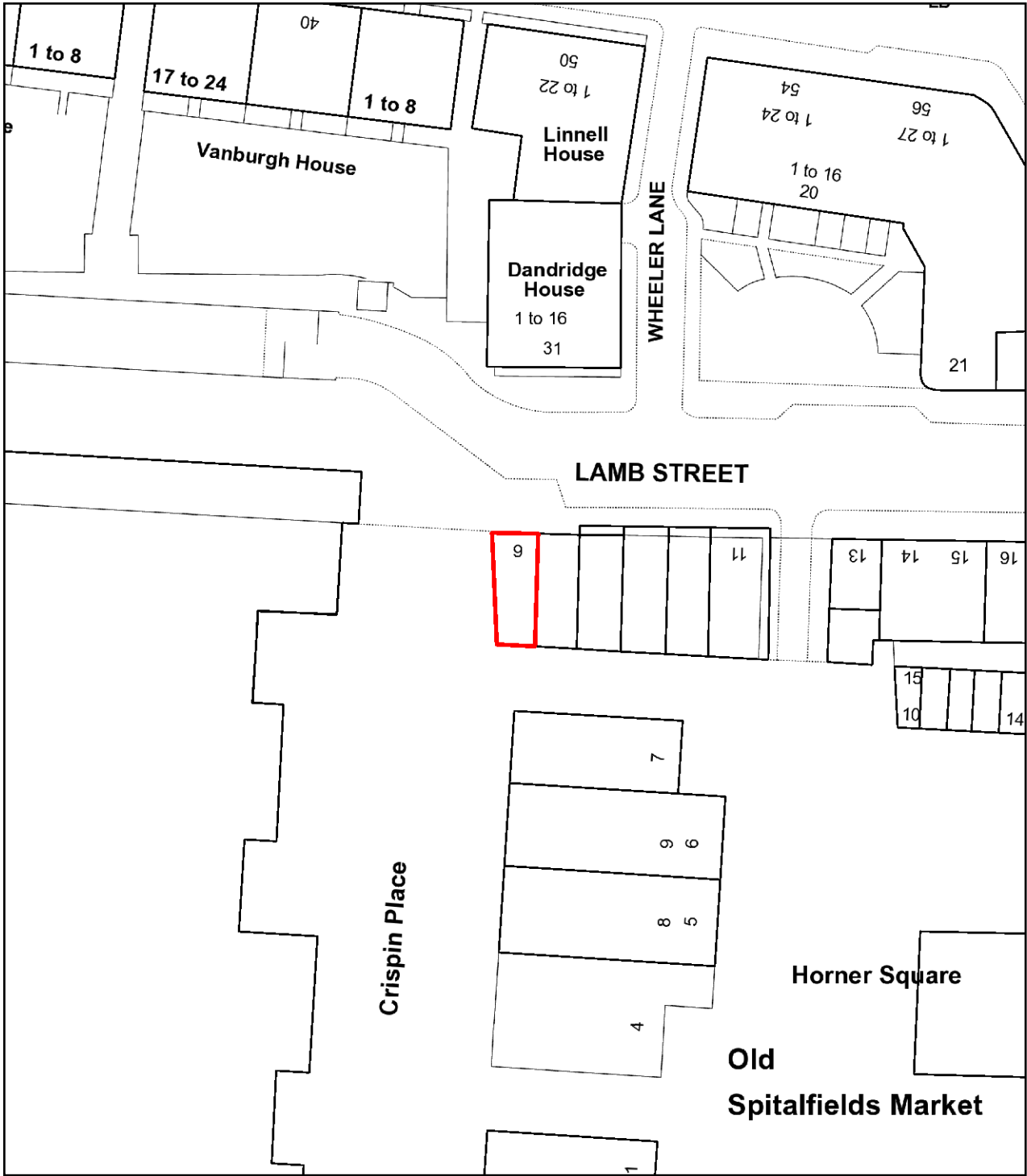
Dear Mohshin,

As promised here are some pictures of the blue notice being displayed also the correct date being shown on them.

