

Appendix 1

(Funk)
142 Columbia Road
London
E2 7RG

Licensable Activities authorised by the licence

Sale by retail of alcohol

See the attached licence for the licence conditions

Signed by

David Tolley
Head of Environmental Health & Trading Standards

Date: 6th January 2014

Part A - Format of premises licence

Premises licence number

132370

Part 1 - Premises details

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

(Funk)
142 Columbia Road

Post town
London

Post code
E2 7RG

Telephone number

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

The sale by retail of alcohol

- Tuesday to Friday, from 11:00 hours to 19:00 hours
- Saturday and Sunday, from 11:00 hours to 17:00 hours

Non-standard timings

- From November to December 20:00 hours on Wednesdays and Sundays

The opening hours of the premises

- Tuesday to Friday, from 11:00 hours to 19:00 hours
- Saturday, from 11:00 hours to 17:00 hours
- Sunday, from 09:00 hours to 17:00 hours

Non-standard timings

- From November to December 20:00 hours on Wednesdays and Sundays.

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

Off sales only

Part 2

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

The Cheese Truck Limited
The Cheese Bar, Unit 93
Chalk Farm Road
Camden
London
NW1 8AH

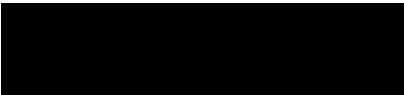


Registered number of holder, for example company number, charity number (where applicable)

08879337

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

Olga Roriz Chaves Sequeira Cruchinho



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

Personal Licence No: LBH-PER-N-2062

Issuing Authority: London Borough of Hackney

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

3.

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

5. 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

- (b) “permitted price” is the price found by applying the formula —

$$P = D + (D \times V)$$

where —

- (i) **P** is the permitted price
- (ii) **D** is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence
 - (i) the holder of the premises licence
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

Annex 2 - Conditions consistent with the operating Schedule

1. To prevent the supply of alcohol to under-age customers, we will apply "Challenge 25".
2. Alcohol bottles will be stored right next to the counter (the further away possible from the door of the premises), so that good vigilance of the product can be retained at all times.
3. The shop is already equipped with window metal shutters that keep the shop front safe at all times.
4. Alcoholic products shall not be displayed on the front window display.
5. CCTV system shall be installed to monitor and record the activities, in order to help prevent crime and disorder.
6. Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers shall be displayed.

7. Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.
8. Customers will be asked not to stand around loudly talking in the street outside the premises and will not be admitted to premises above opening hours.
9. A "Challenge 25" policy shall be in operation. This will ensure anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.

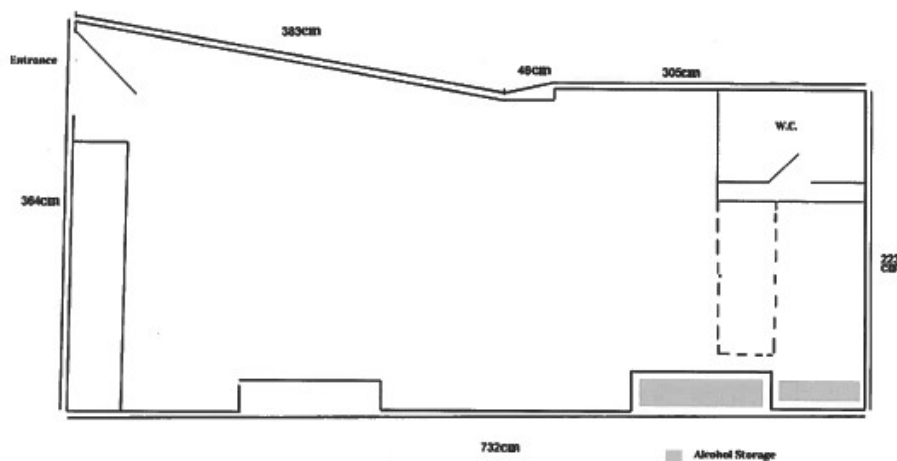
Annex 3 - Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 - Plans

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

21 November 2013 – Ground Floor



Part B - Premises licence summary

Premises licence number

132370

Premises details

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

(Funk)
142 Columbia Road

Post town
London

Post code
E2 7RG

Telephone number

Where the licence is
time limited the
dates

Not applicable

Licensable activities
authorised by the
licence

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Non-standard timings

- From November to December 20:00 hours on Wednesdays and Sundays.

