

Committee: <b>Licensing Sub-committee</b>	Date:	Classification <b>Unclassified</b>	Report No. <i>LSC008/809</i>	Agenda Item No.
--	-------	---------------------------------------	---------------------------------	-----------------

Report of: <b>Colin Perrins</b> <b>Head of Trading Standards and Environmental Health (Commercial)</b>	Title: <b>Licensing Act 2003</b> <b>Application for a premises licence application for Jamboree, Gallery West, 566 Cable Street, London E1W 3HB</b>
Originating Officer: <b>Mohshin Ali</b> <b>Licensing Officer</b>	Ward affected: <b>Shadwell</b>

## 1.0 Summary

Applicant: **Renate Beck**

Name and Address of Premises: **Jamboree**  
**Gallery West**  
**566 Cable Street**  
**London**  
**E1W 3HB**

Licence sought: **Premises Licence - Licensing Act 2003**

- **Sale of alcohol**
- **Provision of regulated entertainment**
- **Provision of late night refreshment**

Representations: **Local residents**

## 2.0 Recommendations

2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

### LOCAL GOVERNMENT 2000 (Section 97) LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"	Tick if copy supplied for register	If not supplied, name and telephone number of holder
File Only		<b>Mohshin Ali</b> <b>020 7364 5498</b>

### 3.0 Background

3.1 This is an application for a new premises licence for Jamboree, Gallery West, 566 Cable Street, London E1W 3HB.

3.2 A copy of the application is enclosed as **Appendix 1**.

The hours that have been applied for are as follows:-

#### **Sale of Alcohol (on sales)**

- Sunday to Wednesday, from 12:00 hours to 23:00 hours
- Thursday, from 12:00 hours to 23:30 hours
- Friday and Saturday, from 12:00 hours to 01:00 hours the following day

#### **Late Night Refreshment**

- Sunday to Wednesday, from 08:00 hours to 23:00 hours
- Thursday, from 08:00 hours to 23:30 hours
- Friday and Saturday, from 08:00 hours to 01:00 hours the following day

***For members' information, late night refreshment starts from 23:00 hours. A premises licence is not required prior to 23:00 hours.***

#### **Regulated Entertainment - Indoors (*music to be amplified*)**

##### Plays and performance of dance

- Monday to Sunday, from 18:00 hours to 23:00 hours

##### Films

- Monday, from 18:00 hours to 23:00 hours
- Tuesday to Thursday, from 18:00 hours to 23:30 hours
- Friday and Saturday, from 18:00 hours to 01:30 hours the following day
- Sunday, from 18:00 hours to 23:30 hours

##### Live music and anything of a similar description to live music, recorded music and performance of dance

- Sunday to Wednesday, from 18:00 hours to 23:00 hours
- Thursday, from 18:00 hours to 23:30 hours
- Friday and Saturday, from 18:00 hours to 00:00 hours

##### Recorded Music and provision of facilities for making music

- Sunday to Wednesday, from 08:00 hours to 23:30 hours
- Thursday, from 08:00 hours to 00:00 hours
- Friday and Saturday, from 08:00 hours to 01:30 hours

#### Provision of facilities for dancing

- Sunday to Wednesday, from 20:00 hours to 23:30 hours
- Thursday, from 20:00 hours to 00:00 hours
- Friday and Saturday, from 20:00 hours to 01:30 hours the following day

#### Provision of facilities for entertainment of a similar description to making music and dancing

- Sunday to Wednesday, from 18:00 hours to 23:30 hours
- Thursday, from 18:00 hours to 00:00 hours
- Friday and Saturday, from 18:00 hours to 01:30 hours the following day

#### Non-standard timings

- Sunday nights before bank holidays to be open until 01:30 hours the following day

#### **Hours premises are open to the public:**

- Sunday to Wednesday, from 08:00 hours to 23:30 hours
- Thursday, from 08:00 hours to 00:00 hours
- Friday and Saturday, from 08:00 hours to 01:30 hours the following day

3.3 A map showing the situation of premises in the local area is included as **Appendix 2.**

#### **4.0 Licensing Policy and Government Advice**

4.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The policy was adopted by the Full Council on the 8 December 2004.

4.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.

4.3 The Government Minister, the Secretary of State for Culture, Media and Sport has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, [www.culture.gov.uk](http://www.culture.gov.uk). It was substantially revised on the 28 June 2007.

4.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, than in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

- 5.0 Representations**
- 5.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing.
- 5.2 Interested party as defined in Section 13 (3) of the Licensing Act 2003 is limited to persons living in the vicinity of the premises, their representatives and local businesses in the vicinity of the premises and their representatives. Essentially, the interested party making the representation should show by what they say that they, or those they represent are sufficiently close to be personally affected by the application.
- 5.3 Only a responsible authority or an interested party can make a representation. Both of these terms are defined by statute, in Section 13 of the Licensing Act 2003.
- 5.4 There are two tests for an interested party and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 5.5 All representations must be “about the likely effect of the grant of the premises licence on the promotion of the licensing objectives.” Likely means something that will probably happen, i.e. on balance more likely than not.
- 5.6 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Interested parties and their representatives have to meet this test.
- 5.7 The Secretary of State recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 5.8 Section 182 Advice by the DCMS concerning relevant, vexatious and frivolous representations is attached as **Appendix 3**.
- 5.9 The representation in this report has been considered by the relevant officer (Team Leader Licensing) and determined to have met the requirements of the Licensing Act 2003
- 5.10 All of the responsible authorities have been consulted about this application. They are as follows:
- The Metropolitan Police
  - The LFEP (the London Fire and Emergency Planning Authority).
  - Planning
  - Health and Safety
  - Environmental Protection
  - Trading Standards
  - Child Protection

- 5.11 This hearing is required by the Licensing Act 2003, because relevant representation has been made by three local residents.
- 5.12 Please see **Appendix 4** for the representation of Miss Joann Carter.
- 5.13 Please see **Appendix 5** for the representation of Mrs Vivien Park.
- 5.14 Please see **Appendix 6** for the representation of Miss Joanna Sagnia.
- 5.15 For Members' information, the applicant has agreed conditions with the Police (see **Appendix 7**).
- 5.16 The application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:
- the prevention of crime and disorder
  - public safety
  - the prevention of public nuisance
  - the protection of children from harm
- 5.17 Essentially, the residents oppose the application because the applicant has not explained how within the context of the application they will meet the licensing objectives, particularly:
- the prevention of crime and disorder
  - the prevention of public nuisance
- 5.18 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.