Regards

Manpreet Kapoor
Personal Licence Courses Ltd

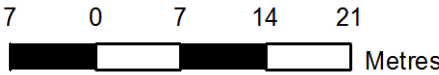
Appendix 2



6 Lamb Street



Scale 1:759

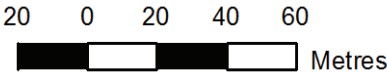




6 Lamb Street



Scale 1:2657



Appendix 3

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 4

Mohshin Ali

From: Andrew Heron on behalf of Licensing
Sent: 20 February 2015 14:48
To: Mohshin Ali; Andrew Heron
Subject: FW: Jala News, 6 Lamb St, E1
Attachments: Jala News 6 Lamb St (Feb 15).doc

Follow Up Flag: Follow up
Flag Status: Flagged

From: Alan.D.Cruickshank@met.pnn.police.uk [<mailto:Alan.D.Cruickshank@met.pnn.police.uk>]
Sent: 20 February 2015 14:22
To: Licensing
Cc: [REDACTED]
Subject: Jala News, 6 Lamb St, E1

Good afternoon

Please find my representation: regarding the above premises licence application.

Regards

Alan Cruickshank PC 189HT

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.

NOTICE - This email and any attachments may be confidential, subject to copyright and/or legal privilege and are intended solely for the use of the intended recipient. If you have received this email in error, please notify the sender and delete it from your system. To avoid incurring legal liabilities, you must not distribute or copy the information in this email without the permission of the sender. MPS communication systems are monitored to the extent permitted by law. Consequently, any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude any binding agreement on behalf of the MPS by email. The MPS accepts no responsibility for unauthorised agreements reached with other employees or agents. The security of this email and any attachments cannot be guaranteed. Email messages are routinely scanned but malicious software infection and corruption of content can still occur during transmission over the Internet. Any views or opinions expressed in this communication are solely those of the author and do not necessarily represent those of the Metropolitan Police Service (MPS).

Find us at:

Facebook: [Facebook.com/metpoliceuk](https://www.facebook.com/metpoliceuk)

Twitter: [@metpoliceuk](https://twitter.com/metpoliceuk)

John McCrohan
LBTH Licensing
Toby Club
Vawdrey Close
E1 4UA

HT - Tower Hamlets Borough
Licensing Unit

Licensing Office
Limehouse Police Station
27 West India Dock Road &
5 Birchfield Street
E14 8EZ

Telephone: 0207 161 8792

Facsimile:

Email:

Alan.D.Cruickshank@met.pnn.police
.uk

www.met.police.uk

Your ref:

Our ref:

20 February 2015

Dear Mr McCrohan

Re: New Premises Licence Application

Jala News, 6 Lamb St, E1 6EA

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

The prevention of crime and disorder

The prevention of public nuisance

LBTH has adopted a Saturation Policy / Cumulative Impact Policy which includes Lamb St, Old Spitalfields Market and nearby streets. This policy was adopted due to the concerns about the number of licensed premises in such a small area and the resulting number of ASB calls and the potential for disorder.

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

Lamb St, Old Spitalfields Market and Commercial St are already a busy area in terms of licensed premises. This area is increasingly changing into a destination for restaurants and bars. This objection is not a reflection on the applicant but a response to the Saturation Policy. Since the introduction of the policy and the CIZ, licences have been granted in this area but the continuing introduction of new licensed premises or variations however small or well run, will only compound the problems in the CIZ.

It is yet another premise that will have the ability to sell alcohol in the area which is already "saturated".

This hearing provides the opportunity for the committee to scrutinize the application and for the applicant to demonstrate how their application will not have a negative cumulative impact on the licensing objectives, especially that of the prevention of crime and disorder and the prevention of public nuisance.

Can the applicant provide evidence that the operation of the premise with the extra capability for selling alcohol will not add to the negative cumulative impact already being experienced in this area?

Even without the CIZ, this application would have been objected to by the police licensing unit. To request a 6am start for the sale of alcohol would suggest that the applicant is unaware of local residents' concerns and why the CIZ was introduced.

There have always been specific concerns about off sales.

It is often the case that on buying alcohol people will remain in the area for a longer period of time and often sit outside residential properties. There are residential properties and a large open space only a short distance from the applicant. I have already seen local street drinkers use this seating area to consume their alcohol.

