

Committee: Licensing Sub-committee	Date:	Classification Unclassified	Report No.	Agenda Item No.
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Report of: Colin Perrins Head of Trading Standards and Environmental Health (Commercial)	Title: Licensing Act 2003 Application for a Variation of the Premises Licence for EOne Club, 168 Mile End Road, London E1 4LJ
Originating Officer: Jackie Randall Principal Licensing Officer	Ward affected: St. Dunstons and Stepney Green

1.0 Summary

Applicant: **Admiral Taverns (Nevada) Ltd**

Name and Address of Premises: **EOne Club**
168 Mile End Road
London
E1 4LJ

Licence sought: **Variation of premises licence under the Licensing Act 2003**

- **Extending the hours for the sale of alcohol**
- **Extending the hours for the provision of regulated entertainment (also addition of licensable activities)**

Representations: **Local Residents**
Local Businesses

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	<input type="checkbox"/>	Jackie Randall 020 7364 5109

3.0 Background

- 3.1 This is an application for a variation of the premises licence for the EOne Club, 168 Mile End Road, London E1 4LJ.
- 3.2 A copy of the existing licence is enclosed as **Appendix 1**.

The current hours of the licence are as follows:

The sale by retail of alcohol (on and off sales):
Monday to Thursday from 10:00 hours to midnight
Friday and Saturday 10:00 hours 02:00 hours

Regulated Entertainment

The permitted hours are as follows:
Monday, Tuesday, Wednesday & Thursday until 1.00 am the following days;
Sunday until midnight.
Friday and Saturday until 3.00am the following days.
In addition
Private Entertainment (no restrictions on times)
Public Entertainment (recorded music only) (no restrictions on times)

Late Night Refreshment

In addition to the above (which permits meals until midnight)
The sale of hot food and hot drink is permitted up to 30 minutes after the end of permitted hours

Hours premises are open to the public:

There are no restrictions

New Year

New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

- 3.3 A copy of the variation application is enclosed in **Appendix 2**.
- 3.4 The applicant has described the nature of the variation as follows:
Extending the hours for the sale of alcohol as follows;

Monday to Thursday from Midday until 04:00 hours the following day
Friday and Saturday from midday until 05:00hours the following day
Sunday from midday until 03:30 hours the following day

Regulated Entertainment, Provision of facilities for dancing and recorded music ;

Monday to Thursday from Midday until 03:30 hours the following day
Friday and Saturday from midday until 04:30hours the following day
Sunday from midday until 03:30 hours the following day

- 3.5 A map showing the situation of the premises and surrounding area can be found in **Appendix 3**.

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. 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 4**.
- 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 LFEPA (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 representations have been made by local residents and businesses
- 5.12 **See Appendix 5** for the representations of local residents.
- 5.13 **See Appendix 6** for the representations of local businesses.
- 5.14 **See Appendix 6A** for conditions that have been agreed by Peter Mackay with the Metropolitan Police

5.14 Only representations that relate to the following licensing objectives are relevant;

- The prevention of crime & disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.15 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.

5.16 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 7 Licensing Officer comments on noise while the premise is in use

Appendix 8 Licensing Officer comments on access/egress problems

Appendix 9 Licensing Officer comments on crime and disorder on the premises

Appendix 10 Licensing Officer comments on crime and disorder from patrons leaving the premises

Appendix 11 Planning

Appendix 12 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** A copy of the variation application
- Appendix 3** Maps of the area
- Appendix 4** Section 182 Advice by the DCMS concerning relevant, vexatious and frivolous representations
- Appendix 5** Representations of local residents
- Appendix 6** Representation of local businesses
- Appendix 7** Licensing Officer comments on noise while the premise is in use
- Appendix 8** Licensing Officer comments on access/egress problems
- Appendix 9** Licensing Officer comments on crime and disorder on the premises
- Appendix 10** Licensing Officer comments on crime and disorder from patrons leaving the premises
- Appendix 11** Planning
- Appendix 12** Licensing Policy relating to hours of trading

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.

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.

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)

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.

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

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.

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)

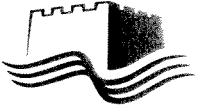
In considering the applicability of frame work hours to any particular application regard should be had to the following

- 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

Appendix 1



TOWER HAMLETS

Licence / Registration

Certificate Number

11793

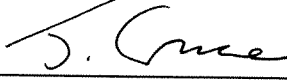
(E one Club)
168 Mile End Road
London
E1 4LJ

Licensable Activities authorised by the licence

The sale by retail of alcohol
Regulated Entertainment
Late Night Refreshment

See the attached licence for the licence conditions

Signed by

John Cruse 
Team Leader Licensing

Date: 24 April 2006

FOR OFFICE USE

Receipt Number 183427 Fee Paid £55 Fee Req.

Date 17.05.07 Initial ES

Part A - Format of premises licence

Premises licence number

11793

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(E one Club)
168 Mile End Road

Post town

London

Post code

E1 4LJ

Telephone number

0207 790 1684

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

The sale by retail of alcohol
Regulated Entertainment
Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Alcohol

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10 a.m. to 11 p.m.
- b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m.
- c. On Good Friday, 12 noon to 10.30 p.m.
- d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m.
- f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m.
- g. On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

Where a special hours certificate is in force on Monday to Saturday replace the permitted hours condition for those days with the following:

Subject to the following paragraphs, the permitted hours on Monday to Thursday shall extend until 01:00 hours and Friday and Saturday until 02:00 hours, except that—

- (a) the permitted hours shall end at midnight on any day on which music and dancing is not provided after midnight; and
- (b) on any day that music and dancing end between midnight and two o'clock the permitted hours shall end when the music and dancing end.

