

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.

I/We Towpath Bars Limited

(Insert name(s) of applicant)

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

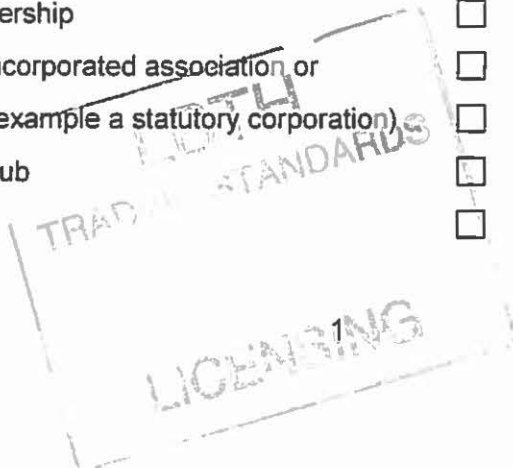
Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Easting: 537232 Northing: 184404			
Post town	Hackney Wick	Post code	
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£100 (Band A)	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name Towpath Bars Limited
Address 45 Downs Hill Kent Beckenham
Registered number (where applicable) 09216058
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
2	0	0 4 2 0 1 5

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

Day	Month	Year

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

Cafe, Bar, Restaurant adjacent to the Hertford Union Canal

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

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

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

Provision of regulated entertainment

Please tick yes

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

Provision of entertainment facilities:

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

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

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

In all cases complete boxes N, O and P

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 (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

C

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

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Amplified background music		
Mon	11:00	23:00			
Tue	11:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	11:00	23:00			
Thur	11:00	23:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	11:00	24:00			
Sat	11:00	01:00			
Sun	11:00	22:00			

G

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

H

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

1

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

J

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

K

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



L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri	23:00	24:00			
Sat	23:00	01:00			
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	23:00			
Fri	11:00	24:00			
Sat	11:00	01:00			
Sun	11:00	22:00			
			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)		
			Sundays before Bank Holidays - 11:00 - 01:00 New Years Eve - 11:00 - 09:00 the following day Morning British Standard Time commences to allow clock going back one hour		

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

Name Frank Perkins
Address 
Postcode 
Personal Licence number (if known)
Issuing licensing authority (if known)

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>In line with the hours mentioned in box M under non-standard timings plus an additional half an hour</p>
Mon	11:00	23:30	
Tue	11:00	23:30	
Wed	11:00	23:30	
Thur	11:00	23:30	
Fri	11:00	24:30	
Sat	11:00	01:30	
Sun	11:00	22:30	

P 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)

CCTV will be fitted and there will be 'seating only' for the customers. We are aiming to trade as a café or bar so it ought to be more civilised than a pub. There will be no loud music, adult activity or gaming machines.

A copy of the licensing plan is attached.

b) The prevention of crime and disorder

The unit is a rectangular, mostly glazed box. There would be nowhere for criminal activity to take place that wouldn't be under the gaze of either the staff or onlookers outside. There will be CCTV coverage of all the unit. The staff will be trained to be on the look out for any drug activity.

c) Public safety

The whole of the unit would be visible to all the staff and all the customers so a fire is unlikely to gain hold without it being spotted but fire / smoke alarms will be fitted. Emergency lighting fitted and fire doors on all four sides of the unit. Plus the appropriate signage. Staff training to not allow the unit to go over capacity.

The Premises will be operated in accordance with all health and safety and regulated legislation in order to ensure the safety of customers and staff.

A fire risk assessment will be carried out at the Premises prior to opening.

d) The prevention of public nuisance

Maximum of 10 people smoking outside (via clear signage). No music break out from the unit. No admittance after 22:30. No happy hours. Full staff training in relation to safety issues. Staff trained to ensure that if the unit is at capacity there is no noise break out either by cutting music or closing doors. Notices for the customers to be quiet on exiting.

e) The protection of children from harm

There will be no activities occurring that would adversely affect children. Food and non-alcoholic beverage shall be available at all times children are allowed on the Premises.

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 (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	[REDACTED]
Date	14/04/2015
Capacity	Solicitor

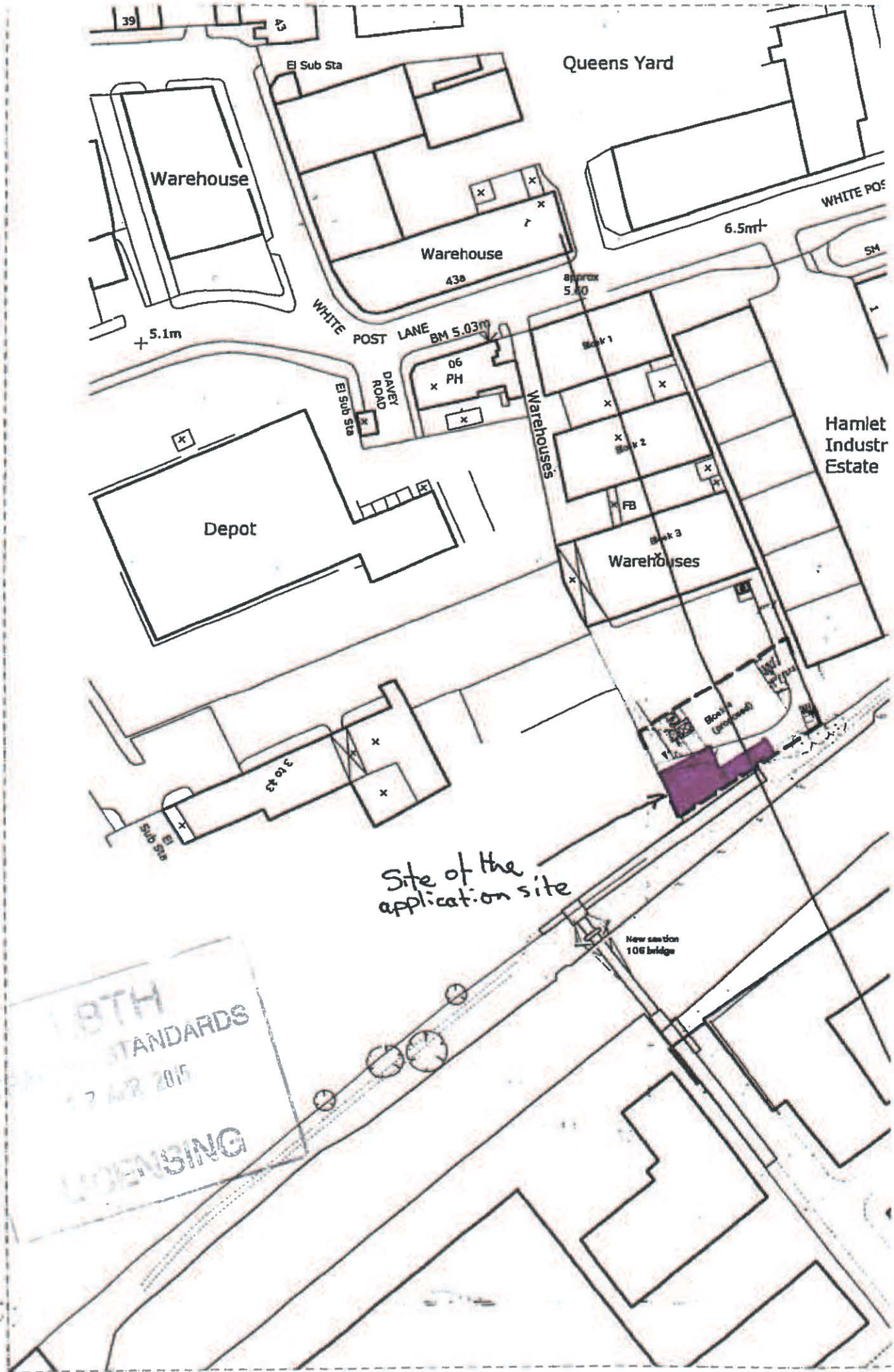
For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