Whether it be street drinkers or people who have already consumed alcohol, it can lead to ASB whether it is people shouting or just congregating enjoying their alcohol without realising they are causing a disturbance to the local residents.

Sitting in these open areas will no doubt increase littering and will only get worse come the summer time.

I ask the committee to refuse this application.

If however they are to grant the application I would ask they consider the following hours and conditions.

Alcohol hours: 1100 - 2300

Conditions

1. The premises will not sell any beer, lager or cider that exceeds the strength of 5.6% abv or higher

Or

The premises will not sell any beer, lager or cider that exceeds the strength of 5.6% abv or higher unless 3 or more bottles/cans are purchased together.

2. Install / maintain CCTV

The CCTV system shall incorporate a recording facility and any recordings shall be retained and stored in a suitable and secure manner for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

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

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

3. Use of incident / refusal book

Alan Cruickshank PC 189HT

Appendix 5

Mohshin Ali

From: Andrew Heron
Sent: 25 February 2015 12:32
To: [REDACTED]
Cc: Mohshin Ali
Subject: Jala News - 6 Lamb Street, E1
Attachments: LA Rep.pdf

Dear Sirs,

Please find attached a copy of representation by the LBTH Licensing Authority against the above application.

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

Communities, Localities & Culture
Safer Communities

Head of Consumer and Business Regulations
David Tolley

LBTH Licensing Authority

Licensing Section
Mulberry Place
5 Clove Crescent
London E14 2BG

Tel **020 7364 2665**

Fax **020 7364 0863**

Enquiries to **Andrew Heron**

Email **andrew.heron@towerhamlets.gov.uk**

23rd February 2015

My reference: TSS/LIC: 83070

Your reference:

www.towerhamlets.gov.uk

Dear Sir/Madam,

Licensing Act 2003
Re: Jala News – 6 Lamb Street, London, E1 6EA

Further to the application made by Mr Ashok Kumar Patel for a premises licence to sell alcohol off sales at the above address, I am writing to make representation against that application on behalf of Licensing Authority and in support of the representation already made by the Metropolitan Police.

On 1st November 2013, Tower Hamlets adopted a Cumulative Impact Policy (CIP) in the Brick Lane Area. The Council has recognised 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, 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 recognises that there is a wide diversity of premises requiring a licence and will have full regard to the differing impact these will have on the local community. It therefore also recognises that, within this Policy, it may be able to approve licences that are unlikely to add significantly to the saturation, and will consider the circumstances of each individual application. The Authority may therefore consider that the imposition of conditions is unlikely to address these problems and may consider the adoption of a special policy of refusing new licences because the area is saturated with licensed premises and the granting of any more would undermine one of the licensing objectives.

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 Brick Lane Area as having a cumulative impact on the licensing objectives and has therefore declared a Cumulative Impact Zone.

The effect of this CIZ 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 CIZ and a representation is received, the licence will be objected to by the Authority. To rebut this presumption the applicant is 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 CIZ.

The Licensing Authority is therefore making representation against the above application on the grounds of the prevention of crime and disorder and the prevention of public nuisance as the premises lies within the CIZ. The Authority feels that the operating schedule has not addressed those licensing objectives particularly how the premises will be managed to control customers egress at such late hours, I do not feel "appropriate measures" to be satisfactory to grant any application. The schedule has not addressed the external area and how this will be managed, the numbers of customers, noise caused by it to neighbouring residents, particularly if operating until 02:30 hours at weekends and 24 hours on New Year's Eve. There is significant impact on New Year's Eve with large groups of people already coming into the CIZ, these customers will only add to this.

If the applicant is unable to prove to the Licensing Sub Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not affect the cumulative impact of the area; then I ask the Committee to reject the application in full.

It remains that this Authority is very concerned by the addition of another premises selling alcohol with off sales, potentially adding to the existing anti-social issues in the area. If the Committee does see fit to grant the licence, I would request that the hours are reduced. Despite the commencement hours being within the Councils general framework hours, 06:00hrs is too early for a commencement hour of off sales of alcohol specifically within the identified CIZ area. A later start must be considered regardless of any other existing premises granted similar hours, due to the nature of cumulative impact.