In relation to the morning on which summer time begins, paragraph (1) of this condition shall have effect—

- (a) with the substitution of references to three o'clock in the morning for references to two o'clock in the morning or one hour following the hour actually specified in the certificate where the certificate currently requires closure between 1 a.m. and 2 a.m.

In addition

Alcohol may be sold or supplied (for one hour following the hours set out above and) (on Christmas day between 3p.m. and 7 p.m.) to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply. For conditions re. "drinking up time" see Annex 1 Mandatory Conditions For New Years Eve see below

Regulated Entertainment

The permitted hours are as follows:

Sunday until midnight.

Monday, Tuesday, Wednesday and Thursday until 1.00 am the following days;

Friday and Saturday until 3.00am the following days.

In addition

Private Entertainment (no restrictions on times)

Public Entertainment (recorded music only) (no restrictions on times)

Late Night Refreshment

In addition to the above (which permits meals until midnight)

The sale of hot food and hot drink is permitted up to 30 minutes after the end of permitted hours

New Year

Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

The opening hours of the premises

There are no restrictions on the hours during which this premises is open to the public

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On and off sales

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Admiral Taverns (Nevada) Limited
150 Aldersgate Street
London
EC1A 4EJ

Registered number of holder, for example company number, charity number (where applicable)

06076004

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Peter Robert Ciaran Mackay
E one Club
168 Mile End Road
London
E1 4LJ

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licensing No: 9741
Issuing Authority: London Borough of Tower Hamlets

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

Part 1 The times the licence authorises the carrying out of licensable activities is to be read with the following:

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there; or
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

Hot food and hot drinks may be sold for up to thirty minutes after the end of normal permitted hours.

Off Sales

Alcohol shall not be sold in an open container or be consumed in the licensed premises
Alcohol shall not be sold or supplied except during permitted hours.

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- (b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (c) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

Children in Bars

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- (1) He is the child of the holder of the premises licence.
- (2) He resides in the premises, but is not employed there.
- (3) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (4) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

Private Entertainment

Private entertainment applies to the following only:

The premises may be used for the following purpose, that is to say, dancing, music, or other entertainment of the like kind which-

- a) is not a public entertainment but
- b) is promoted for private gain

Public Entertainment

Public Entertainment applies to the following only:

Public Entertainment consisting of music and singing provided solely by the reproduction of recorded sound

Regulated Entertainment

The following conditions apply:

1. The permission is granted subject to the rules of the Council as attached in the Rules of Management for Places of Public Entertainment.
2. A waiver of Rule 2 of the Rules of Management for Places of Public Entertainment permitting performances involving nudity is applicable under the conditions as attached in **Appendix A**.
3. The maximum number of persons to be accommodated at any one time shall not exceed one hundred (100).
4. The doors opening inwards to the premises from Mile End shall be locked fully open at all times that the premises are occupied.
5. Tables and chairs within the premises shall be placed so as to provide a clear route from the rear of the bar to the exit.
6. The open fire- place at the rear of the premises shall not be used.
7. The rear yard shall not be accessible for public use.
8. On or before the 7 April 2006 a noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system in the premises set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service of the London Borough of Tower Hamlets so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the applicant without prior written agreement of the Environmental Health Service.
9. No alteration or modification to any existing sound system(s) in the Premises may be effected without the prior written agreement of an authorised Officer of the Environmental Health Service.

10. No additional sound generating equipment shall be used on the Premises without being routed through the sound limiter device.

The following additional conditions apply to striptease

11. To the extent that striptease is permitted by law it shall be deemed in these conditions to apply to all forms of striptease or nudity by male or female performers.
12. Striptease shall only be permitted at premises which have a liquor licence.
13. The striptease entertainment shall be given only by paid performers/entertainers who are engaged exclusively for that purpose.
14. There shall be no physical participation by the audience.
15. Any performance will be restricted to dancing and the removal of clothes, there must not be any other form of sexual activity.
16. All striptease shall take place in an area which is not visible from the street or overlooking buildings.
17. The performance area shall be separated from the audience and consist of a stage, platform or similar construction that meets with the approval of the Council.
18. The performer shall have direct access to a changing room without passing through the audience, or when direct access is not practical the performer shall be escorted from the stage by a steward or other employee of the licence holder.
19. The performer shall be provided with a changing room which must be separate and apart from public facilities.
20. There shall be no sexually explicit external advertising likely to cause offence as to the nature of the activity being held at the premises.
21. A notice shall be prominently displayed in a conspicuous position on the premises at least one hour before the start, advising customers when the performance is to commence.
22. Whilst striptease is taking place no person under the age of 18 shall be allowed on any part of the premises licensed for the sales of alcohol and a notice shall be displayed in clear terms at each entrance that :- **NO PERSON UNDER 18 TO BE ADMITTED**
23. The licensee shall ensure that gratuities are not thrown at the performer.
24. Where premises are within a radius of 100 metres of places of worship the entertainment shall not be held at such times as would cause offence to religious observers.
25. Where premises are within a radius of 100 metres of any school or educational establishment, striptease performances will not take place until after 8.30p.m. except on Saturday and Sunday.

26. There shall be no contact between the performer and any of the audience during performances.
27. There shall be only one performer on the stage at any one time.
28. The layout of the premises must remain unaltered to that inspected and approved by the Council at the time of renewal or application; any alterations to the premises during the currency of the licence must be approved by the Council prior to the works commencing.