Name, (registered) address of holder of premises licence

The Cheese Truck Limited
The Cheese Bar, Unit 93
Chalk Farm Road
Camden
London
NW1 8AH

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

Off Sales only

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

08879337

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

Olga Roriz Chaves Sequeira Cruchinho

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

No restriction

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 The Cheese Truck 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

17884

Part 1 – Premises Details

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

A Portuguese Love affair (to now be known as Funk)
142 Columbia Road

Post town

London

Postcode

E2 7RG

Telephone number at premises (if any)

Non-domestic rateable value of premises

£15,000

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if different
from premises address

The Cheese Truck Limited
Unit 93 Camden Market

Post town

London

Postcode

NW1 8AH

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) ☐ Yes ☒ No

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

The proposed variation is to extend the sale of alcohol from the current hours of Tuesday to Friday 11:00 to 19:00, Saturday and Sunday to 11:00 to 17:00 to Monday to Saturday 10:00 to 21:00 and Sunday 10:00 to 19:00.

The opening hours of the premises will be Monday to Saturday 10:00 to 21:00 and Sunday 10:00 to 19:00.

To remove the following non-standard timings "From November to December (terminal hour is) 20:00 hours on Wednesdays and Sundays".

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:

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 all that apply

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

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

☐

Sale by retail of alcohol (if ticking yes, fill in box J)

☒

In all cases complete boxes K, L and M

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	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed					
Thur					
			<u>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</u> (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"/>
Day	Start	Finish		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 exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
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			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			
Fri			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)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment 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						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
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					
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed					
Thur					
			<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)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded 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					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur					
			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

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						
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)			
Wed						
Thur						
			<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)			
Fri						
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place 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 entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<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)		
Sun					

I

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"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue						
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)			
Wed						
Thur						
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)			
Fri						
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Mon	10:00	21:00			
Tue	10:00	21:00			
Wed	10:00	21:00			
Thur	10:00	21:00			
Fri	10:00	21:00	<u>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</u> (please read guidance note 5)		
Sat	10:00	21:00			
Sun	10:00	19:00			

K

<p>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).</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	10:00	21:00	
Tue	10:00	21:00	
Wed	10:00	21:00	
Thur	10:00	21:00	
Fri	10:00	21:00	
Sat	10:00	21:00	
Sun	10:00	19:00	
			<u>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</u> (please read guidance note 5)

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.
--

Please tick as appropriate

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

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 not enclosed the premises licence or relevant part of premises licence.

M

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 and e) (please read guidance note 9)

The variation of the premises licence does not impact on licensing objectives. The conditions of the premises licence will be complied with.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

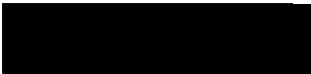
Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- 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. ☒

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

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	20 October 2020
Capacity	Solicitors for the Applicant

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)

Andrew Woods
Woods Whur 2014 Limited
St James House
28 Park Place

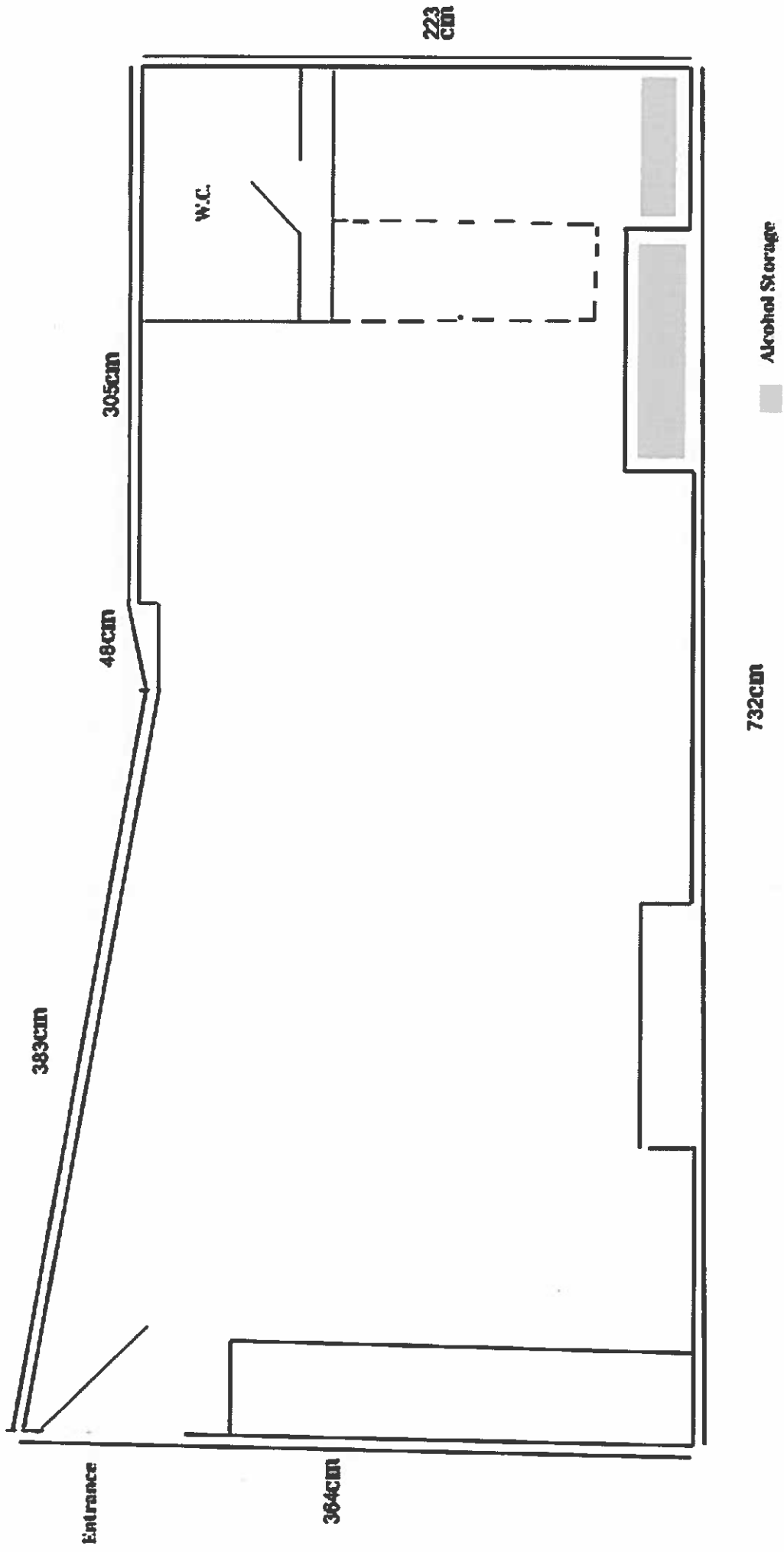
Post town	Leeds	Post code	LS1 2SP
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Appendix 3