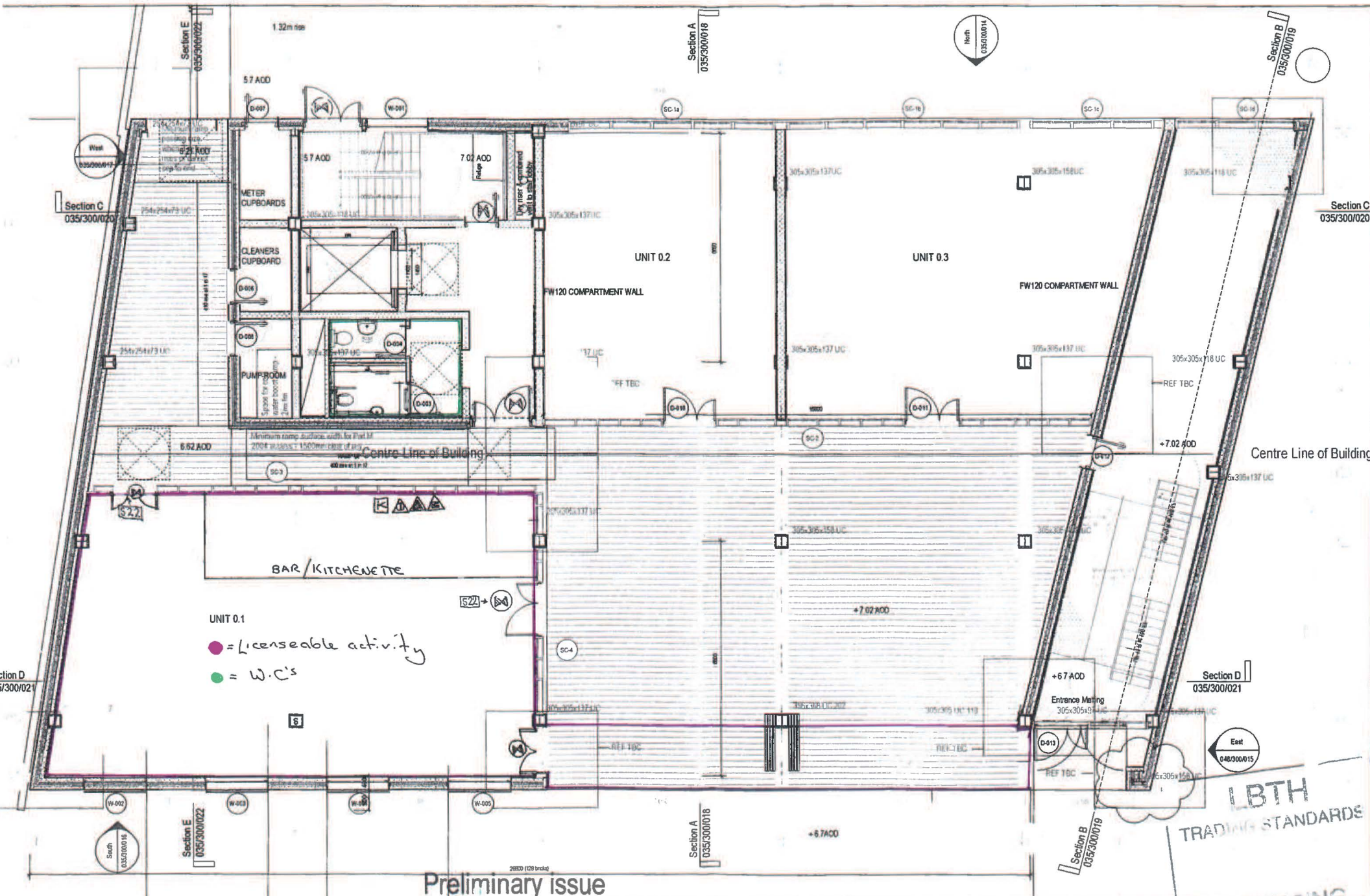
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Andrew Pieri
McLellans Solicitors
Old Cross House
Old Cross

Post town	Hertford	Post code	SG14 1RB
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			



LBTH
STANDARDS
7 APR 2015
LICENSING



Notations to be noted:
 locations to be verified by the contractor before work is commenced
 and to be verified immediately any discrepancies are found
 all drawings to be approved by the architect before work commences
 shall be in accordance with current British Standards and
 where recommendations and specifications
 drawings to the property of the architect, copyright reserved. This
 is not to be copied, reproduced, sold or distributed to any
 third party without the prior written consent of the architect.