## **6.0 Licensing Officer Comments**

- 6.1 The Licensing Section is not a responsible authority and therefore has no ability to make any relevant representations. The following therefore is intended simply to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

## 6.2 Guidance issued under section 182 of the licensing Act 2003

- ❖ As stated in the guidance it is “provided for licensing authorities carrying out their functions.” It is a key mechanism for promoting best practice, ensuring consistent application and promoting fairness (1.6).  
Also “so long as the guidance has been properly and carefully understood and considered, licensing authorities may depart from it if they have reason to do so.” When doing so licensing authorities will need to give full reasons for their actions (1.7).
  - ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.10)
  - ❖ Conditions may not be imposed for the purpose other than the licensing objectives.
  - ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.7).
  - ❖ The Licensing Authority may only impose such conditions as are necessary for meeting the licensing objectives.
  - ❖ It is Government policy that facilities for people and performers with disabilities should be provided at places of entertainment. (S. 10.24).
  - ❖ The Government has stated “there is no general presumption in favour of lengthening licensing hours and the four licensing objectives should be paramount at all times. Where there are objections to an application and the committee believes that changing the licensing hours would undermine the licensing objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.20)
- 6.3 The Licensing Act 2003 permits children of any age to be on the premises providing they are accompanied by an adult. It is not necessary to make this a condition.
- 6.4 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”

- 6.5 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 6.6 The Government has advised that “In the context of preventing public nuisance it is again essential that conditions are focused on measures within the direct control of the licence holder. Conditions relating to public nuisance caused by anti-social behaviour of customers once they are beyond the control of the licence holder or premises management cannot be justified and will not serve the licensing objectives.” (2.38)
- 6.7 The Council’s licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 6.8 Members will find advice on the issues relating to conduct on the premises and access/egress as follows:
- Appendix 8** Licensing Officer comments on noise while the premise is in use
  - Appendix 9** Licensing Officer comments on access/egress problems
  - Appendix 10** Licensing Officer comments on crime and disorder on the premises
  - Appendix 11** Licensing Officer comments on crime and disorder from patrons leaving the premises
  - Appendix 12** Planning
  - Appendix 13** Licensing Policy relating to hours of trading

## **7.0 Exemptions**

- 7.1 There are a number of statutory exemptions from the operation of the Licensing Act 2003, and Members need to bear these in mind.
- 7.2 Acts of religious worship, wherever performed are not licensable.
- 7.3 Section 177, (1) and (2) of the Act provides that where a premises (or club) is licensed for alcohol consumption on the premises and is primarily thus used, and the permitted capacity does not exceed 200, additional conditions relating to the music should only relate to public safety or the prevention of crime (or both). That is they should not relate to any "noise nuisance."
- 7.4 Section 177 (4) provides that where a premises licence (or club) has a capacity of not more than 200 and the only music is unamplified live music between 08 00 hrs and midnight, no additional conditions should be set relating to the music.
- 7.5 Section 177 can be disapplied on a licence review if it is proportionate to do so.

## **8.0 Legal Comments**

- 8.1 The Council's legal officer will give advice at the hearing.

## **9.0 Finance Comments**

- 9.1 There are no financial implications in this report.



## 10.0 Appendices

- Appendix 1** A copy of the premises licence application
- Appendix 2** Maps of the area
- Appendix 3** Section 182 Advice by the DCMS concerning relevant, vexatious and frivolous representations
- Appendix 4** Representation of Miss Joanne Carter
- Appendix 5** Representation of Mrs Vivien Park
- Appendix 6** Representation of Miss Joanna Sagnia
- Appendix 7** Conditions agreed with Police
- Appendix 8** Licensing Officer comments on noise while the premise is in use
- Appendix 9** Licensing Officer comments on access/egress problems
- Appendix 10** Licensing Officer comments on crime and disorder on the premises
- Appendix 11** Licensing Officer comments on crime and disorder from patrons leaving the premises
- Appendix 12** Planning
- Appendix 13** Licensing Policy relating to hours of trading

# Appendix 1



FOR OFFICE USE			
RECEIPT / INVOICE NO.	FEE REQUIRED:	Date:	Initials:

This form should be completed and forwarded to: Licensing Section, Mulberry Place (AH), PO Box 55739, 5 Clove Crescent, London E14 1BY with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets.

**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 (Insert name(s) of applicant) RENATE BECK

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	
<p>JAMBOREE GALLERY WEST 566 CABLE STREET</p>	
Post town	Post code
LONDON	E1W 3HB

13TH  
12 MAY 2008

Telephone number at premises (if any)

Non-domestic rateable value of premises

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as

- Please tick ~~yes~~
- a) an individual or individuals\*  Please complete section (A)
- b) a person other than an individual \*
- i. as a limited company  please complete section (B)
- ii. as a partnership  please complete section (B)
- iii. as an unincorporated association or  please complete section (B)
- iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) an individual 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  Mrs  Miss  Ms  Other title   
(for example, Rev)

Surname

BECK

First names

RENATE

I am 18 years old or over

Please tick  yes

Current postal address if different from premises address

UNIT P4  
55 WALLIS ROAD

Post Town

LONDON

Postcode

E9 544

Daytime contact telephone number

077 8370 3270

E-mail address (optional)

rena\_beck@hotmail.com

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr  Mrs  Miss  Ms  Other title   
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick  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
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc)
Telephone number, if any
E-mail (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
11	07	2008

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

Day	Month	Year

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

--

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

GALLERY WEST IS LOCATED WITHIN THE COURTYARD OF CABLE STREET STUDIOS IN 566 CABLE STREET. THE SPACE WAS PREVIOUSLY USED AS A WORKSHOP, IS OPEN PLAN WITH AN INTERNAL OFFICE AND 2 WC'S.