Annex 2 - Conditions consistent with the operating Schedule

None

Annex 3 - Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:
18 Jul 2005



Part B - Premises licence summary

Premises licence number

11793

Premises details

Postal address of premises, or if none, ordnance survey map reference or description
(E one Club)

168 Mile End Road

Post town

London

Post code

E1 4LJ

Telephone number

0207 790 1684

Where the licence is time limited
the dates

N/a

Licensable activities authorised
by the licence

The sale by retail of alcohol
Regulated Entertainment
Late Night Refreshment

The times the licence authorises
the carrying out of licensable
activities

Alcohol

Monday to Thursday 10:00 hrs to 01:00 hrs the
following days

Friday and Saturday 10:00 hrs to 02:00 hrs the
following days

Sunday 12:00 hrs to 22:30 hrs

See full licence for drink up time and
conditions.

Regulated Entertainment

The permitted hours are as follows:

Sunday until midnight.

Monday, Tuesday, Wednesday and Thursday
until 1.00 am the following days;

Friday and Saturday until 3.00am the following
days.

The opening hours of the premises

In addition
Private Entertainment (no restrictions on times)
Public Entertainment (recorded music only) (no restrictions on times)

Late Night Refreshment

In addition to the above (which permits meals until midnight), the sale of hot food and hot drink is permitted up to 30 minutes after the end of permitted hours

New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

These are not restricted

Name, (registered) address of holder of premises licence

Admiral Taverns (Nevada) Limited
150 Aldersgate Street
London
EC1A 4EJ

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off

Registered number of holder, for example company number, charity number (where applicable)

06076004

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Peter Robert Ciaran Mackay

State whether access to the premises by children is restricted or prohibited

No

Appendix 2

Application to vary a premises licence 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 ADMIRAL TAVERNS (Nevada) LIMITED

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	11413
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
EONE CLUB 168 MILE END ROAD STEPNEY GREEN			
Post town	LONDON	Post code	E1 4LJ

Telephone number at premises (if any)	02077901684
Non-domestic rateable value of premises	£11250

Part 2 – Applicant details

Daytime contact telephone number	01244 505 474		
E-mail address (optional)			
Current postal address if different from premises address	ADMIRAL TAVERNS (Nevada) LIMITED SUITE H3 STEAM MILL BUSINESS CENTRE STEAM MILL STREET		
Post Town	CHESTER	Postcode	CH3 5AN

21 APR 2008

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible?

Please tick yes

If not do you want the variation to take effect from

Day	Month	Year

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

THE PREMISES IS A PUBLIC HOUSE ON MIKE ENDS ROAD NEAR THE ANCHOR RETAIL PARK, ITS BAR IS TO THE LEFT AS YOU ENTER AND IS APPROX 20FT LONG, POOL AREA TO THE BACK WHERE GENTS TOILETS ARE AND TO THE RIGHT OF THAT IS THE SNUG AREA WITH LADIES TOILETS. THE PROPOSED VARIATION IS FOR A PERMINANT EXTENSION OF HOURS (CLOSING) TO THE CURRENT PERMINANT LICENSING HOURS IN PLACE.

* I DID HAVE GRANDFATHER RIGHTS ALREADY FOR THIS PERMINANT EXTENSION OF HOURS BUT IT APPEARS WAS NOT PUT IN PLACE AS ALL THE DOCUMENTATION SEEMS TO HAVE DISAPPEARED WHEN SENT TO BREWERY

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

N/A

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

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)

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

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music 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 live music</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>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</u> (please read guidance note 5)		
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	03:30	Please give further details here (please read guidance note 3) AMPLIFIED AT CERTAIN TIMES, HOWEVER WE ALREADY HAVE A LIMITED FITTED AND SOUND PROOFING THROUGHOUT	Both	<input type="checkbox"/>
Tue	12:00	03:30			
Wed	12:00	03:30			
Thur	12:00	03:30	State any seasonal variations for the playing of recorded music (please read guidance note 4) N/A		
Fri	12:00	04:30			
Sat	12:00	04:30	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) N/A		
Sun	12:00	03:30			

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					
Sat			<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)		
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"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>	Both	<input type="checkbox"/>
Wed					
Thur					
Fri			<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>		
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					

I

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"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<u>Please give further details here</u> (please read guidance note 3)	
Thur				
Fri			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Sat				
Sun			<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)	

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 checked="" 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	20:00	03:30	Please give further details here (please read guidance note 3)		
Tue	20:00	03:30			
Wed	20:00	03:30	State any seasonal variations for providing dancing facilities (please read guidance note 4)		
Thur	20:00	03:30			
Fri	20:00	04:30	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	20:00	04:30			
Sun	20:00	03:30			

SMALL WOODEN DANCE FLOOR IN MAIN BAR AREA

N/A

N/A

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			<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)		
Fri					
Sat			<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)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
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 type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) <i>N/A.</i>		
Mon	12:00	04:00			
Tue	12:00	04:00			
Wed	12:00	04:00			
Thur	12:00	04:00			
Fri	12:00	05:00			
Sat	12:00	05:00			
Sun	12:00	03:30			
			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) TO INCLUDE ALL BANK HOLIDAYS CHRISTMAS EVE BOXING DAY NEW YEAR'S DAY		

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

GAMING MACHINES.