WALL	Wall Types	Floor Types
	Type 1 - Block, Cavity, 100 Insulation, Block, Plaster - Ref.	Exposed Metal Decking - Ref.
	Type 2 - 216 Block w/ Plaster - Ref.	Unfinished Flooring - Ref.
	Type 3 - 100 Block w/ Plaster - Ref.	Safety Linoleum Flooring - Ref.
	Type 4 - 100 Stud w/ Plaster - Ref.	SPC Vinyl Plank - Ref.

Notes
Rev A, 10/03/02 Adjustment to core and Unit 1 wall to fit door and glazing inclusion of partition between units 2 and 3
Rev B, 17/03/03 Core Area, Stair Cases, Plant Room, Unit Division
Rev C, 11/05/10 120mm Fire Compartment walls labelled

Ground Floor Plan 1:50 @ A1
 1:100 @ A3
 08/12/08
 Block 4, rear of 92 White Post Lane, London
 020 300 0119

Preliminary Issue

LBTH TRADING STANDARDS

baca

Key to plan symbols



Water Fire Extinguisher



Fire blanket in container



Carbon Dioxide Fire Extinguisher

S22

As above but with the graphic symbol on both sides of the notice.

S22



Indicates that the notice is internally illuminated.

S22

Fire exit, exit or emergency exit notice graphic symbol

S22

Boxes like this indicate signs. The following codes show the wording displayed on the notices. All notices should normally conform to the British Standard for signs which is current at date of installation and the minimum size of lettering is as indicated below unless otherwise shown adjacent to the code on plan.

Additional notes

S22



Directional arrow

S22

Notice suspended above head height at right angles to the escape route the graphic symbol on the approach side.

S



Area covered with a system of Escape Lighting that will illuminate the area upon failure of the normal lighting power supply, to a sufficient standard to enable persons to leave the area safely. The escape lighting system should conform to the British Standards current at the time of its installation and a certificate to this effect kept.



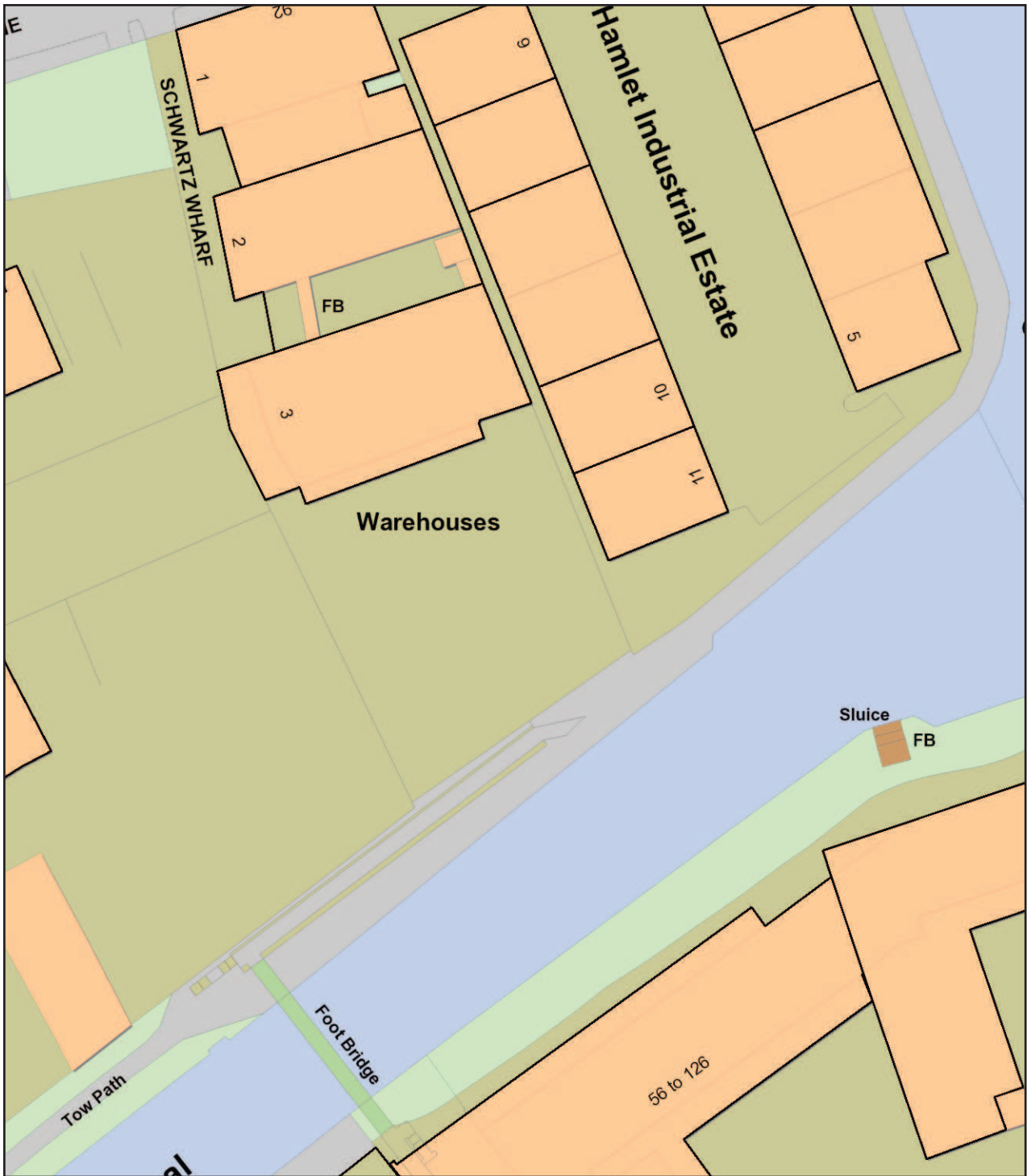
Area covered by automatic heat detectors