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

**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 for:**

- 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**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both - please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	18.00	23.00	<u>Please give further details here</u> (please read guidance note 3) <b>TO BE AMPLIFIED (SPEAKERS)</b>	Both	
Tue	18.00	23.00			
Wed	18.00	23.00		<u>State any seasonal variations for performing plays</u> (please read guidance note 4)	
Thur	18.00	23.00			
Fri	18.00	23.00		<u>Non standard timings. Where you intend to use the premises for performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat	18.00	23.00			
Sun	18.00	23.00			

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<u>Will the exhibition of a film take place indoors or outdoors or both - please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	18.00	23.00	<u>Please give further details here</u> (please read guidance note 3) <b>TO BE AMPLIFIED (SPEAKERS)</b>	Both	
Tue	18.00	23.30			
Wed	18.00	23.30		<u>State any seasonal variations for exhibition of films</u> (please read guidance note 4)	
Thur	18.00	23.30			
Fri	18.00	1.30		<u>Non standard timings. Where you intend to use the premises for exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat	18.00	1.30		<b>Sunday nights before bank holidays to be open until 1.30 am (like Saturdays)</b>	
Sun	18.00	23.30			



**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details here</b> (please read guidance note 3)
Day	Start	Finish	
Mon			<p><b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)</p> <p><b>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</b> (please read guidance note 5)</p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainment</b> Standard days and timings (please read guidance note 6)			<b>Will the Boxing or wrestling entertainment take place indoors or outdoors or both - please tick</b> (please read guidance note 2)	
Day	Start	Finish	Indoors	
Mon			Outdoors	
			Both	
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

**Please give further details here** (please read guidance note 3)

**State any seasonal variations for boxing or wrestling entertainment**  
(please read guidance note 4)

**Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list** (please read guidance note 5)

**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 [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	18.00	23.00	Please give further details here (please read guidance note 4) <b>WILL BE AMPLIFIED OR ACUSTIC</b>	Both	
Tue	18.00	23.00			
Wed	18.00	23.00		State any seasonal variations for the performance of live music (please read guidance note 4)	
Thur	18.00	23.30			
Fri	18.00	24.00		Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) <b>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 AM (LIKE SATURDAYS)</b>	
Sat	18.00	24.00			
Sun	18.00	23.00			

**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	08.00	23.30	Please give further details here (please read guidance note 3) <b>TO BE AMPLIFIED (SPEAKERS)</b>	Both	
Tue	08.00	23.30			
Wed	08.00	23.30		State any seasonal variations for playing recorded music (please read guidance note 4)	
Thur	08.00	24.00			
Fri	08.00	01.30		Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) <b>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 AM (LIKE SATURDAYS)</b>	
Sat	08.00	01.30			
Sun	08.00	23.30			

**G**

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [X] (please read guidance note 2)	Indoors	Outdoors	Both
Day	Start	Finish	<p>Please give further details here (please read guidance)</p> <p>State any seasonal variations for the performance of dance (please read guidance note 4)</p> <p>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) 5)</p>			
Mon	18.00	23.00				
Tue	18.00	23.00				
Wed	18.00	23.00				
Thur	18.00	23.00				
Fri	18.00	23.00				
Sat	18.00	23.00				
Sun	18.00	23.00				

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing
Day	Start	Finish	<p>Performance Art</p> <p>Please give further details here (please read guidance note 3)</p> <p>TO BE AMPLIFIED</p> <p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g). (please read guidance note 4)</p> <p>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</p> <p>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)</p>
Mon	18.00	23.00	
Tue	18.00	23.00	
Wed	18.00	23.00	
Thur	18.00	23.30	
Fri	18.00	24.00	
Sat	18.00	24.00	
Sun	18.00	23.00	

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing <b>MICROPHONES, DEKS, IPOT, CD PLAYER, AMPLIFIER, SPEAKERS, MIXER, DESK, STAGE</b>	
			<b>Will the facilities for making music be indoors or outdoors or both – please tick <input checked="" type="checkbox"/> (please read guidance note 2)</b>	
			Indoor	<input checked="" type="checkbox"/>
			Outdoor	<input type="checkbox"/>
			Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance)	
Mon	08.00	23.30	<b>TO BE AMPLIFIED, AMPLIFIER &amp; SPEAKERS</b>	
Tue	08.00	23.30		
Wed	08.00	23.30	<b>State any seasonal variations for the facilities for making music</b> (please read guidance note 4)	
Thur	08.00	24.00	<b>Non standard timings. Where you intend to use the premises for the facilities for making music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Fri	08.00	01.30		
Sat	08.00	01.30		
Sun	08.00	23.30	<b>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)</b>	

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			Please give a description of the facilities for dancing you will be providing <b>WOODEN FLOOR</b>		
			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor	<input checked="" type="checkbox"/>
				Outdoor	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance)		
Mon	20.00	23.30	State any seasonal variations for the facilities for dancing (please read guidance note 4)  Non standard timings. Where you intend to use the premises for the facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) <b>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)</b>		
Tue	20.00	23.30			
Wed	20.00	23.30			
Thur	20.00	24.00			
Fri	20.00	01.30			
Sat	20.00	01.30			
Sun	20.00	23.30			