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	
Mon	12:00	04:00	N/A.
Tue	12:00	04:00	
Wed	12:00	04:00	
Thur	12:00	04:00	
Fri	12:00	05:00	
Sat	12:00	05:00	
Sun	12:00	03:30	

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)

TO INCLUDE
 ALL BANK HOLIDAYS
 CHRISTMAS EVE
 BOXING DAY
 NEW YEAR'S DAY

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

NONE.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Please tick yes

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

- CCTV PROVIDED THROUGHOUT VENUE (EXTERNAL/INTERNAL)
- NEW SECURITY FIRM WILL BE EMPLOYED
- PICTURES TAKEN ON ENTRY BY CCTV
- ONCE BARRED FOR BREAKING HOUSE RULES, CAUSING NOISANCE OR CRIMINAL ACTIVITY, YOU ARE BARRED FOR LIFE FROM THIS VENUE AND HAYFIELD
- FRI-SAT ONLY 31'S AND 02'S ALLOWED IN WITH EXCEPTION TO STUDENTS WITH STUDENT ID CARDS (NUS ETC)

b) The prevention of crime and disorder

- FRI/SAT DOOR SECURITY (NEW FIRM) WILL BE ON DUTY FROM 23:00 TILL ALL CUSTOMERS GONE AND BAR CLOSED. 3 SECURITY ON FRI AND 2 ON SAT. THEY WILL BE CHECKING EVERY ENTRY, ID SEARCHES AND CHECKS, ALSO SEARCHES FOR WEAPONS AND DRUGS. INTERNAL PATROLLING OF ALL AREAS EVERY 5 MINS, CHECKING CUSTOMERS, SAFETY, TOILETS FOR ANY CRIMINAL ACTIVITY SUCH AS DRUGS, BAD BEHAVIOUR ETC. ALSO CONSTANT VIGILANCE OF EXTERNAL AREA AND DEALING WITH ANY ISSUES IMMEDIATELY. THIS WILL ALSO BE DONE BY MANAGEMENT. NO DRINKS ALLOWED FOR CONSUMPTION OUTSIDE, ONLY MAX OF 10 PEOPLE OUTSIDE FOR CIGARETTE AT ANY ONE TIME.

c) Public safety

- CONSTANT CHECKS FOR WEAPONS
- NEW SECURITY FIRM AS ABOVE
- STRICT SECURITY CHECKS ON ENTRY AND DURING
- ROUTINE PATROLS FOR SUSPICIOUS ACTIVITY OR PACKAGES
- CCTV THROUGHOUT
- NO BOTTLES AFTER MIDNIGHT
- NO DRINKS OUTSIDE

d) The prevention of public nuisance

- CONSTANT VIGILANCE OF THE AMOUNTS PEOPLE ARE DRINKING
- NO DRINKS OUTSIDE
- ONLY 10 PEOPLE AT ONE TIME OUTSIDE TO SMOKE, WITH MAX OF TEN MINS
- CCTV INTERNAL/EXTERNAL
- CONSTANT VIGILANCE BY MANAGEMENT/SECURITY AT ALL TIME BOTH INTERNAL/EXTERNAL AND ACTED UPON IMMEDIATELY

e) The protection of children from harm

AS WE ARE A CLUB NO CHILDREN ARE PERMITTED IN THE BAR. YOU HAVE TO BE OVER 18 YRS TO BE ADMITTED. HOWEVER FULL HEALTH & SAFETY REGS ARE IN PLACE WHERE NEEDED.

PART B) THE PREVENTION OF CRIME AND DISORDER

ANYONE OUTSIDE FOR A CIGARETTE WILL BE GIVEN 5-10 MINS TO FINISH IT, IF ANY LONGER THEY WILL HAVE TO PAY AGAIN FOR RE-ENTRY THIS PREVENTING LINGERING OUTSIDE. NO BOTTLES WILL BE SERVED OVER THE BAR AFTER MIDNIGHT. ID WILL BE DOUBLE CHECKED AT DOOR TILL AND BAR AND NO SERVING OF ALCOHOL TO PEOPLE WHO HAVE HAD ENOUGH. CCTV VIEWABLE IN BAR BY BAR STAFF AND SECURITY. ALL CUSTOMERS CHECKED IN AND OUT SO WE KNOW HOW MANY CUSTOMERS ARE IN THE VENUE AT ANY TIME.

PART C) PUBLIC SAFETY

- FIRE ALARMS SYSTEM FITTED ALREADY WITH SIREN AND LIGHTS ALERT
- STAFF ARE FIRE TRAINED
- ALL COSHH LOCKED AWAY

PART D) THE PREVENTION OF PUBLIC NOISANCE.

- ON CLOSING WE WILL NOT ALLOW EVERYONE TO LEAVE AT ONCE, BUT HAVE A SLOW DISPERSMENT OF CUSTOMERS WHICH WILL BE MARSHALLED BY MGMT/SECURITY INTERNALLY AND EXTERNALLY IN HIGH VIS JACKETS MOVING CUSTOMERS ON QUIETLY. WILL ALSO CALL TIME AT THE BAR EARLIER IN ORDER TO ACHIEVE THIS AND GIVE CUSTOMERS ENOUGH TIME.


- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

Please tick yes

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 5 – Signatures (please read guidance note 10)

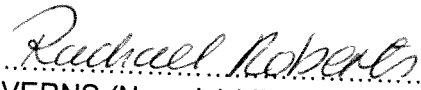
Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	11/4/08
Capacity	DIRECTOR

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) 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 address for correspondence associated with this application (please read guidance note 13)

CONTACT: 

 ADMIRAL TAVERNS (Nevada) LIMITED
 SUITE H3, STEAM MILL BUSINESS CENTRE
 STEAM MILL STREET

Post town	CHESTER	Post code	CH3 5AN
Telephone number (if any)	01244 505474		

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

LONDON BOROUGH OF TOWER HAMLETS 193410

Received: *Cheque*
P.O.M.O.
Cash

C

Date *21-4-2008*

Received of *M E One Club*

the sum of *One Hundred & Ninety* pounds

and *Variation Premiums License Application* pence, in respect of

Eone Club

165 Mile End Road

London E1 4LJ

Amount

£ 190.00

for Director of Finance

F/67

BARCLAYS

MILE END BRANCH

20-57-06

70367265

Date *20/4/08*

Pay *TOWER HAMLETS COUNCIL* Only

ONE HUNDRED NINETY POUNDS

£190-00

only

E ONE CLUB

22/09/2006

PARTNER

cheque No

sort Code

Account No

⑈ 600087⑈ 20⑈ 5706⑈ 70367265⑈ 02

25067



Part B - Premises licence summary

Premises licence number

11413

Premises details

Postal address of premises, or if none, ordnance survey map reference or description
(E one Club)
168 Mile End Road

Post town
London

Post code
E1 4LJ

Telephone number
0207 790 1684

WE CERTIFY THAT
THIS IS A TRUE COPY
OF ITS ORIGINAL

TLT LLP
ONE REDCLIFF STREET
BRISTOL BS1 6TP

Where the licence is time limited
the dates

N/a

Licensable activities authorised
by the licence

The sale by retail of alcohol
Regulated Entertainment
Late Night Refreshment

The times the licence authorises
the carrying out of licensable
activities

Alcohol

Monday to Thursday 10:00 hrs to 01:00 hrs the
following days

Friday and Saturday 10:00 hrs to 02:00 hrs the
following days

Sunday 12:00 hrs to 22:30 hrs

See full licence for drink up time and
conditions.

Regulated Entertainment

The permitted hours are as follows:

Sunday until midnight.

Monday, Tuesday, Wednesday and Thursday
until 1.00 am the following days;

Friday and Saturday until 3.00am the following
days.

In addition
Private Entertainment (no restrictions on times)
Public Entertainment (recorded music only) (no restrictions on times)

Late Night Refreshment

In addition to the above (which permits meals until midnight), the sale of hot food and hot drink is permitted up to 30 minutes after the end of permitted hours

New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.

The opening hours of the premises

These are not restricted

Name, (registered) address of holder of premises licence

Punch Taverns Plc
Jubilee House
Second Avenue
Burton Upon Trent
Staffordshire
DE14 2WP

WE CERTIFY THAT THIS IS A TRUE COPY OF ITS ORIGINAL

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off
FTLT LLP
ONE REDCLIFF STREET
BRISTOL BS1 6TF

Registered number of holder, for example company number, charity number (where applicable)