Area covered by automatic smoke detectors

TRADING STANDARDS
17 APR 2015
LICENSING

Appendix 2

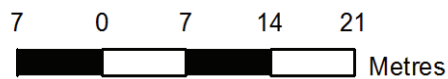


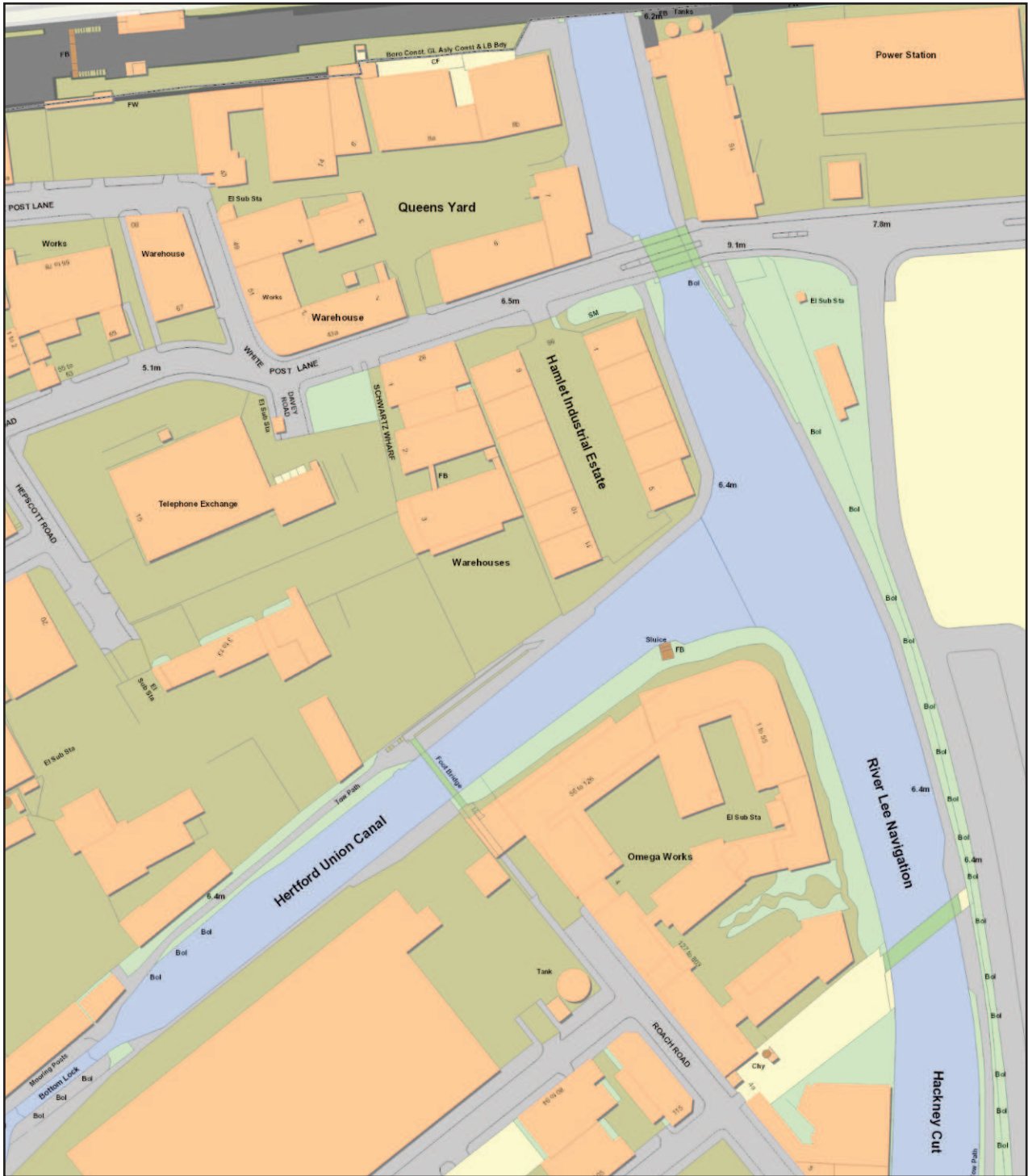
E: 537232 N: 184404

Map 1



Scale 1:769





E: 537232 N: 184404

Map 2



Scale 1:1922

10 0 10 20 30

Metres



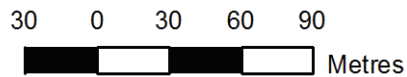


E: 537232 N: 184404

Map 3



Scale 1:3843



Appendix 3

Andrew Heron

From: [REDACTED]
Sent: 12 May 2015 14:32
To: [REDACTED]
Cc: Licensing
Subject: RE: Premises License Application - White Post Lane

Follow Up Flag: Follow up
Flag Status: Completed

Hi Frank,

Thanks for agreeing the conditions. I have included Tower Hamlets Licensing in this e-mail so they are aware.

If you could e-mail me when you are planning to open and I can pop down for a visit and a chat.

There is also a pub watch that is being started, the first meeting they are meeting this Thursday 14/5/15 at 3pm at the Crate in Queens Yard.

Tower Hamlets Council Licensing please see the attached conditions that have been agreed with the applicant.

1) The Following CCTV condition be attached

1. A CCTV camera system covering both internal and external to the premise is to be installed.
2. The CCTV recordings are to be maintained for 31 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
3. At all times the premises is open, a person who can operate the CCTV system must be present on the premises. who can download the images and present them immediately on request by a police officer or other responsible authority.

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

3) Signs be prominently displayed both inside and in the outside asking customers to respect local residents, and to be quiet when leaving the premises.

4) That a Challenge 25 Policy be put in place.

Pc Mark Perry
Licensing Officer
Tower Hamlets Borough
Toby Club

From: frank perkins [mailto:]
Sent: 11 May 2015 10:04
To: Perry MARK J - HT
Subject: Re: Premises License Application - White Post Lane

Hello Mark, I'm happy to have the conditions you attached to your email appended to the license. I have tried calling on the number you gave but it went through to voicemail. Please call me if you wish to discuss this, or any other part of the application, further.

Frank Perkins []

On Sun, May 10, 2015 at 5:38 PM, < [] > wrote:
Dear Mr Perkins,

I am PC Mark Perry, 748HT a Police Licensing officer. I am currently dealing with your application for the above premises.

From speaking to my colleague Nicola Cadzow from Tower Hamlets Council Environmental Health I know that you have agreed to reduce your hours till midnight on Friday and Saturday.

I would like to speak to you about the following conditions I would like added to the license:

If you could give me a call 0207 1618792 to discuss this evening that would be great, or if you could provide a contact number I could contact you.

I look forward to speaking to you.