In addition, I would also request that either of the following conditions be added to the licence:

- The premises will not sell any beer, lager or cider that exceeds the strength of 5.6%abv or higher;

Or

- The premises will not sell any beer, lager or cider that exceeds the strength of 5.6%abv or higher unless 3 or more bottles or cans are purchased together.

Yours sincerely,



Andrew Heron
Licensing Officer

Appendix 6

Name	Appendix
Ian Burleigh	7
M.Gordon (St George Resident Association)	8
Zeina Ghandour	9
Sian Warden	10
Dr Kate Aspinall	11
Ian Gordon	12
Lyn Williams	13
Alan Williams	14
Joyce Rutherford	15
Michael Myers (SMRG)	16

Appendix 7

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 27 February 2015 14:11
To: Mohshin Ali
Subject: FW: Jala News 6 Lamb Street E1 OBJECTION

Follow Up Flag: Follow up
Flag Status: Flagged

From: Ian Burleigh [REDACTED]
Sent: 27 February 2015 13:14
To: Licensing
Subject: Jala News 6 Lamb Street E1 OBJECTION

As a resident of the flats opposite this premises I object to the following application as it will encourage street drinking in an area that is currently relatively free of this blight. Please do not inflict this burden on our neighbourhood.

Deadline 11/03/2015: 6 Lamb St, Jala News, wants to sell alcohol off premises, 6am to 11pm.

Ian Burleigh
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 8

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 05 March 2015 10:54
To: Mohshin Ali
Subject: FW: New Premises Licence Application - Jala News, 6 Lamb Street, E1

From: StGeorgeResidents'Association [REDACTED]
Sent: 05 March 2015 09:57
To: Licensing
Cc: Alan.D.Cruickshank@met.pnn.police.uk; Brendan O'Rourke; Ashley Rose
Subject: New Premises Licence Application - Jala News, 6 Lamb Street, E1

From:
St George Residents' Association Spitalfields



To:
Licensing Section
Trading Standards
Town Hall
5 Clove Crescent
London
E14 2BG

5th March 2015

Dear Licensing Team,

c.c. PC Alan Cruickshank, Sgt Ashley Rose, PC Brendan O'Rourke

Re: New Premises Licence Application, Jala News, 6 Lamb Street, E1

As Chairman of the St George Residents Association Spitalfields, I am writing to STRONGLY OPPOSE the granting of a New Premises Licence for the sale of alcohol at any time at 6 Lamb Street for consumption off the premises. It will increase the amount of alcohol-related anti-social behaviour that we already experience because of the numerous off-licences in this area.

St George Residents' Association Spitalfields represents owners and residents of 192 flats in Lamb Street, Folgate Street and Spital Square. About 45 of the flats in 20 & 31 Lamb Street, and 56 & 54 Folgate Street face onto the large paved area on Lamb Street, (opposite the Old Spitalfields Market) where there are several bench seats which are used by the public day and night. About 90 flats at addresses in Spital Square, and 26 to 50 Folgate Street and 31 Lamb Street face onto Elder Gardens, open to the public between dawn and dusk.

Alcohol related antisocial behaviour is a regular problem. In Elder Garden, at any time of the day, it is not unusual to see people (usually male) sleeping off their last drinks, either on the seats or on the grass. They used to sleep, urinate and defaecate under bushes near 31 Lamb Street under our residents windows, so our Property Managers arranged (at our expense) for additional metal fencing along the path edge.

On the large paved area on Lamb Street, in the summer it is not unusual to find someone asleep on one of the benches early in the morning. During the day, inebriated middle aged men sometimes sit around, probably because security teams have moved them from elsewhere. They use the garden as a toilet.

In the evenings, successive groups of younger people of various ethnic groups, usually male, find that the paved area with seats and walls is a nice place to meet and drink. This can begin as early as 7pm, but sometimes groups (from as few as three to as many as ten) arrive from 11pm, laden with purchases of alcohol, probably before 11pm from one of the many off-licences. I have personally asked smaller groups to leave after midnight, and have called Police many times.