03752645

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

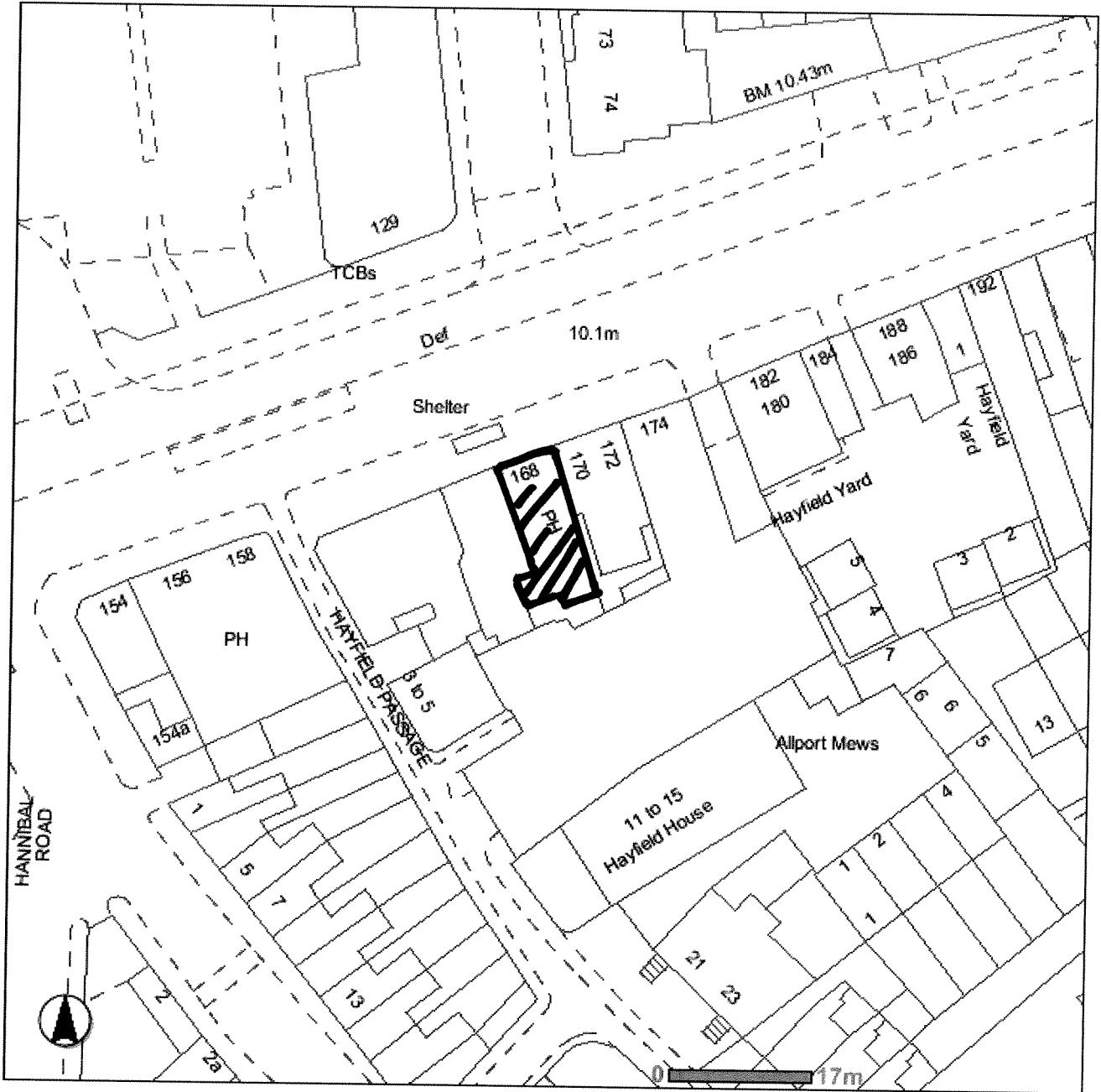
Peter Robert Ciaran Mackay

State whether access to the premises by children is restricted or prohibited

No

Appendix 3

Map



Scale 1:750

Map of:

168 Mile End Road

Notes:

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Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288

Map



Scale 1:1250

Map of:

168 Mile End Road

Notes:

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Appendix 4

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 5

LOCAL RESIDENTS	
Name	Address
James Frane	The Drill Hall, 174 Mile End Road, London E1 4LJ
Dermot Finn	The Drill Hall, 174 Mile End Road, London E1 4LJ
Dr Sajid Ali khan	1, Hayfield Yard, London E1 4LL

Jacqueline Randall

From: John Cruse
Sent: 15 May 2008 13:29
To: Jacqueline Randall
Subject: FW: objection for licensing for the Eone club,168 mile end road
Follow Up Flag: Follow up
Flag Status: Yellow

From: james frane [mailto:jamesfrane@hotmail.com]
Sent: 15 May 2008 11:43
To: John Cruse
Subject: objection for licensing for the Eone club,168 mile end road

The Drill Hall
174 Mile End Road
London
E1 4LJ

Dear Mr Cruse,

I am emailing you to object to the proposal of extending the hours to the "E One club" on Mile End Road, Stepney Green. I am a resident near the club and have several times had to call the Police due to violence outside coming out of the club.

Presently I am working for the London Ambulance Service as a trainee Paramedic and as a result have to get up very early for work, on many occasions i have had little sleep due to the disturbances outside which has had a result to my work during the day.

I have also had problems with party goers from the club urinating and vomiting in the entrance to our residence, including broken bottles and glasses being left.

I totally disagree with this club having any sort of licence at all let alone an extended one! The security staff have little regard for the violence once outside the club.

May I thank you for your time in reading my concerns and look forward to hearing from in regard to this matter.

Yours sincerely

Jamie Frayne

Messenger's gone Mobile! Get it now!

Jacqueline Randall

From: John Cruse
Sent: 15 May 2008 09:38
To: Jacqueline Randall
Subject: FW: RE :Licensing Act 2003 & Eone Club,168 Mile End Road London E1 4LJ

Follow Up Flag: Follow up
Flag Status: Red

Jackie, for your info.

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

From: Finn Dermot [mailto:Dermot.Finn@bartsandthelondon.nhs.uk]

Sent: 13 May 2008 23:01

To: John Cruse

Subject: FW: RE :Licensing Act 2003 & Eone Club,168 Mile End Road London E1 4LJ

Subject: RE :Licensing Act 2003 & Eone Club,168 Mile End Road London E1 4LJ

The Drill Hall
174 Mile End Road
London
E1 4LJ

Dear Mr Cruse

Thank your for you letter regarding the above venue, and informing me of its application for new /revised opening hours after speaking to one of your colleagues she made it very clear that is acceptable to object ,regarding the above application via email.

Reasons For Objection

*

On numerous occasions the police have been called becuase of the out breaks of fights outside the above venue in the early hours of the morning ,resulting in disruption of sleep and being unable to concentrate at work the preceding day.

*

Due to the nature of my work and finishing at times that are early in the morning ,on numerous occasions I've been subject to both verbal and near physical abuse ,due to the number of individuals outside the venue who are heavily intoxicated ,i feel this is due to the smoking ban ,I've now resorted to crossing the road and above the venue as to avoid this.

*

There has also been an increase in the amount of individuals using the alcove and the front door of the flats as a human toilet /waste ground e.g urination and the increase in litter etc which i feel is not just unpleasant upsetting but also very humiliating ,it is also a health and safety issue which i feel also effects the general public..

I do hope that some of the above points will be taken into consideration in your overall decision

Yours Sincerely

Dermot Finn

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Jacqueline Randall

From: Sajid Khan [sajidalikhan@hotmail.com]
Sent: 19 May 2008 11:04
To: Jacqueline Randall
Cc: tops@wildcross.co.uk
Subject: Issue of licence E1 Club 168 Mile End Road E1 4LJ

From Dr Sajid Ali Khan 1 Hayfield Yard E1 4LL

Objection to Licence of E1 Club 168 Mile End Road E1 4LJ

Any licence at the above premises needs to take into account the continuous misbehaviour of its clientele, continuing to the present, and including urinating, vomiting & discarding beer cans in the entrance to Hayfield Yard.

Rather than extending their licence serious thought should be given to restriction of drinking hours UNLESS a proper policy of controlling the misbehaviour of their clientele is put in place AND enforced.