Regards

Mark

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

1) The Following CCTV condition be attached

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- 2) That an incident report book be kept and record all incidents of crime and disorder associated with the premises.
- 3) Signs be prominently displayed both inside and in the outside asking customers to respect local residents, and to be quiet when leaving the premises.
- 4) That a Challenge 25 Policy be put in place.

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.

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Appendix 4

Andrew Heron

From: Andrew Pieri [REDACTED]
Sent: 06 May 2015 16:35
To: Andrew Heron
Cc: Nicola Cadzow; Licensing
Subject: FW: Towpath Bars Limited - White Post Lane, London
Attachments: Application.doc; plans.pdf

Andrew,

I refer to our client's application for a premises licence on behalf of Towpath Bars Ltd for the premises at South A and South Terrace, 4 Schwartz Wharf, London E9 5GY northing 184404, easting 537232 (within the Schwartz Gallery, White Post Lane). Our application was lodged on 15 April 2015 and we attach a copy of our application for ease of reference together with a copy of the plan.

Our client has instructed us to confirm the following;

1. Our client accepts a condition to be included on the operating schedule which relates to regulated entertainment as follows; Regulated entertainment shall not be audible at the façade or within any affected business or residential property (as relevant) so as to cause a nuisance.
2. Our client is happy that the outside area is only used until 8pm.
3. The hours on the licence application are to be amended such that the premises will close at midnight on both Friday and Saturdays and that late night refreshment will only be available for Friday and Saturdays until midnight.

I would be grateful if you could confirm this is acceptable.

Kind regards

Andrew

Andrew Pieri

McLELLANS Old Cross House, Old Cross, Hertford, SG14 1RB [REDACTED]
[REDACTED]

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Appendix 5

Section 182 Advice by the Home Office Updated on March 2015

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 6

Andrew Heron

From: K Blake [REDACTED]
Sent: 12 May 2015 12:15
To: Andrew Heron
Subject: RE: Representation against application for Late Licence / Amplified Music at Block 4 At Rear Of 92, E9

Follow Up Flag: Follow up
Flag Status: Completed

Hi Andrew,

Thanks for the email. Firstly, my address is as follows:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Secondly, although some of the amendments to the application appear to address my concerns, they are too vague to offer any relief and I would appreciate it if you could clarify with some answers to the following questions:

When you say the outside area is only used until 8pm, which outside area is this, and what is the 'use'? Is it for access? To be specific, my concern is the use of the tow path opposite my home to gain access to and from the premises. If people can still use this area to enter and exit, but not to smoke and/or drink outside, then this does not address my concern at all and I would still like to object against the application. Maybe you can clarify. Also, perhaps a more important question is what is the intended use of the tow path access as a whole? Is it intended to be used for any purposes other than gaining access? i.e. Smoking, congregation, phonecalls, tables and chairs outside, etc. It is this point which troubles myself and I would imagine most of my fellow tenants at Omega Works. Ideally this part of the property would not be used at all, and the only access would be via the White Post lane entry/exit.

I look forward to your response. If you wish to call and clarify the matter, you can reach me on

[REDACTED].

Regards

Kevin Blake

From: [REDACTED]
To: [REDACTED]
Subject: FW: Representation against application for Late Licence / Amplified Music at Block 4 At Rear Of 92, E9
Date: Mon, 11 May 2015 10:55:48 +0000

Dear Mr Blake,

Thank you for your email. In order to validate your objection, you must provide your full home address.

Please also be advised that the applicant has amended their application:

1. A condition is to be included on the licence operating schedule which relates to regulated entertainment as follows; "Regulated entertainment shall not be audible at the façade or within any affected business or residential property so as to cause a nuisance."
2. The outside area is only used until 20:00hrs.
3. The hours on the licence application are to be amended such that the premises will close at midnight on both Friday and Saturdays and that late night refreshment will only be available for Friday and Saturdays until midnight.

I look forward to hearing from you. Please respond by **15th May 2015**, otherwise I will consider that you don't wish to object.

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: K Blake [mailto:blake_kj@hotmail.com]

Sent: 07 May 2015 13:48

To: Licensing

Subject: Representation against application for Late Licence / Amplified Music at Block 4 At Rear Of 92, E9

Dear Sir/Madam,

I would like to make a formal representation against the licence application made for following property:

Tow Path Bars Ltd

Block 4 At Rear Of 92

White Post Lane

London

E9

http://alcohol-entertainment.towerhamlets.gov.uk/Civica-elr-3.2_live/resource.aspx?resourcetype=document&filename=L11_WhitepostLane92.84250.pdf

I am a resident at Omega Works, and our home backs onto the canal, and is directly opposite the above named property . I would strongly oppose any late licence to be granted to this property, as we already have an issue with drunken behaviour and noise from those frequenting the tow path and the connecting

bridge from the tow path to Fish Island, and feel this will only exacerbate the situation. As our building is framed on the north by the above premises, and divided by the canal, any noise has the result of bouncing off either the buildings or the canal itself, and is already an issue. The proposed building was not designed as a bar, and is therefore not soundproofed; it has a number of large windows with only standard double glazing, meaning that any amplified music will simply be transferred through the windows and onto the canal, and by consequence into our home. Also, the granting of a late licence for alcohol consumption will mean that people entering or exiting these premises, or to smoke, will result in more noise from drunken behaviour.

Can you please confirm receipt of the above representation by return email.

Regards

Kevin Blake

[Redacted]

[Redacted]

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Appendix 7

Andrew Heron

From: Christmas, Max J [REDACTED]
Sent: 18 May 2015 17:20
To: Licensing
Subject: RE: Objection to licensing application
Attachments: L11_WhitepostLane92.84250 (2).pdf

Follow Up Flag: Follow up
Flag Status: Completed

To whom it may concern,

To add to this the existing operation at Ican Studios in Hackney Wick is already causing problems with instances of damage to cars, verbal abuse of residents of Omega Works being observed. Not to mention the recent shootings and stabbings.

It is disingenuous to say that the outside area is only used up until 20:00 – People will be coming in and out throughout the operating hours with all the noise that would entail. At midnight on two successive nights the noise of people leaving en masse will inevitable cause a great deal of noise.