They create noise nuisance for people in their homes, amplified by the reflective nature of the walls. The evidence of their occupation - in the form of spillages, litter, empty cans, plastic and glass bottles - remains on, under and around the seats, on the walls and between the bushes. On several occasions I have witnessed and challenged individuals urinating within our garden area, down the exit stairs from the underground garage and up the walls opposite our garage entrance. None of this rubbish is cleared by LBTH street cleaning because the paved area, although completely open to the public, and little used by residents, is part of the Spitalfields Estate and is charged to the flat owners.

6 Lamb Street is within the Cumulative Impact Zone. My description shows that there is already a problem. If alcohol is available at 6 Lamb Street, the problem for us living opposite can only increase. It will be added to the 'known list' of places where beer, cider and spirits are easily available late at night and very early morning, thereby adding to the misery already caused by groups of people drinking close to our homes, particularly in the evenings and late at night.

Yours sincerely,

Margaret Gordon

Mohshin Ali

From: StGeorgeResidents'Association [REDACTED]
Sent: 06 March 2015 18:56
To: Licensing; Mohshin Ali
Cc: Alan.D.Cruickshank@met.pnn.police.uk; Brendan O'Rourke; Ashley Rose
Subject: New Premises Licence, Jala News, 6 Lamb St.

Follow Up Flag: Follow up
Flag Status: Flagged

From:
[REDACTED]

To: Mr Mohshin Ali
Licensing Section,
Town Hall,
5 Clove Crescent
London
E14 2BG

6th March 2015

Dear Mr Ali,

Additional to my representation dated 5th March 2015, I have today seen the Public Notice on p28 of 5th March 2015 edition of East London Advertiser regarding the Licence Application by Jala News.

The notice gives different hours for the sale of alcohol. The newspaper notice states that they want to sell alcohol Mon - Sun 08:00 to 00:00.

Whilst there is an overall reduction in the hours requested, the fact that they wish to sell alcohol until MIDNIGHT would be a WORSE contribution to antisocial behaviour by an off-licence very close to our residents' homes. This is an added reason for our objection.

You informed us of the extended date to 19 Mar 2015 for representations, and that is the date stated in the newspaper. However, the information on the blue A4 notice in the shop window gives 11 Mar 2015 as the final date, but also states the hours as on the application form as Mon - Sun 06:00 to 23:00. This is unclear, to say the least.

Yours sincerely,

Margaret Gordon - Chairman, St George Residents' Association Spitalfields

Appendix 9

Mohshin Ali

From: Andrew Heron on behalf of Licensing
Sent: 05 March 2015 12:37
To: Mohshin Ali
Subject: FW: 6 lamb street, Jala News, and Androuet

Importance: High

From: Zeina Ghandour [REDACTED]
Sent: 05 March 2015 12:07
To: Licensing
Subject: 6 lamb street, Jala News, and Androuet
Importance: High

Dear Licensing Committee Members

I am a resident in [REDACTED] since 2000 and I strongly object to the application for selling alcohol off premises made by Jala News. Anti social behaviour related to drinking has increased in the Spitalfields area with the increase of bars and in the area, and there are already a number of places within a very small radius which sell alcohol off premises. Spitalfields is becoming saturated with drinking outlets, whether on or off premises and this is contributing to scenes making it a very difficult place for residents: broken bottles along the pavements, late night fights, and I'm sorry to say, human waste and vomit on the ground. As hard as the cleaners work, they literally cannot work quickly enough to keep the area clean and to clean up the mess left by crowds.

My concern is that this is not simply a matter of putting up with noise and merry crowds one or two nights a week, and that the combination of drinkers hanging around on the benches in the square, the cycling lane, skateboarders, dog walkers and market stalls make lamb street really quite chaotic, and sometimes dangerous.

I also object to Androuet's application for the same reasons.

I am willing to give you my full address once I get an acknowledgement of this email, and also an assurance that my personal details will not be made available over the internet.

Appendix 10

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 05 March 2015 17:43
To: Mohshin Ali
Subject: FW: Premises Licence Application: 6 Lamb St, Jala News

From: Sian Warden [REDACTED]
Sent: 05 March 2015 17:21
To: Licensing
Subject: Premises Licence Application: 6 Lamb St, Jala News

To whom it may concern,

I would like to object strongly to the application for a premises licence for 6 Lamb St, Jala News, who want to sell alcohol off premises from 6am to 11pm. I live in the building directly opposite these premises and believe that allowing this shop to sell alcohol off premises will lead to a large increase in anti-social behaviour and noise directly outside this and other neighbouring residential blocks. I would therefore like to ask you to refuse this application.