Messenger's gone Mobile! [Get it now!](#)

Appendix 6

LOCAL Businesses

Contact	Business	Address
Shakira Abubaker	Capital Connections Ltd	154 Mile End Rd, London E1 4LJ
Mohibur Choudhury	Wildcross Properties	170 Mile End Rd, London E1 4LJ

Jacqueline Randall

From: shakira abubaker [shakiraabubaker@hotmail.co.uk]
Sent: 19 May 2008 19:08
To: Jacqueline Randall
Subject: E1 licence

Dear jacqueline.

I have been informed that it is yourself that I need to contact in regards to "the E1 club" licence to stay open to early hours of the morning.

I strongly object to this as I feel that it will cause further disruption in the local community. It also puts the safety of other residents at risk as they feel thretend and intimidated by large, drunk, out of control men. The customers of the club are regularly involved with violence which usually takes place either inside or outside the club. Local police are than called to handle the situation which has gone out of hand due to late night opening hours. Its not very pleasant to walk down in the morning past blood and broken glass left by "the E1 pub" the night before. I feel that extending its current late night opening licence will have a devastation effect on the local people and encourage people to be involved in unnecessary violance which we are trying to reduce in tower hamlets.

Maybe you can look into cutting down on the hours the club already has? This I am sure will do much justice for the community.

I would much appreciate if you could take our view into consideration as we are a small local business who have been trading in the borough for over 12 years.

We would much appreciate your help in this very serious matter.

Please do not hesitate to contact me on the number below for any further information.

Regards

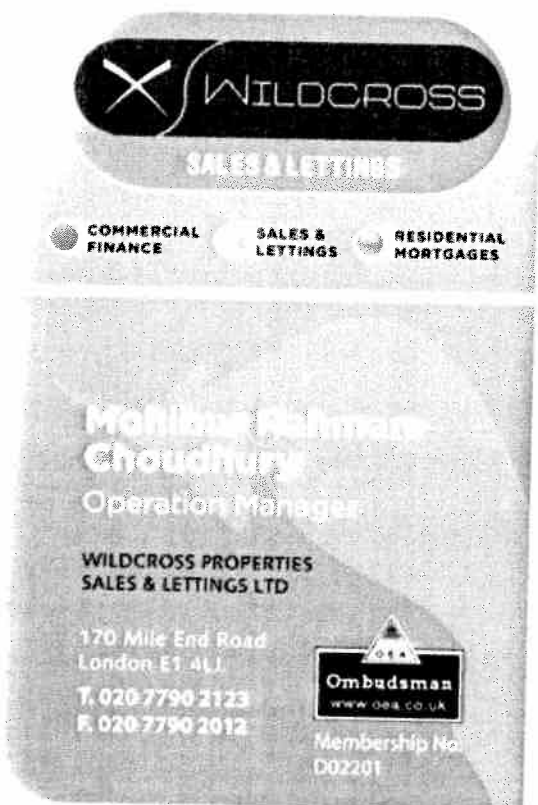
Shakira Abubaker
Sales Manager

Capital Connections london ltd
02072659999

Get fish-slapping on Messenger! Play Now

Jacqueline Randall

From: Mohibur Choudhury [Tops@wildcross.co.uk]
Sent: 19 May 2008 11:01
To: Jacqueline Randall
Subject: license of "the E1 Club", 168 Mile end road, London E2



To the licensing department
.....

RE: license of "the E1 Club", 168 Mile end road, London E2

We strongly object to any plans to extend the hours of the club mentioned above.

We have an office next door and our property is regularly vandalised and damaged by the customers of this club.

Every Friday/ Saturday we have to clean up the mess left by these drunk clients and extending the hours would be disasterous.

We have had to replace our windows several times due to the customers coming from this club all fuelled up on alcohol and venting any fury from problems caused in the club on our property.

The littering and bloodstains (due to fights spilling outside) on the pavement most days is a major concern.

We would actually like someone to look into this matter and reduce the current opening time for this club.

The current late opening licence should be revoked.

That way maybe the rest of the road will be able to sleep in peace, knowing that we won't wake up the next morning to find our property damaged, vomited on, urinated on.

We have spoken to the police with regards to this and they have advised us to write to you as they are regularly called to attend to trouble in this club.

Wildcross had the door and window smashed on the 17th of May and this is the fourth time in the space of a year.

This matter needs to be taken seriously and urgent response would be appreciated.

Yours sincerely

Mohibur Rahman Choudhury
Operation Manager

Wildcross Properties
Sales & Lettings Ltd
F: 020 790 2123
E: 020 790 2012

Appendix 6A

Jacqueline Randall

From: Alan.Cruickshank@met.pnn.police.uk
Sent: 16 May 2008 15:21
To: Kathy Butler; Jacqueline Randall
Cc: peter_mackay65@hotmail.com
Subject: Eone
Follow Up Flag: Follow up
Flag Status: Red
Attachments: Eone objection.doc

Good afternoon

Please find enclosed our objection to the variation application.

Mr Mackay , as discussed if you agree to the conditions outlined , we will not object to your application. This needs to be confirmed by Monday afternoon and sent to LBTH Licensing (as above)

If there is any problems please speak to my colleague, Lou Allen , as I will not be in the office on Monday

Best wishes

Alan

Licensng

0208 217 6699
<<Eone objection.doc>>

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- * 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.

Your reference :

Our reference :

Date : 26th 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: Application to vary a premises licence : Eone ,168 Mile End Rd,E1

I write with reference to the above application which was received by Tower Hamlets police on the 25th April 2008.

Please accept this letter as notice that the police as a responsible authority object to the above application on the grounds of crime and disorder.