Our flat and balcony directly overlook Whitepost Lane and the noise created at midnight on 2 nights a week will be intolerable

This is an inappropriate application in a residential location and the views of existing residents should be respected and as such we would ask that this application should be rejected

Yours sincerely

Max Christmas

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From: Robyn [REDACTED]
Sent: 08 May 2015 14:16
To: licensing@towerhamlets.gov.uk
Subject: Objection to licensing application

Hi there

RE: Attached Licensing Application from Towpath Bars for the cafe/bar/restaurant adjacent to Hertford Union Canal

I would like to register my strong objection to the above proposed licensing application. I live at 69 Omega Works which overlooks the canal and I have **no doubt** that the additional people this venue would bring so close my property, along with the proposed late night licensing and music would cause **noise disturbance resulting in serious stress and upset for me and those living around me**. The proposed venue is too close to the peaceful, large residential property that is Omega Works for this to be considered a viable, sensible planning application.

Please can you confirm receipt of this email and inform me of next steps. If I should escalate this further please let me know who I need to contact.

Robyn

[REDACTED]


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Appendix 8

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 08 May 2015 11:06
To: Andrew Heron
Subject: FW: Objection to Late Licence by Towpath Bars Ltd Hackney Wick

Follow Up Flag: Follow up
Flag Status: Completed

From: Paul Denton [<mailto:> 
Sent: 07 May 2015 17:32
To: Licensing
Subject: Objection to Late Licence by Towpath Bars Ltd Hackney Wick

To whom it may concern,

I would like to raise my strongest objection to the application by Towpath Bars Limited for a late licence at the premises in Hackney Wick with amplified music 11.30 weekdays and 1am on Saturdays.

As a resident of 4 years at Omegaworks, with a property canal side facing, this is unacceptable. Many residents have families with young children and should not be forced into a position where we have excessive noise in this location (directly across from our properties) either through the week or at weekends.

We already contend with heavy amplified noise from Queens Yard which can be heard from our property and many other events with amplified music occurring in the warehouse spaces around the area.

This is a peaceful and quiet location, not only for residents but for wildlife in the area. The Olympic commission were careful to establish a nearby wetlands eco-system which could be put at risk with excessive noise.

We were assured when a licence for a business was granted in this property that the building was for artist studios - for it to have remained empty for so long only to now fill it with a bar which brings unwanted noise and disturbance to our property is unreasonable. It is unacceptable for residents to merely have to 'put up'

There is adequate bar provision with amplified noise in the vicinity such as the Crate and Queens yard - a mere 300m walk away from this proposed bar. Another bar of this kind with amplified music is just not needed - especially one that impacts directly in the long established properties.

I would be grateful for your response,

Kind regards,

Paul



Paul Denton

Appendix 9


Appendix 10

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 07 May 2015 14:31
To: Andrew Heron
Subject: FW: L11_WhitepostLane92.84250.

Follow Up Flag: Follow up
Flag Status: Completed

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

From: Piers Gibbon [<mailto:> 
Sent: 07 May 2015 13:36
To: Licensing
Subject: L11_WhitepostLane92.84250.

Dear Licensing

I'd like to object to this application - L11_WhitepostLane92.84250.

There are hundreds of homes just across the canal, just a few metres away...this application would blight all our homes and prevent sleep for around a thousand people!

Sound bounces across water very efficiently and we already have occasional problems with illegal sound systems on boats...we know exactly what problems this would cause

So please please do not let it go through!

Thank you

Piers

Piers Gibbon


Andrew Heron

From: Piers Gibbon <[REDACTED]>
Sent: 11 May 2015 14:51
To: Andrew Heron
Subject: Re: L11_WhitepostLane92.84250.
Attachments: image1.JPG; ATT00001.txt

Follow Up Flag: Follow up
Flag Status: Completed

Thanks for taking my call just now

I went and had another look and this is the very best view I can get. And - the crucial legal point - even then I have had to use the zoom function to be able to even partially read the notice.

To take this photo I had to lean over the first guard rail fence and hold the camera closer to the second fence than I could get my eyes! Of course this option is only available to the able bodied person who is holding a camera!

This is not really a notice that is designed to be noticed!

So yes I do object to the proposal

1. on the basis of the notice as you say being "somewhat restricted" I would add that two photographs show it to be non-functional as a notice. The proposer had so many other options to display this notice in other normal way ie a laminated a4 sheet using a standard non-italic font! And attached to the fence.

And 2. Even with the new restrictions I believe the noise issue to be a big problem for residents.

The first thing I did was to
 look at the map of the
 country. I found that the
 country was very large and
 that there were many
 rivers and lakes. I was
 very interested in the
 country and I decided to
 go there. I was very
 happy to go there. I was
 very interested in the
 country and I decided to
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 very interested in the
 country and I decided to
 go there. I was very
 happy to go there.


Appendix 11

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 07 May 2015 14:34
To: Andrew Heron
Subject: FW: Re L11_WhitepostLane92.84250.

Follow Up Flag: Follow up
Flag Status: Completed

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

From: Louisa Gummer [<mailto:> 
Sent: 07 May 2015 14:10
To: Licensing
Subject: Re L11_WhitepostLane92.84250.

Dear Tower Hamlets Licensing Department

I would like to object to the following licensing application L11_WhitepostLane92.84250.

There are hundreds of homes directly facing the premises, on the other side of the canal. The residents of these homes would have their sleep and their lives disturbed from the noise during the times of the extended licence, as well as afterwards as the customers slowly disperse along the canal bank.

Sound travels easily across water, and there are no other buildings or structures to absorb the noise so it will directly and detrimentally affect a majority of the residents of Omega Works. This is a very quiet area, with no other similar businesses, so the noise would be much more noticeable than if there already was a higher ambient noise level. The residents have chosen their homes in part because of their quiet and peaceful nature.

Please do not allow this application to be approved.

Many thanks

Louisa Gummer

Appendix 12

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 07 May 2015 14:35
To: Andrew Heron
Subject: FW: objecting on noise grounds to the development at 92 whitepost lane ref:84250 (Towpath Bars Limited)

Importance: High

Follow Up Flag: Follow up
Flag Status: Completed

From: Ewa Kim - WAM [[mailto: \[REDACTED\]](#)]
Sent: 07 May 2015 14:32
To: Licensing
Cc: Kim, Carl [REDACTED]
Subject: objecting on noise grounds to the development at 92 whitepost lane ref:84250 (Towpath Bars Limited)
Importance: High

Dear Sir/Madam,

On behalf of myself and my husband we strongly object to the extended license for the bar across the canal from us.