My address is below. Please could you ensure that my personal details are not made available on the internet. Please could you also acknowledge receipt of this email?

Many thanks,

Sian Warden
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 11

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 06 March 2015 10:13
To: Mohshin Ali
Subject: FW: Opposition to alcohol off premises license for 6 Lamb St, Jala News

From: Katherine Aspinall [REDACTED]
Sent: 05 March 2015 20:33
To: Licensing
Subject: Opposition to alcohol off premises license for 6 Lamb St, Jala News

Dear Tower Hamlets Representative,

I am a resident of the [REDACTED] and I strongly object to the proposal for Jala News (6 Lamb Street) to sell alcohol off premises from 6am to 11pm.

The attraction of a alcohol shop will change the dynamic of Lamb Street and encourage drinkers to congregate at the Lamb Street courtyard as well as our doorway on Folgate Street with the litter and anti-social behaviour that accompanies such. This will change the area for the worse and detract from the residential buildings in the vicinity.

Thank you for your time and please do not make my details public.

Sincerely,

Kate

--
Dr Kate Aspinall
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Appendix 12

Licensing Section,
Town Hall,
Mulberry Place,
5 Clove Crescent,
London E14 2BG



5th March 2015

Dear Sir or Madam,

Re: Premises Licence Application at Jala News, 6 Lamb Street, London E1 6DW

My flat is on the opposite side of Lamb Street diagonal to No 6.

I ask you to REFUSE this application. There are many off-licences within a few minutes walk where people can buy alcohol all day until late in the evening, so there is a lot of antisocial behaviour by drunken people. This shop is so close that it will be so easy for people to buy a few cans to drink nearby if the shop is granted a licence.

Groups of young people regularly gather outside my windows, which look onto the paved area on Lamb Street. They group around the seats and around the lamps at the entrance gates. It is intimidating when I arrive home in the evening, causing me to avoid using the particular entrance.

Sometimes a group might come at about 7.30pm; they might leave and another group arrive later. Sometimes there is more than one group of drinkers located around different seats and gate. The worst is when they buy alcohol late in the evening and settle for another couple of hours, until after midnight, leaving rubbish and food and drink stains on and around the seats and walls. Sometimes they urinate up the walls, in our gardens and on the entrance path. They get noisier and noisier as they get more drunk. I believe that all this will worsen if alcohol is available at 6 Lamb St until late in the evening.

There is a huge policing problem because of on-street drinking locally, and it is the duty of the Licensing Authority to limit the number of licensed premises, particularly wine bars and off-licences, whose customers create noise and litter and health nuisance after drinking too much. I understand that Lamb St is in the Cumulative Impact Zone, showing that the Council recognises the policing problem in this area and is trying to do something about it.

I therefore urge you to REFUSE THIS APPLICATION.

Yours faithfully,

A solid black rectangular redaction box covering the signature of Ian Gordon.

Ian Gordon



Please acknowledge that you have received this letter. Whilst I know that my comments will be held on file as a public document, I do not want my personal details to be viewable via the Tower Hamlets website, or in any pre-hearing documents printed for the public.

Appendix 13

Mohshin Ali

From: Andrew Heron on behalf of Licensing
Sent: 13 March 2015 13:39
To: Mohshin Ali
Subject: FW: Jala News

From: Lyn Williams [REDACTED]
Sent: 13 March 2015 12:35
To: Licensing
Subject: Jala News

Dear Sir or Madam

I understand that Jala News, 6 Lamb Street, has put in an application to sell alcohol off premises from 6am to 11pm. Unfortunately I cannot retrieve the full details from your website, but in any case, would like to object most strongly to any application of this kind. It would very probably lead to severe antisocial behaviour around a residential area, with drinking into the early hours. At the same time, I can think of no possible reason why anyone would want to sell alcohol off premises (or on) at 6 o'clock in the morning.