K

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> <b>Standard days and timings</b> (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b> STAGE WITHIN SPACE, MUSIC DESK	
Day	Start	Finish	<b>Will the entertainment facility be indoors or outdoors or both – please tick [X] (please read guidance note 2)</b>	
Mon	18.00	23.30	Indoor	<input checked="" type="checkbox"/>
			Outdoor	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Tue	18.00	23.30	<b>Please give further details here</b> (please read guidance) TO BE AMPLIFIED	
Wed	18.00	23.30		
Thur	18.00	24.00	<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or k</b> (please read guidance note 4)	
Fri	18.00	01.30	<b>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</b> (please read guidance note 5) SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)	
Sat	18.00	01.30		
Sun	18.00	23.30		

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick [X] (please read guidance note 2)</b>	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	08.00	23.00	<b>Please give further details here</b> (please read guidance note 4)	Both	
Tue	08.00	23.00			
Wed	08.00	23.00			
Thur	08.00	23.30			
Fri	08.00	01.00			
Sat	08.00	01.00			
Sun	08.00	23.00			
			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
			<b>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</b> (please read guidance note 5)		
			SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)		

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick [X] (please read guidance note 7)</b>	On the premises	<input checked="" type="checkbox"/>
Day	Start	Finish		Off the premises	
Mon	12.00	23.00	<b>Please give further details here</b> (please read guidance note 4)	Both	
Tue	12.00	23.00			
Wed	12.00	23.00			
Thur	12.00	23.30			
Fri	12.00	01.00			
Sat	12.00	01.00			
Sun	12.00	23.00			
			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
			<b>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</b> (please read guidance note 5)		
			SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAYS)		

Box M continues on the next page...

Box M continued

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

Name

RENATE BECK

Address

UNIT P4  
55 WALLIS ROAD  
LONDON  
Postcode E9 5LH

Personal Licence number(if known)

TO BE CONFIRMED

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)

FILMS FOR RESTRICTED AGE GROUPS,  
SUPPLY OF ALCOHOL



O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	08.00	23.30	<p><b>Non standard timings. Where you intend to the premises to be open at different times to those listed in the column on the left, please list</b> (please read guidance note 5)</p> <p>SUNDAY NIGHTS BEFORE BANK HOLIDAYS TO BE OPEN UNTILL 01.30 (LIKE SATURDAY)</p>
Tue	08.00	23.30	
Wed	08.00	23.30	
Thur	08.00	24.00	
Fri	08.00	01.30	
Sat	08.00	01.30	
Sun	08.00	23.30	

**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)

Being constantly vigilant of the situation within the premises. Ensuring licencing restrictions are adhered to, and all staff are fully briefed on this point.

b) **The prevention of crime and disorder**

Having a registered doorman and CCTV on the premises. Abiding by the policy of not allowing entry nor the serving of intoxicated persons.

A zero tolerance of drugs within the premises, and the liaising with local police on this matter.

c) **Public safety**

The training of stewards in procedure of evacuation. All staff fully briefed on this procedure. Making sure all customers are evacuated in a safe manner. Fire extinguishers and alarm buttons in place. Fully tested sounder and smoke alarm. Both Fire exits to be kept clear at all times.  
First aid equipment on premises

d) The prevention of public nuisance

A clear sign by the door requesting that customers leave in a quiet manner. The supervision of customers to see that this is upheld. Abiding by agreed sound levels of environmental protection.  
The supervision of the noise level of smoking customers in the courtyard.

e) The protection of children from harm

No alcohol ever to be sold/served to an under eighteen. The enforcement of proof of age if age is in doubt.  
All staff briefed on this matter.

You have completed part 3 of this form. Below is a checklist for your assistance.

CHECKLIST:

- |  | Please tick                         | yes                                 |
|--|-------------------------------------|-------------------------------------|
| ▪ I have made or enclosed payment of the fee   | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| ▪ I have enclosed the plan of the premises   | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| ▪ I have sent copies of this application and the plan to responsible authorities and others where applicable   | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| ▪ I have enclosed the consent form completed by the individual I wish to be Premises Supervisor, if applicable | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| ▪ I understand that I must now advertise my application  | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| ▪ I understand that if I do not comply with the above requirements my application will be rejected             | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |

**Part 4 – Signatures** (please read guidance note 10)

**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**

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 B. P. R. A.