We already have substantial problems in the summer with the owners of the boats mooring right next to the bar, with the water carrying noise from their antics and stopping us not only from having windows open in the evening but also from sleeping at night. This issue has been highlighted to Environmental Health numerous times by various residents during our late night calls.

Having the bar opened until 10-1am (plus 30 minutes as they have specified in their license) would make it unbearable to us as well as other occupiers of our development (especially for those with small children) therefore we would appreciate if the application could be rejected.

I look forward to hearing back from you in a due course.

Kind Regards,



Ewa Kim MSc

Head of Property Management



Appendix 13

Andrew Heron

From: hsinyi Liu [REDACTED]
Sent: 12 May 2015 19:50
To: Licensing
Subject: Twopath Bars Limited 84250 / Hackney Wick

Importance: High

Hi

I'm aware of Towpath Bars Limited has submitted a late licence for drinks and amplified music for 11.30pm on all nights, 1am on Saturdays, etc in Hackney Wick. I'm a resident/owner of a flat at the north side of Omega Works (111 Omega Works, 4 Roach Road E3 2PF), which looks directly over the canal & the planned bar. I'm very concerned about the noise/disruption this may cause as all noise bounces around easily enough already over the canal and this is a quiet residential area with lots of young families like us.

Please could you help not to authorise the late licence.

Many thanks

Kind regards
Hsinyi Liu

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 14

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 08 May 2015 11:06
To: Andrew Heron
Subject: FW: Objecting on noise grounds to the development at 92 Whitepost Lane ref:84250

Follow Up Flag: Follow up
Flag Status: Completed

From: Caroline Luino [[mailto:](#) [REDACTED]]
Sent: 07 May 2015 21:35
Cc: Licensing
Subject: Re: Objecting on noise grounds to the development at 92 Whitepost Lane ref:84250

I would like to raise my concern about the proposal to extend opening hours for an upcoming bar opposite where I live.

I would like to make an objection to this as the level of noise will be disruptive to my family living here.

As local residents, we would like to be informed of such decisions before they take place

There is already a good amount of drunken revellers using the pathway and bridge creating an antisocial amount of noise, the opening of a bar opposite would make this intolerable.

Please contact me if you wish to discuss further matters

Thank you

[REDACTED]

2015-05-07 13:42 GMT+01:00 Anthony Gelatka [REDACTED]
I have just been made aware of the proposal to extend opening hours for a unopened bar across the canal to where I live.

I would like to make an objection to this as the level of noise will be disruptive to my family living opposite.

It is dissapointing that local residents within a small distance of this are not informed of these license requests.

There is already a good amount of drunken revellers using the pathway and bridge creating an antisocial amount of noise, the opening of a bar opposite would make this intolerable.

Please contact me if you wish to discuss further matters

Thank you

[REDACTED]

[REDACTED]

Appendix 15

Andrew Heron

From: Carla Octigan [REDACTED]
Sent: 12 May 2015 23:31
To: Andrew Heron
Subject: Re: application - L11_WhitepostLane92.84250.

Follow Up Flag: Follow up
Flag Status: Completed

[REDACTED]
Carla Octigan
[REDACTED]
[REDACTED]
[REDACTED]

On 11 May 2015, at 12:17, Andrew Heron [REDACTED] wrote:

Dear Ms Octigan,

Thank you for your email. In order to validate your objection, you must provide your full home address.

Please also be advised that the applicant has amended their application:

1. A condition is to be included on the licence operating schedule which relates to regulated entertainment as follows; "Regulated entertainment shall not be audible at the façade or within any affected business or residential property so as to cause a nuisance."
2. The outside area is only used until 20:00hrs.
3. The hours on the licence application are to be amended such that the premises will close at midnight on both Friday and Saturdays and that late night refreshment will only be available for Friday and Saturdays until midnight.

I look forward to hearing from you. Please respond by **15th May 2015**, otherwise I will consider that you don't wish to object.

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: Carla Octigan [REDACTED]
Sent: 07 May 2015 16:57
To: Licensing
Subject: application - L11_WhitepostLane92.84250.

I would like to object to the application - L11_WhitepostLane92.84250.

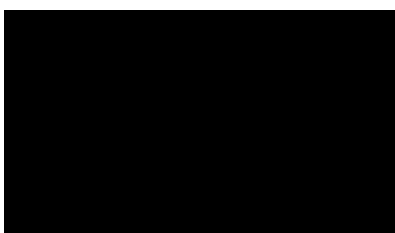
This building opens onto the canal bank opposite a large residential area, with peoples bedrooms just metres from this site. This area already accommodates a lot of late night movement, adding a licensed venue with amplified music into the night will destroy many peoples sleep and ability to enjoy their homes.

The canal is also home to a host of wildlife who will be negatively affected by the continual late night noise. Coots, and swans nest in the opposite bank, along with many smaller birds and bats. There are plenty of late night venues in the area, some legal, some not so legal, adding another opposite one of the longest lived in residential buildings in the area, makes no sense at all. It could happily sit opposite the olympic park where you have no residents opposite.

A late licence should not be granted to this building, it makes no sense from a community point of view or for the beauty of the natural area.

Kind regards

Carla Octigan
[REDACTED]



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Appendix 16

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 08 May 2015 11:07
To: Andrew Heron
Subject: FW: 92 Whitepost Lane ref:84250 /Towpath Bars Limited (Ref:CP963FA\63FA)

From: Shushanik Sargsyan [REDACTED]
Sent: 08 May 2015 11:01
To: Licensing
Subject: 92 Whitepost Lane ref:84250 /Towpath Bars Limited (Ref:CP963FA\63FA)

Dear Sirs,

We are the managing agents of the following residential developments;

Omega Works, 3 Roach Road, London, E3 2 PD which includes 57 residential units
Omega Works, 4 Roach Road, London, E3 2PF which includes 69 residential units

I am writing in regards to the application made by the bar across the canal from the blocks in regards to late licence for drinks and amplified music.

We have been approached by number of residents expressing concerns and their disagreement. The residents are concerned as there is already substantial amount of noise especially during summer period coming from the boats and the bar. The residents are not able to open the windows in the evening hours and at night. This is largely affecting families with children.