There are plenty of places (too many) already in the area where alcohol can be purchased and I would urge you not to let this application add to their cumulative impact.

Please acknowledge my email and do not make my personal details available via the internet.

Yours faithfully

Lyn Williams
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 14

Mohshin Ali

From: Andrew Heron on behalf of Licensing
Sent: 13 March 2015 13:39
To: Mohshin Ali
Subject: FW: 6 Lamb Street, Jala News/objection
Attachments: LicensingJala Newsobjection.pdf

From: Alan Williams [REDACTED]
Sent: 13 March 2015 12:48
To: Licensing
Subject: 6 Lamb Street, Jala News/objection

Alan Williams
[REDACTED]

Licensing Section
Trading Standards
London Borough of Tower Hamlets
Town Hall
Mulberry Place
5 Clove Crescent
London E14 2BG

By email to: licensing@towerhamlets.gov.uk

13th March, 2015

Dear Sirs

6 Lamb St, Jala News, E1

I understand that Jala News has applied for a licence to sell alcohol off premises, from 6am to 11pm; also that the police are opposing the application on the grounds that this could lead to serious antisocial behaviour problems.

My concern is that a licence extended for such early and late hours would attract very early and very late purchases. Our experience in the past of other licensees is that their customers tend to hang around the locality and drink in public.

Drinking into the early hours and again from 6am tends to mean noise and inappropriate (anti social or criminal) behaviour. This is a residential area, with many flats, including ours, close by.

So my strong objection to the application is made on the grounds that selling alcohol over these hours will increase the likelihood of public nuisance in the locality, and contribute to crime and disorder.

I urge you to reject the application; otherwise to reduce the hours during which alcohol can be sold to, say 10am through to 8pm at the latest.

Would you please acknowledge this objection; and I would be grateful if you did NOT make my personal details available via the internet. Thank you.

Alan Williams



Appendix 15

Mohshin Ali

From: Andrew Heron on behalf of Licensing
Sent: 16 March 2015 09:49
To: Mohshin Ali
Subject: FW: 6 lamb street

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

From: Joyce Rutherford [REDACTED]
Sent: 14 March 2015 08:44
To: Licensing
Subject: 6 lamb street

I object to the granting of a Licence to these premises as there are already far too many premises selling alcohol causing noise, drunken behaviour, urination, etc in and around our properties in Spitalfields.

Joyce Rutherford [REDACTED]

Sent from my iPad

Appendix 16

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 19 March 2015 09:39
To: Mohshin Ali
Subject: FW: Jala news, 6 LAMB ST E1

From: Michael Myers [REDACTED]
Sent: 18 March 2015 17:51
To: Licensing
Subject: Jala news

Licensing Section
Town Hall
LBTH
5 Clove Crescent
London E14 2BG

[REDACTED]
[REDACTED]
18.3.2015

PREMISES LICENSE APPLICATION JALA NEWS 6 LAMB ST E1

Dear Sir/Madam

A number of Spitalfields Market Residents have requested me to express concern re application for selling of alcohol, for consumption off the premises daily, till 11pm Mon-Sun. This concern relates to a ritual during past summer summer months, for groups of young people, to congregate on the large patio area adjoining St Georges flats, in Lamb St, to swill cans of lager. As the evening progresses, and fueled by drink, they becomes raucous, and urinating in the adjoining bushes. Because no steps were taken to stop this anti-social behavior, local residents could be in for the same ASB again this coming Summer.

Jala newsagents have been trading at Spitalfields Market for a number of years, becoming friendly with the local residents. They were licensed to sell alcohol in their previous Market shop (on Commercial St).

Unfortunately their move to the present shop on Lamb St, (requiring an alcohol license) opposite the St Georges flats patio, has landed them directly in the midst of the the problem.

Whether the louts will purchase their cans of lager from Jala, is at this stage, supposition. For many the No1 culprit ,for cheap four packs ,would be the nearby Tesco grocery store, on Commercial St (open till 11pm) .Maybe they should have their license reviewed.

Michael Myers
Chair: Spitalfields Market Residents Group
[REDACTED]

Appendix 17

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 18

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 19

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 (10.22-10.23).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices

Other Legislation

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

Appendix 20

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 21

Planning

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

Appendix 22

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 15.8 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 15.8 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 23

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.