Date 8. MAY 2007

Capacity

For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

RENATE BECK  
UNIT P4  
55 WALLIS ROAD

Post town LONDON

Post code E9 5LH

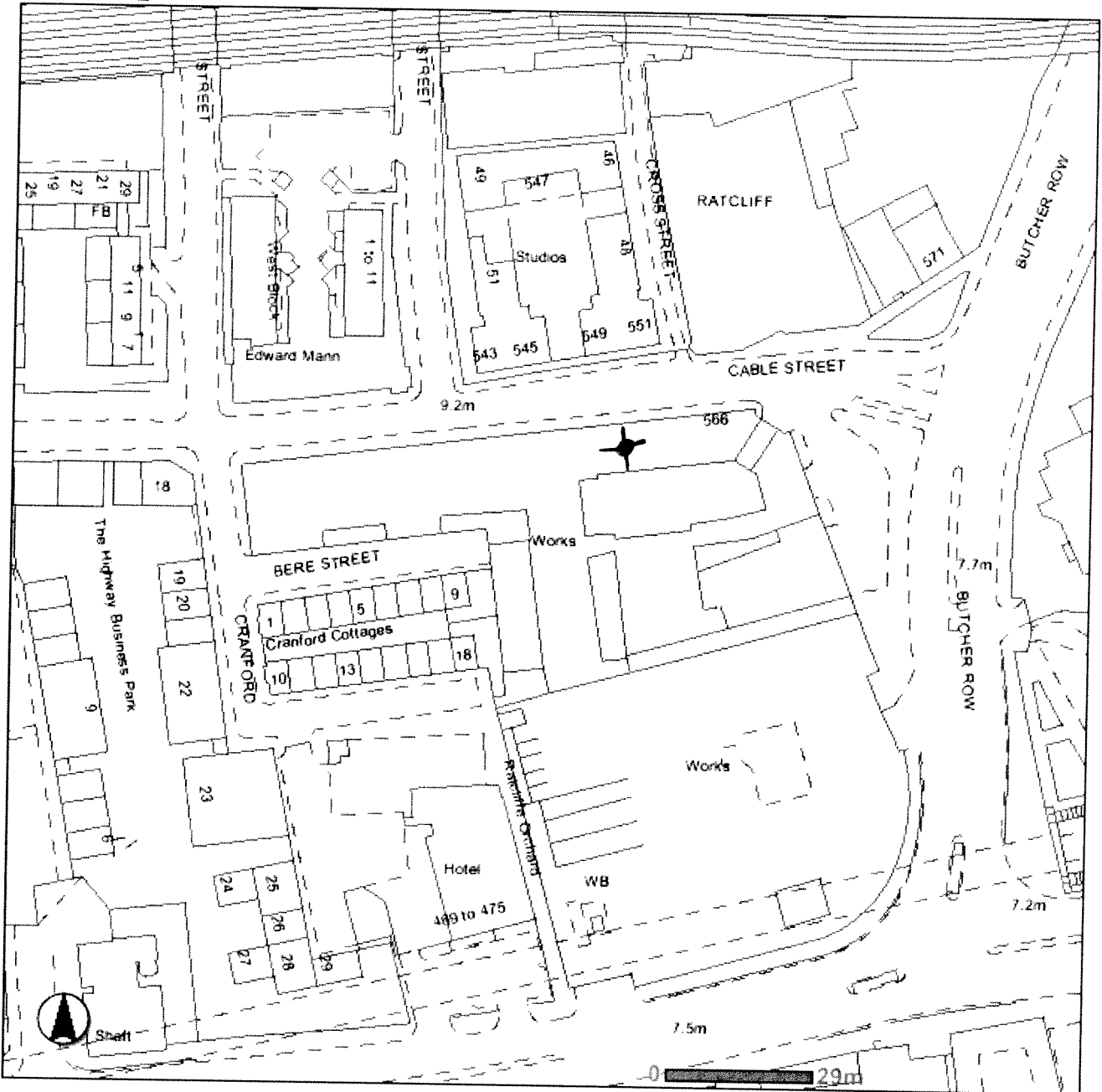
Telephone number (if any) 077 8370 3270

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

rena\_beck@hotmail.com

# Appendix 2

# Map



Scale 1:1250

Map of:

## Jamboree

Notes:

566 Cable Street

Produced 2 July 2008 from Ordnance Survey digital data and incorporating surveyed revision available at this date. © Crown Copyright 1998.

Reproduction in whole or part is prohibited without prior permission of Ordnance Survey

Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288

# Map



Scale 1:2500

Map of:

## Jamboree

Notes:

566 Cable Street

Produced 2 July 2008 from Ordnance Survey digital data and incorporating surveyed revision available at this date. © Crown Copyright 1998.

Reproduction in whole or part is prohibited without prior permission of Ordnance Survey

Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288

# Appendix 3

## Section 182 Advice by the DCMS

### RELEVANT, VEXATIOUS AND FRIVOLOUS REPRESENTATIONS

- 9.8 A representation would only be “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 businessman which argued that his business would be commercially damaged by a new licensed premises would not be relevant. On the other hand, a representation that nuisance caused by the new premises would deter customers from entering the local area and the steps proposed by the applicant to control that nuisance were inadequate would be relevant. There is no requirement for an interested party or responsible authority to produce a recorded history of problems at a premises to support their representations, and in fact this would not be possible for new premises. Further information for interested parties about the process for making representations is available in “Guidance for interested parties: Making representations” which can be found on the DCMS website.
- 9.9 The “cumulative impact” on the licensing objectives of a concentration of multiple licensed premises may also give rise to a relevant representation when an application for the grant or variation of a premises licence is being considered, but not in relation to an application for review which must relate to an individual premises.
- 9.10 It is for the licensing authority to determine whether any representation by an interested party is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. Vexation may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Frivolous representations would be essentially categorised by a lack of seriousness. An interested party who is aggrieved by a rejection of their representations on these grounds may challenge the authority’s decision by way of judicial review.



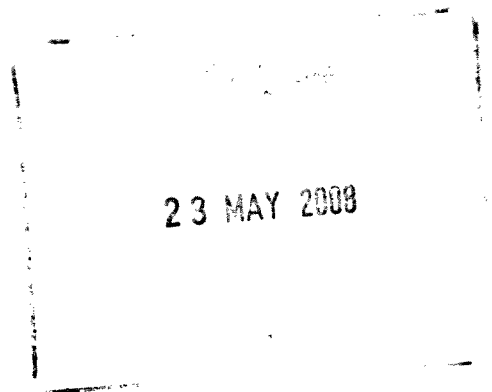
- 9.11 Licensing authorities should not take decisions on whether representations are relevant on the basis of any political judgement. This may be difficult for ward councillors receiving complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this Guidance, an assessment should be prepared by officials for consideration by the subcommittee before any decision is taken that necessitates a hearing. Any ward councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.
- 9.12 The Secretary of State recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it. If it then emerged, for example, that the representation should not be supported, the licensing authority could decide not to take any action in respect of the application.
- 9.13 Licensing authorities should consider providing advice on their websites about how any interested party can make representations to them.

