

LONDON BOROUGH OF TOWER HAMLETS

MINUTES OF THE LICENSING SUB COMMITTEE

HELD AT 3.00 P.M. ON TUESDAY, 14 JULY 2015

**THE COUNCIL CHAMBER, TOWN HALL, MULBERRY PLACE, 5 CLOVE
CRESCENT, LONDON, E14 2BG**

Members Present:

Councillor Khales Uddin Ahmed (Chair)
Councillor Peter Golds (Chair)
Councillor Muhammad Ansar Mustaqim

Officers Present:

Alex Lisowski – (Licensing Officer)
Gurwinder Olive – (Senior Lawyer, Legal Services)
Simmi Yesmin (Senior Committee Officer,
Democratic Services)

Applicants In Attendance:

Jeremy Bark
Umesh Silva - (Item 4.1)
- (Item 4.1)

Objectors In Attendance:

None

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST

There were no declarations of disclosable pecuniary interest.

2. RULES OF PROCEDURE

The rules of procedure were noted.

3. MINUTES OF THE PREVIOUS MEETING(S)

The minutes to be considered at the next meeting.

4. ITEMS FOR CONSIDERATION

**4.1 Application for a New Premises Licence for Millharbour IOD Express,
41B Millharbour, London E14 9NA**

At the request of the Chair, Mr Alex Lisowski, Licensing Officer, introduced the report which detailed the application for a new application for Millharbour IOD

Express (Tesco), 41B Millharbour, London E14 9NA. It was noted that an objection had been received from a local resident.

At the request of the Chair, Mr Jeremy Bark, Licensing Representative on behalf of Applicant explained that the premises is a convenience store and that it currently has a licence for 6am-11pm but the applicant wanted to apply for a new licence with extended hours. He also advised that there is a planning application for the new hours.

He advised Members that 16 of the Council's policy was applicable. It was noted that Tesco was an excellent operator with good practices, and a responsible retailer that trains, encourages and empowers staff. It was also noted that they operate a Challenge 25 policy (with till prompts) which is audited by test purchases and comprehensive training.

Mr Bark concluded that the premises had high staffing level, 4 management staff, 16 members of staff and cleaning staff. He advised that there is CCTV in place and that there is careful consideration of stock delivery and placing. He stressed that anti-social behaviour was not tolerated at the premises and that they had a good relationship with the local police. It was also noted that only 0.3% of the total sales were from the sale of alcohol when stores are open from 11 to midnight and therefore the extension of hours is not for alcohol sales.

Mr Bark stated that he had seen the objection but did not accept what was said by the objector.

In response to questions the following was noted;

- That there was no history of complaints from residents.
- That there were no conditions on the existing licence.
- That the existing licence would be surrendered immediately if the application was to be granted.
- That currently a security guard is on duty between the hours of 4pm-12 midnight Mondays to Saturdays and 3pm to 11pm on Sundays.
- That the hours applied for were to accommodate the working patterns of local residents.

It was noted that the resident objector was not present at the meeting and therefore the written objection contained in the agenda was noted and considered by Members.

Members retired to consider their decision at 3.22pm and reconvened at 3.27pm.

The Licensing Objectives

In considering the application, Members were required to consider the same in accordance with the Licensing Act 2003 (as amended), the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy.

Consideration

Each application must be considered on its own merits and the Chair stated that the Sub Committee had carefully considered all of the evidence before them and had heard representation on behalf of the applicant and noted the written representation from the local resident.

Members reached a decision and the decision was unanimous. Members decided to grant the application as applied for, as the applicant had demonstrated through its operating schedule that the licensing objectives would be promoted.

Decision

Accordingly, the Sub-Committee unanimously –

RESOLVED

That the application for a New Premises Licence for, Millharbour IOD Express (Tesco), 41B Millharbour, London E14 9NA be **GRANTED**.

Sale of Alcohol (off sales only)

Monday to Saturday from 06:00 hours to 00:00 hours (midnight)

Sunday from 06:00 hours to 23:00 hours

Opening Hours of the Premises

Monday to Saturday from 06:00 hours to 00:00 hours (midnight)

Sunday from 06:00 hours to 23:00 hours

Informative

Tesco will undertake and continue to review its needs for security guards and shall employ security staff in such numbers and at such times as necessary in accordance with risk assessments.

The risk assessment currently identifies the need for 1 security guard between the hours of 4pm to 12 midnight Mondays to Saturdays and 3pm to 11pm on Sundays.

4.2 Application for a Variation of a Premises Licence for KFC, 84 Whitechapel High Street, London E1 7QX

This application was withdrawn by the Applicant.

The Chair expressed his disappointment at the late withdrawal of this application and asked that the Applicant is to be written to explaining the time,

effort and work involved in convening meetings and for applications to be withdrawn on the day of the meeting was inappropriate.

5. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT

There was no other business.

6. APPLICATION FOR A TEMPORARY EVENT NOTICE FOR THE STAR OF BETHNAL GREEN, 359 BETHNAL GREEN ROAD, LONDON, E2 6LG.

This item was withdrawn by the Applicant.

The meeting ended at 3.30 p.m.

Chair, Councillor Peter Golds
Licensing Sub Committee