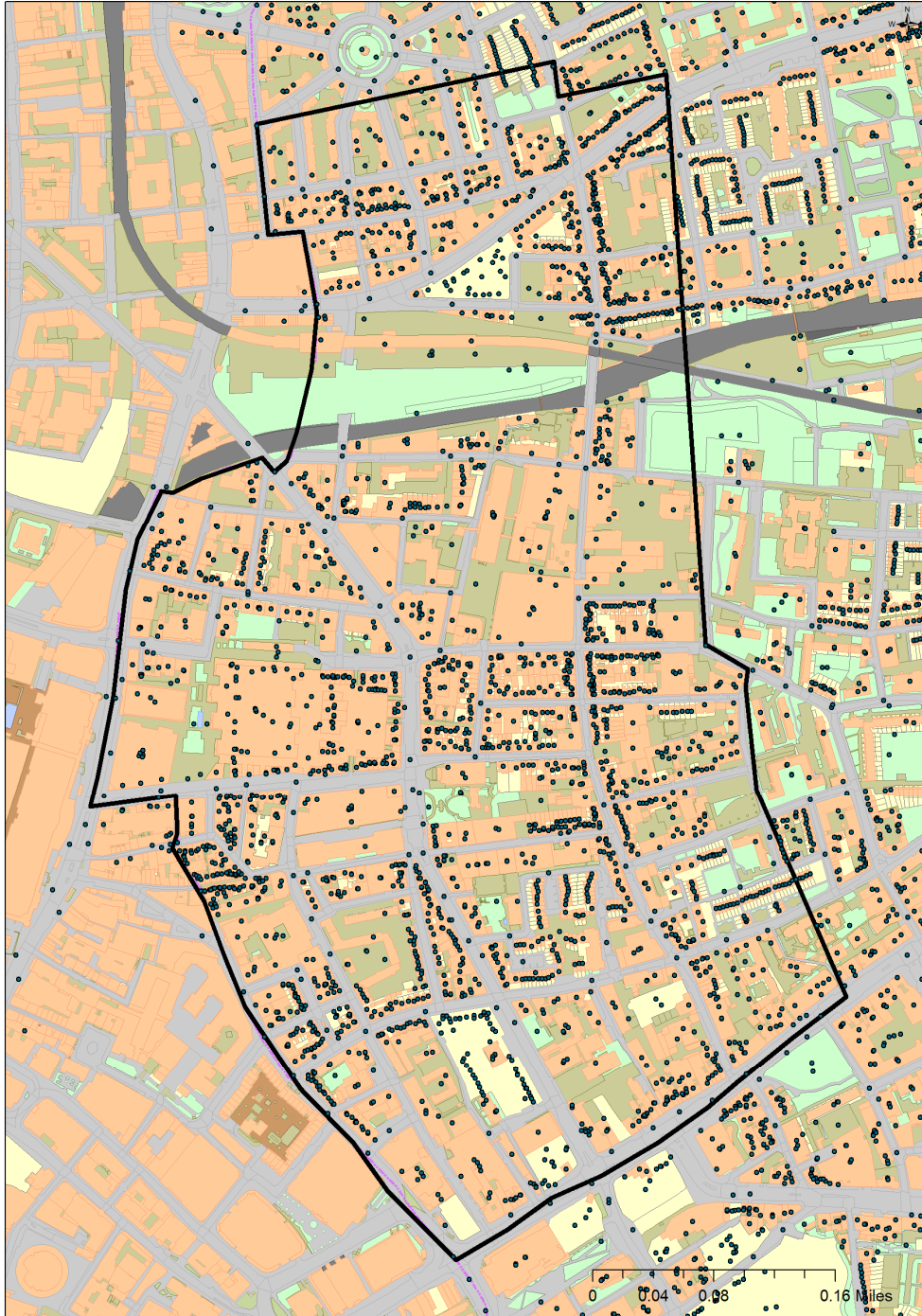
The effect of this Special Cumulative Impact Policy is to create a rebuttable presumption for applications in respect of the sale or supply of alcohol on or off the premises and/or late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications 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.



Cumulative Impact Zone