# Appendix 4

11 Reservoir Studios  
547 Cable Street  
London  
E1W 3EW

20 May 2008

Licensing Dept  
London Borough of Tower Hamlets  
Mulberry Place (AH)  
PO Box 55739  
5 Clove Crescent  
London  
E14 1BY



Dear Sir/Madam

**RE : LICENSING APPLICATION FOR 'JAMBOREE', GALLERY WEST, 566  
CABLE STREET STUDIOS, CABLE STREET, LONDON, E1**

I am writing to inform you that I have major issues and to express my deep concern with the possibility of yet another music and alcohol licence being issued for Cable Street Studios.

Bearing in mind that this is a residential area, my quality of life and that of our 3 young children is seriously being compromised due to the existing and consistent noise levels and general disruption coming from the numerous nightclubs held at Cable Street Studios.

When we moved into our flat 8 years ago, the area was extremely quiet. However, over the years, various licenses have been issued resulting in most weekends us being woken up in the middle of the night with loud music and drunken behaviour from people leaving the premises.

I am currently being treated for stress under the doctor which is a direct result of Unit 7 at Cable Street Studios, consistently breaking the music noise levels set with the noise pollution team, and my children's schoolwork is being affected as they are suffering with sleep deprivation.

.../Continued...

In addition to this, the Mecca Bingo is now 'Troxy' venue and cars double park along Caroline street (directly underneath our children's bedroom windows). This also creates disruption when people return to their cars during the early hours of the morning, beeping their horns and shouting. More importantly, if there was a fire in either Reservoir Studios or the council estate opposite, fire engines and ambulances would not been able to access Caroline Street due to

the number of cars double parked along the road, which could have a devastating effect!

I am having on-going dialogue with Noise Pollution department and currently spend most weekends logging noise complaints with Tower Hamlets and calling out officers for the weekend disruption and if you grant this licence for 'Jamboree', I will probably have to do the same in the week as well.

My property has been significantly under valued as non-one wants to live opposite this noise, so we are stuck in this living hell.

I urgently seek your reassurance that this license application will be rejected.

Thank you

Yours faithfully



J E Carter (Miss)

Cc : Mohammed Shahid Ali – Councillor  
Jim Fitzpatrick – MP  
Local Ombudsman  
Fire Department

**Mohshin Ali**

**From:** Joanne Carter [jec2002uk@yahoo.co.uk]  
**Sent:** 02 June 2008 20:58  
**To:** Mohshin Ali  
**Cc:** ian.waring@towerhamlets.gov.uk  
**Subject:** Licensing Act 2003 - New Premises Licence Application - Jamboree, Gallery West, 566 Cable Street, London, E1W 3HB

**Licensing Act 2003 - New Premises Licence Application - Jamboree, Gallery West, 566 Cable Street, London, E1W**

In response to your letter dated 29 May, I have the following additional comments to make :

Regardless of the fact that our lives are currently a living hell, due to the numerous licences issued by your department, I fail to see how ANOTHER licence is going to improve our situation. Please explain to me?

Gallery West was used last year as a studio for bands to practice in and loud live music was heard throughout the whole summer.

Granting another late night licence will obviously mean more traffic/cars parked in Caroline Street, more people leaving the premises late at night under the influence of alcohol and disturbing ours & our children's sleep.

If you speak with your colleagues in Noise Pollution you may achieve an understanding of how unit 7 have consistently breached their music levels set by Tower Hamlets, so what assurance can you offer me that this will not happen again at Jamboree?

I remain thoroughly against this licence application, however this e-mail will probably be ignored as no-one at Tower Hamlets seems to hold any responsibility for the protection of the residents in this area.

Joanne Carter

Sent from Yahoo! Mail.  
A Smarter Email.

04/06/2008

# Appendix 5

Uivien Park,  
3 Edward Mann Close,  
East. Block  
Caroline St, E.I. 055.

2.6.08.

yr. Ref. Tss/Lic/026076/MA.

HM tele. 0207-265-9262

3rd Letter Jamboree.

Dear Mohshin Ali,

Thank you for your letter 29-5-08.

The reason Jamboree would make my situation worse is because your license is for 7 nights a week until late every evening and people will pass to and from to get to your venue.

We have to put up with far to much noise already with out it happening 7 nights a week.

As I have explained my son has epileptic fits and I have two fused vertebrae we need our sleep.

I am trying to have two small bedroom windows sound proofed, if someone could do this for us there would not be any problem with being disturbed by Passerby's, and then we called all be happy.

Yours sincerely

Uivien Park

-3 JUN 2008

Divien Park  
3 Edward Mann Close,  
East Block  
Caroline St. E.I. OSS.  
30.5.08

Hm. Tele 0207-265-9262

2nd letter Tambora

I hope that you read my letter sent 19.5.08.

I was glad that it rained all holiday weekend. and it helps keep people from raves (listening and waking us outside our windows.

I forgot to mention that there are cars parked across the pavement outside my window every weekend and some evenings due to entertainment from Troxy. The drivers blast stereo's slam their car doors and talk to loud. My sleep is constantly disturbed. The cable street Raves are much worse because that goes on all night. I do not want to move I love my home and my neighbours.

If you would put sound proof windows in 2 bedrooms it would solve my problem they are only tiny windows I will supply medical letters from hospital and doctor for support.

Please will you help us to sort out noise and let me know what to do.

Yours sincerely  
Divien Park

-2 JUN 2008



Mrs V. Park  
3 Edward Mann close  
East Block  
Caroline Street  
London  
E1 OJS

The Licensing Dept.  
London Borough of Tower Hamlets  
Mulberry Place (AH)  
PO Box 55739  
5 Clove Crescent  
London  
E14 1BY

Premises Jamboree

19<sup>th</sup> May 2008

To Whom It May Concern:,

I must strongly object to the activities from the premises of Cable Street Studios.

I cannot bare to live in my home anymore, I wish to move as soon as possible and this is because of the continuous all night "rave" like events they hold.

There are people passing my home all night long in their drunken state making unacceptable amounts of noise – shouting, arguing, laughing and also cars being accessed. This is seriously disturbing the sleep of myself and my son.