Appendix 4





Appendix 5

Venues in vicinity of 142 Columbia Road

Name and address	Licensable activities and hours	Opening hours
(Brawn) 49 Columbia Road London E2 7RG	<p>Sale of alcohol On sales (temporary permission for off sales during 1st lockdown) Monday to Saturday – 11am to 0.30am Sunday – 12midday to 10.30pm</p> <p>Regulated Entertainment (Plays, Recorded Music, Live Music, Performance of Dance, Entertainment of a similar description) Monday to Saturday – 9am to 0.30am</p> <p>Sunday – 12midday to 10.30pm (Films) Monday to Saturday – 9am to 0.30am Sunday – 12midday to 00.30am</p> <p>Late night refreshment Monday to Saturday – 11pm to 0.30am</p>	<p>Monday to Saturday – 9am to 0.30am Sunday – 8am to 00.30am</p> <p>On Christmas Eve and New Years Eve, the premises shall be open between 9am (8 am if on Sunday) and 1am.</p>
Mason & Painter 67 Columbia Road, E2 7RG	<p><u>The sale by retail of alcohol (off sales only)</u> Monday to Thursday, from 15:00 hours to 20:00 hours Friday from 15:00 hours to 21:00 hours Saturday from 11:00 hours to 21:00 hours Sunday from 10:00 hours to 19:00 hours</p>	<p>Monday to Thursday, from 15:00 hours to 20:00 hours Friday from 15:00 hours to 21:00 hours Saturday from 11:00 hours to 21:00 hours Sunday from 10:00 hours to 19:00 hours</p>
(The Royal Oak) 73 Columbia Road London E2 7RG	<p>Supply of Alcohol (On and off sales) Monday to Thursday 10 00 hrs to 23 00 HRS Friday to Saturday 10 00 hrs to midnight Sunday 08 00 hrs to 23 00 hrs</p> <p>Late Night Refreshment Friday and Saturday to midnight</p> <p>Regulated Entertainment consisting of film, (film or video for race nights) indoor sporting events, live music recorded music, dance, (or anything of a similar description) Monday to Saturday 10 00 hrs to 22 30 hrs Sunday 08 00 hrs to 22 30 hrs</p>	<p>Monday to Thursday 10 00 hrs to 0030 hrs Friday and Saturday 10 00 hrs to 01 30 hrs Sunday 08 00 hrs to 00 30 hrs</p> <p>For all regulated activities Also on a maximum of 12 events per year until 01 00 hrs, with seven days notice in writing to the Metropolitan Police and the Licensing Section, with the Police exercising an absolute veto.</p>