Police have attended this venue on a number of occasions , resulting in either arrests or crime reports.

On the 3rd March 2008 at about 0235 , an assault occurred , where a suspect was arrested.

On the 5th March 2008 at about 0325 , an assault occurred between known parties and a suspect was arrested.

On the 8th of March 2008 at about 0215, police were called to a woman collapsed at the venue. On their arrival, she was arrested and eventually charged with assault on the three officers .

On the 15th March 2008 at about 2245 , police were called to fight between friends. A crime was recorded.

On Thursday 16th of May 2008 at about 0830 , I met with the DPS for the premises , Mr Peter Mackay , to discuss his application and to remind him of his obligation to promote the licensing objectives. With this in mind he has already agreed to have extra conditions on his licence

In relation to a dispersal policy , he has agreed to cease all licensable activities a half hour before closing time. As a result he will agree to the following times

MUSIC

Mon – Thur 1200 – 0330
Fri – Sat 1200 – 0430
Sun 1200 – 0330

DANCE

Mon – Thur 2000 – 0330
Fri - Sat 2000 – 0430
Sun 2000 – 0300

ALCOHOL

Mon – Thur 1200 – 0330
Fri – Sat 1200 – 0430
Sun 1200 – 0300

“ Last orders “ will be called fifteen (15) minutes before the end of the allocated licensing time. All regulated activities will cease during the half hour before closing. Lights will be switched on and the clientele encouraged to leave. The premises have an agreement with a local taxi firm . Staff will encourage people to move quickly and quietly from the area.

Mr Mackay has a 21+ age policy unless they are students.He is now also charging a £5 entry fee to discourage individuals that may be troublesome.

Mr Mackay has already employed a new security firm and at the time of writing there has been no serious disorder since their employment

However, our objection will be withdrawn if Mr Mackay agrees to the following extra conditions

1. 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.
A metal detecting wand should also be used .Two wands should be kept on the premises
2. Signs are to be prominently displayed inside and outside the premises warning customers that drug use on the premises will not be tolerated. If drugs are found on searching at the point of entry, police may be called.
3. To support the written search policy at the premises, a secure drugs box is to be installed at the premises. Any confiscated items that are, or are believed to be drugs, are to be placed into this box. Any such seizures are to be entered into a drug seizures log, which is to remain in close proximity to the drugs box. This log will record the following details:-
 - a. Time/ date and location of the seizure.
 - b. Member of staff seizing the item.
 - c. Name or description of the customer from whom the item was seized.
4. The management of the premises will contact Police at least once every calendar month, for an officer to attend the premises, empty the drugs box, and sign the drugs log accordingly.

5. 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. 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.
6. At all times when licensable activity is undertaken at the premises, at least one member of staff will monitor customer activity. These staff members must be alert at all times they are on duty and be proactive in deterring and preventing any unlawful activity including illegal drug supply and use. Only one person may be allowed in any toilet cubicle at a time.
7. 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. Bottle bins shall be provided at the exit doors and staff shall prevent bottles and glasses being taken from the premises. Only 10 – 15 people will be allowed outside at one time. In relation to smoking, the customers will only be allowed outside for a maximum of five minutes to smoke. As part of the dispersal policy no customer will be allowed outside within only one hour of closing.
All forms of bottled drinks be they alcohol or not, will be decanted into glasses after 2300
8. 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.
9. The premises will have door supervisors of both sexes on duty at all times when regulated entertainment is taking place. All Door Supervisors working outside the premises or whilst engaged in the dispersal of patrons at the close of business shall wear 'High Visibility Clothing'. Every Friday, there will be a minimum of four (4) door supervisors and every Saturday, there will be three (3). It has been agreed with police that the amount of SIA door supervisors and the days they work can be reviewed at any time.
10. All staff shall be trained in dealing with persons who are incapacitated through the use of drugs or the combined effect of drugs and alcohol.

11 .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.

12 .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.

13. 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.

14.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.

15. The times for licensable activities as stated above.

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.

Yours faithfully

Alan Cruickshank PC 189HT
Licensing Officer

Jacqueline Randall

From: Peter MacKay [peter_mackay65@hotmail.com]
Sent: 17 May 2008 16:39
To: alan.cruickshank@met.police.uk; Kathy Butler; Jacqueline Randall
Subject: RE: Eone
Importance: High

Dear Alan / Jacqueline,

Many thanks for getting this information to me and further to our meeting on the 16th May 2008 I would hereby like to formally agree to these condition as set out on the attachment to this e-mail.

If there is any further problems or clarification needed, then please do not hesitate to contact me.

If you could both please confirm receipt of this acceptance of your conditions.

Many Thanks
Peter MacKay
Licensee
Eone Club
168 Mile End Road
London
E1 4LJ

Subject: Eone
Date: Fri, 16 May 2008 15:21:14 +0100
From: Alan.Cruickshank@met.police.uk
To: Kathy.Butler@towerhamlets.gov.uk; jacqueline.randall@towerhamlets.gov.uk
CC: peter_mackay65@hotmail.com

Good afternoon
Please find enclosed our objection to the variation application.
Mr Mackay , as discussed if you agree to the conditions outlined , we will not object to your application. This needs to be confirmed by Monday afternoon and sent to LBTH Licensing (as above)
If there is any problems please speak to my colleague, Lou Allen , as I will not be in the office on Monday

Best wishes
Alan
Licensng
0208 217 6699
<<Eone objection.doc>>

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- * 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.

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Appendix 7

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 8

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 9

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 10

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 11

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 12

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