I have a disability am in continuous pain, my son is epileptic and his fits and my pain are far worse when we have constant sleep deprivation. I can provide medial evidence to this effect. Our sleep is now disturbed every weekend and it is much worse on Bank Holidays.

On the 14<sup>th</sup> April 2008 at 6am, I called 999 emergency servies because bouncers were fighting with a man who had a samaura sword directly outside of my windo.

I have had noise nuisance involved in the past, but people do what ever they want it seems!?  
I have asked for treble glazing also to help, but told I cannot have this.

Noise between 9am and 9pm is acceptable from the Studios, but it is far too close to my home to have this going beyond that.

Yours Sincerely

Vivien Park

28 MAY 2008

# Appendix 6

**Mohshin Ali**

**Subject:** FW: Jamboree, Gallery West, 566 Cable Street, London E1W 3HB

**From:** joanna sagnia [mailto:j\_sagnia@hotmail.com]

**Sent:** 29 May 2008 19:06

**To:** Mohshin Ali

**Subject:** RE: Jamboree, Gallery West, 566 Cable Street, London E1W 3HB

Hi there,

Thanks for the details. I can confirm I am a local resident (living opposite the venue in question) address is:  
8 Edward Mann Close EAST BLOCK  
Caroline Street  
London  
E1 0JS

I am making my representations against the licensing act stated for Jamboree as we already experience a huge amount of noise nuisance from this building in general extremely late at night. On several occasions I have called the noise nuisance hotline due to being woken up by rave music coming from the building. I am not sure if it is from Jamboree but it is usually on a weekend and bank holidays where the raves do not finish until 9am/10am the next morning where the bass is still booming.

On occasion it has been during the week and so early in the morning that I have been woken up about 4am but this is obviously when the noise nuisance office is closed.

I feel that giving a licence for alcohol for the timescales the Jamboree area is requiring it for is just opening the doors to more noise nuisance - lack of parking for local residents, loud revellers who do not care how much noise they make on their way to and from the club. Only 2 weeks ago I was woken up by music coming from the area again - just as I was looking out of the window to see the people who were making noise coming from the club - one man decided to pull his pants down and defecate in the bush area on the corner of Cable and Caroline Street. I mentioned this to a neighbour the next day and actually went to see if I had not indeed dreamt this and there it was very visible to the public.

I cannot afford to move homes but if I could I would as I have come to the end of my tether with noise nuisance coming from this large warehouse building - there appears to be a couple of clubs there now and I have now even had to fork out money to rent parking spaces as Tower Hamlets has proceeded to put double yellow lines on my road and limit the residents parking permit bays causing me to have to park extremely far from where I live - this is an extra cost to an ever increasing cost of living in the borough!

Granting this license will increase the public nuisance which has dominated this once quiet road - it really does affect myself and the neighbours - but it seems that some of the neighbours: a: do not know about this new licence application and b: do not write their representations to you as they are not aware of it (I found the notice on railings halfway down the road where nobody really walks) and also because they do not speak fluent English.

Please please please can you consider not granting this application - the foot traffic of many alcohol induced people walking down this road towards 566 Cable Street has increased a huge amount and it is really disrupting sleep patterns and affecting my work due to infrequent sleep.

Kind regards

Joanna Sagnia

PS: Please advise if you need further details from me.

04/06/2008

# Appendix 7

Your reference :

Our reference :

Date : 28<sup>th</sup> May 2008



Mr John Cruse  
Mulberry Place (AH)  
PO Box 55739  
5 Clove Crescent  
London  
E14 1BY

**Metropolitan Police Service**  
*Tower Hamlets Division (HT)*

**Licensing Office**  
**Bethnal Green Police Station**  
**12 Victoria Park Square**  
**London E2 9NZ**

Tel: (020) 8 217 4118

Fax: (020) 8 217 6688

Dear Sir,

**Re: Premises licence application : Jamboree, Gallery West, 566 Cable St, E1W 3HB**

I write with reference to the above application which was received by Tower Hamlets police on the 15<sup>th</sup> of May 2008.

I had a meeting with the applicant Renate Beck on Wednesday 28<sup>th</sup> of May 2008. She is aware that 566 Cable Street has recently come to notice of the licensing authorities.

She has agreed that the following conditions will be put on the licence. She will then forward this confirmation to LBTH licensing. The police will not object to her application if this occurs.

1. If outside promoters are used , upon entry to the premises , every customer must be searched. The searches will include the searching of the customer's wallet , bag , purses or any other item being carried by that customer.  
Any person who will not submit themselves to a search, will be refused entry.  
The searches will be conducted by the door staff ( hereafter referred to as SIA accredited door staff ) and covered by the premises CCTV.
2. Signs are to be prominently displayed inside and outside the premises warning customers that drug use on the premises will not be tolerated.
3. Any customer or member of staff found using, possessing or supplying illegal drugs (of whatever quantity) on the premises is to be permanently excluded from the premises. If this person is detained by staff, then police will be called.  
A record of such exclusions is to be entered into the incident book. All reasonable steps must be taken to ensure all staff (including door staff) are aware of the identity of excluded persons.