Taking this into consideration we would appreciate if the application to having the bar opened longer than it currently is could be rejected.

Thank you and please do not hesitate to contact me should you require further information,

Kind regards,

Shushanik Sargsyan AIRPM
Property Manager



Premier Block Management
Please note our new address:
395 Centennial Park, Centennial Avenue
Elstree, Herts, WD6 3TJ



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Appendix 17

Andrew Heron

From: Mohshin Ali on behalf of Licensing
Sent: 08 May 2015 11:07
To: Andrew Heron
Subject: FW: Objection to License application 84250 by Towpath Bars Limited

Follow Up Flag: Follow up
Flag Status: Completed

From: Symeon, Christopher [REDACTED]
Sent: 07 May 2015 21:00
To: Licensing
Subject: Objection to License application 84250 by Towpath Bars Limited

Dear Licensing team,

I am writing to object to the licensing of the ground floor unit at 92 Whitepost Lane. Ref:84250

This building was initially constructed – without appropriate local consultation - under the premise of use as artist studios. Having remained incomplete and vacant for year's plans changed again for it to be used as a restaurant with low-level noise, with no access from the canal. The current proposed change is not appropriate for the area.

It is unacceptable to have this venue change to a drinking / dining establishment past 11pm on any day due to noise levels, as the venue is only a few meters from Omega Works, which is the residential building overlooking it.

Within the application I specifically object to sections:

- F) Recorded music
- L) Late night refreshment
- M) Supply of alcohol
- O) Opening hours

In line with it's use as a waterside café, I believe that all activities should cease and the establishment be closed by 11pm every night.

Later opening would cause distress to the huge amount of people including myself who live here. We already have to endure the noise from local venues such as The Yard, which has late night parties, often going on to the early hours.

I wish to also add that the only way I found out about this proposal was via other residents. Please forward me the current Tower Hamlets regulations regarding informing local residents of future local proposals.

Yours Sincerely,

Dr Chris Symeon
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Appendix 18

Andrew Heron

From: rebecca wright [REDACTED]
Sent: 13 May 2015 10:29
To: Andrew Heron
Subject: Re: Objection to Late Licence / Amplified Music at Block 4 At Rear Of 92, E9

Hi Andrew,

Thanks for getting back to me so quickly. Unfortunately the amendments by the applicant do not address my concerns at all and I wholly object to a late licence as there are no clear plans in place about how people will be dispersed quietly. I am extremely unhappy that people can congregate canal side before 8pm. Also there is no clarity whether they will be using the entrance/exit canal side until 12pm. I am happy for you to pass on my objections and I am keen to attend the hearing.

Best wishes,

Rebecca Wright

> On 13 May 2015, at 10:02, Andrew Heron <[REDACTED]> wrote:

>

> Dear Ms Wright,

>

> Thank you for your email, the contents of which are noted.

>

> Please be advised that the applicant has amended their application:

>

> 1. A condition is to be included on the licence operating schedule which relates to regulated entertainment as follows; "Regulated entertainment shall not be audible at the façade or within any affected business or residential property so as to cause a nuisance."

> 2. The outside area is only used until 20:00hrs.

> 3. The hours on the licence application are to be amended such that the premises will close at midnight on both Friday and Saturdays and that late night refreshment will only be available for Friday and Saturdays until midnight.

>

> If these amendments address your concerns about the application and you are in a position to withdraw your representation, please respond to this email accordingly.

>

> Please note that the Canals and Rivers Trust is not, as a matter of course, part of a Licensing Act consultation, therefore the Applicant does not have an obligation to consult with them, neither does the local Authority. There is nothing to stop you from contacting them however. I have asked their solicitor if they have made any contact there, but I suspect that their answer will be that they haven't.

>

> Please note that the applicant is entitled to a full, un-redacted copy of your representation. They may wish to contact you to mediate a further amendment of their application, in order to address any outstanding concerns; with a view to you potentially withdrawing your objection.

>

> Alternatively, your representation will be added to the final Licensing Sub Committee report and you will be written to by Democratic Services to be advised as to the time and date of the Hearing, which you will be invited to attend. If you do not attend the Hearing, the decision may still be made in your absence. Should you wish to make additional comments to the Committee in your absence, please advise Democratic Services directly.

>

> 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

> -----Original Message-----

> From: rebecca wright [REDACTED]
> Sent: 12 May 2015 15:21
> To: Andrew Heron
> Subject: Objection to Late Licence / Amplified Music at Block 4 At
> Rear Of 92, E9

> Hi Andrew,

> I would like to log a strong objection to the late licence applied for in the building opposite Omega Works. My address is 83 Omega Works, 4 Roach Road, E3 2PF.

> My bedroom and lounge overlooks the proposed bar and I am very concerned about the current time frames requested and also about access. Sound carries very much around water and I know from experience how noisy it is here when people just walk by chatting. If people are congregating even before 8pm on the canal side it will cause a disturbance. I presume for music the building will be adequately soundproofed, but I'm not convinced as this building is not even finished. We have seen various pieces of scaffolding fly off and the roof is still open to the elements. It doesn't even seem to be a realistic plan to run a bar in an unfinished building and based on the way the application was filled in and also displayed, I'm not sure the applicant has really considered all these other factors. There is a general feeling here at OW that the consultation process has been handled badly, without clear information about how to raise objections and who to contact.

> If this is going ahead, it seems the only solution to the noise of people congregating is for them to only enter, exit and congregate at the rear of the building near Schwatzr gallery. I would also expect a phone number to be in place for any resident of Omega Works to contact the venue to make them aware of noise. I'm also concerned about the smell if smoke coming in through my windows if people are allowed to congregate canal side.

> I think in summary some kind of cafe would be more appropriate for the location and also welcomed. However, a bar with a late licence will certainly have a negative impact on the residents opposite.

> Can I also check the Canals and Rivers Trust have been notified as they have very strict conditions about what can happen along the towpath due to wildlife.

> I look forward to hearing your response.

> Thanks,

> Rebecca Wright

> *****

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 (10.23 – 10.24).

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 key role of the Police is acknowledged (2.1).

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 public nuisance (2.14 – 2.20).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). 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 (2.18/2.20).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (13.13).

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

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 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 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