Venues in vicinity of 142 Columbia Road

<p>(The Birdcage) 80 Columbia Road London E2 7QB</p>	<p><u>Sale of Alcohol (On and Off Sales)</u></p> <ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 01:00hrs (the following day) Sunday from 08:00hrs to 01:00hrs (the following day) <p><u>The Provision of Late Night Refreshment (indoors):</u></p> <ul style="list-style-type: none"> Monday to Sunday from 23:00hrs to 01:00hrs (the following day) <p><u>The Provision of Regulated Entertainment in the form of Films (indoors):</u></p> <ul style="list-style-type: none"> Monday to Sunday from 07:00hrs to 01:00hrs (the following day) <p><u>The Provision of Regulated Entertainment in the form of Live Music and Recorded Music (indoors):</u></p> <ul style="list-style-type: none"> Monday to Saturday from 10:00hrs to 01:00hrs (the following day) Sunday from 08:00hrs to 01:00hrs (the following day) <p><u>Non-standard times:</u></p> <ul style="list-style-type: none"> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences 	<ul style="list-style-type: none"> Monday to Sunday from 07:00hrs to 01:30hrs (the following day) <p><u>Non-standard times:</u></p> <ul style="list-style-type: none"> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences
<p>(Laxeiro Tapas Bar) 93 Columbia Road London E2 7RG</p>	<p>Sale of alcohol(on sales) On Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, Sundays from 12.00 noon to 3pm and 7pm to 12 midnight (Temporary off sales during first lockdown now expired) (Restaurant permission – alcohol must be sold with table meal)</p>	<p>On Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, Sundays from 12.00 noon to 3pm and 7pm to 12.30 midnight</p>
<p>(Stringray Globe Cafe) 109 Columbia Road London E2 7RL</p>	<p>Supply of Alcohol - On and Off Sales</p> <p>Monday to Sunday from 10:00 hours to 23:00 hours</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>

Venues in vicinity of 142 Columbia Road

110 – 112 Columbia Road London E2 7RG	Sale by retail of alcohol (On and off sales) <ul style="list-style-type: none"> Monday to Saturday, from 10:00 hours to 23:00 hours Sunday, from 09:00 hrs to 22:00 hours 	<ul style="list-style-type: none"> Monday to Saturday, from 10:00 hours to 23:00 hours Sunday, from 09:00 hrs to 22:00 hours
(Jones Dairy) 23 Ezra Street London E2 7RH	<u>The sale by retail of alcohol (both on and off sales)</u> <ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 23:00hrs 	<ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 23:00hrs
(Degustation) 21a Ezra Street London E2 7RH	<u>Sale of alcohol</u> (On and off sales) <ul style="list-style-type: none"> Monday to Friday 09:00 hours – 21:00 hours Saturday & Sunday 09:00 hours – 20:00 hours 	<ul style="list-style-type: none"> Monday to Friday 09:00 hours – 21:00 hours Saturday & Sunday 09:00 hours – 20:00 hours
(Iberian Connections) 2-10 Ezra Street London E2 7RH	<u>Sale of Alcohol</u> (Off sales only) <ul style="list-style-type: none"> Sunday 08:00 hours to 15:00 hours 	<ul style="list-style-type: none"> Sunday 08:00 hours to 15:00 hours

Appendix 6

Kathy Driver

From: Ibrahim Hussain
Sent: 23 October 2020 12:12
To: Kathy Driver
Subject: FW: Objection(s) to licencing application for Funk Columbia Road, E2)

From: Paul Crozier [REDACTED]
Sent: 23 October 2020 11:49
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: Fwd: Objection(s) to licencing application for Funk Columbia Road, E2)

I am writing to object to the licencing variation application for Funk on Columbia Road (off sales Tues-Fri until 9pm and Sunday until 7pm). My objection is based on the following

- There are already several other stores with similar licence or in process of applying for such. The multitude of licenced premises changes the character of the area and is encouraging more noise and anti social behaviour locally.
- I understand that the premises are not responsible for managing behaviour but granting a licence means they are in a role where they enable it.
- Whatever the intentions of the current occupants, once granted the licence is in place. I strongly object on the grounds that this will lead to fundamental changes to the character of the street around Columbia Road and Ezra Street. This is a residential area too and there needs to be a balanced long term view that does not enable all the local shops to become bars.

I am a resident with a young family. We have lived here many years and value the role of traders and independent shops on the street. To maintain that value and the character of Columbia Road needs a approach from Licencing that maintains the diversity and balance across the area. Without such a considered approach granting licences and variations to increase hours will only contribute to further problems with noise and antisocial behaviour - problems which increasingly affect and impact on our daily lives

Paul Crozier
[REDACTED]

Appendix 7

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 4.15 and 4.16 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. (**See Section 8 of the Licensing Policy**).

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

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

The Act also introduced a wide range of measures designed to address anti-social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders
- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 8

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).

If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. **(See Sections 9.1 of the Licensing Policy)**. 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 14.10)**.

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. **(See Section 9.2 of the Licensing Policy)**.

The Licensing Authority will consider attaching conditions to prevent nuisance. 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 where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 9

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 14.8 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 applicant's 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 14.9 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