4. No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.
  5. A Premises Daily Register / Incident Book shall be kept at the premise. This register will be maintained and kept for a minimum of 12 months. This register should record the following;
    - a. Name of the person responsible for the premise on each given day.
    - b. All incidents in relation to the use of force by staff or Door Supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed, and details of the staff involved.
    - c. Door Supervisors shall enter their full details at the commencement of work. (full name, home address and contact telephone number, SIA registration number and the time they commenced and concluded working) If the Door Supervisor was supplied by an agency, details of that agency will also be recorded including the name of the agency, the registered business address and a contact telephone number.
  6. The premises will have a door supervisor every Friday and Saturday . It has been agreed with police that the amount of SIA door supervisors and the days they work can be reviewed at any time.
  - 7 .An adequate and appropriate supply of first aid equipment and materials shall be available on the premises. Notices detailing the availability of first aid equipment shall be prominently displayed and shall be protected from damage or deterioration.
  - 8 .All members of staff at the premises shall seek "credible photographic proof of age evidence" from any person who appears to be under the age of 18 years and who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence shall be in the form of a passport or photographic driving licence.
  9. The License Holder shall implement a written dispersal policy, to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours. The policy shall be approved in writing by the Licensing Authority and Tower Hamlets Police.
  - 10.A CCTV system shall be installed or the existing system maintained covering areas inside and outside of club. The system will incorporate a camera covering each of the entrance doors and be capable of providing an image that is regarded as 'identification standard.'
- To obtain a clear head and shoulders image of every person entering the premises on the CCTV system, persons entering the premises should be asked to remove headwear, unless worn as part of religious observance.
  - CCTV is to comply with the Data Protection Act 1998 and is to be working and recording correctly when the club is open to the public.
  - 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 one calendar month. 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.
  - The positions of all CCTV cameras shall be clearly shown on a set of plans and any alteration to the system should only be carried out after consultation with and written approval of Tower Hamlets Police and the Licensing Authority.

- A staff member from the club that is conversant with the operation of the CCTV system will be on the premises at all times that the club is open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay when requested. This data or footage reproduction should be almost instantaneous.

16. If external promoters are to be used for running events in the premises then Police risk assessment forms (Form 696) are to be fully completed before and after the event and emailed to the relevant police units, so that artists, DJ's, MC's and promoters can be checked. The forms will be completed and returned to the required police addresses electronically at least 2 weeks prior to the event taking place. A post event form will also be completed (F696a) and returned to the required police addresses. The management should act on police advice.

17. If the club is loaned or hired to another person or company, whether on payment or otherwise, the police licensing office must be informed at least two weeks prior to any such loan or hire taking place

Yours faithfully

Alan Cruickshank PC 189HT  
Licensing Officer

**Mohshin Ali**

**From:** John Cruse on behalf of Jacqueline Randall  
**Sent:** 30 May 2008 14:47  
**To:** Mohshin Ali  
**Subject:** FW:  
**Attachments:** Jamboree conditions.doc

**From:** Alan.Cruickshank@met.pnn.police.uk [mailto:Alan.Cruickshank@met.pnn.police.uk]  
**Sent:** 28 May 2008 14:45  
**To:** rena\_beck@hotmail.com  
**Cc:** Jacqueline Randall  
**Subject:**

Good afternoon

Please find the list of conditions for Jamboree.If Ms Beck agrees to them , we will not object to her application

Many thanks

Alan

Licensing

<<Jamboree conditions.doc>>

\*\*\*\*\*

It is the policy of the MPS that:

MPS personnel (or agents working on behalf of the MPS) must not use MPS systems to author, transmit or store documents such as electronic mail (e-mail) messages or attachments:

- \* containing racist, homophobic,sexist, defamatory, offensive, illegal or otherwise inappropriate material;
- \* containing material requiring a protective marking higher than RESTRICTED, (and not higher than NOT PROTECTIVELY MARKED across the internet) without the use of approved encryption;
- \* containing personal data for use other than in accordance with the notification(s) under the Data Protection Act, 1998 of the system(s) from which the data originates.

\* This Email message has been scanned for viruses and contents.

\*\*\*\*\*



# Appendix 8

## 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 8.1 of the Licensing Policy)**.

The policy also recognises that staggered closing can help prevent problems at closure time **(See Section 12.1)**.

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 12.4)**.

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 8.2 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 Crime and Disorder. **(See Appendix 2 Annex D 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 24 hrs. a premises causing a nuisance resulting from noise emanating from the premises.

### Guidance Issued under Section 182 of the Licensing Act 2003

The Licensing Policy has adopted the recommended Pool of Conditions as permitted (13.20 and Annex D).

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 (2.33).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.36) 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 (2.38).

### 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 9

## 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.

### 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 Sections 8.1 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 Sections 8.2 of the Licensing Policy, and also Section 12.5**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 12.1**).

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 12.4**)

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to the prevention of Public Nuisance. (**See Appendix 2 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 pool of conditions, adopted by the council is recommended (13.20 and Annex D).

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. (2.33).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.36) but it is essential that conditions are focused on measures within the direct control of the licence holder” (2.38).

In certain circumstances conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave (2.36).

However, it is essential that conditions are focused on measures within the direct control of the licence holder. Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified. (2.38)

# Appendix 10

## Crime and disorder 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 Sections 5.2. 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 Pool of Conditions relating to Crime and Disorder. **(See Appendix 2 Annex D 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 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 and their staff or agents, but can directly impact on the behaviour of customers on, or in the immediate vicinity of the premises as they seek entry or leave (2.4).

Conditions are best targeted on deterrence and preventing crime and disorder (S.2.6) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (S.2.7-2.11).

#### Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.43).

#### 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 11

## Crime and disorder 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.” Other controls need to be borne in mind. **(See Section 4.10 and 4.11 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 2 Annex D 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 (Annexe D). 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 and their staff or agents, but can directly impact on the behaviour of customers on, or in the immediate vicinity of the premises as they seek entry or leave (2.4).

Conditions are best targeted on deterrence and preventing crime and disorder (S.2.6) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (S.2.7-2.11).

Conditions can be imposed for large capacity “vertical consumption” premises (10.43).

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

The pool of conditions, adopted by the council is recommended (Annexe G). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises (2.36) but it is essential that conditions are focused on measures within the direct control of the licence holder” (2.38). Conditions relating to behaviour once they are beyond the control of the licence holder cannot be justified. (2.38)

#### 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 12

## **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 or 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 13

## 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

Sunday to Thursday      06 00 hrs to 23 30 hrs

Friday and Saturday      06 00 hrs to midnight

(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