

# Appendix 1

**(Poplar Spice)**  
201 East India Dock Road  
London  
E14 0ED

**Licensable Activities authorised by the licence**

The provision of late night refreshment

**See the attached licence for the licence conditions**

**Signed by**

**John McCrohan**   
**Trading Standards and Licensing Manager**

**Date: 20<sup>th</sup> January 2015**



**Part A - Format of premises licence**

Premises licence number

17303

**Part 1 - Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**  
(Poplar Spice)  
201 East India Dock Road

**Post town**  
London

**Post code**  
E14 0ED

**Telephone number**

[REDACTED]

**Where the licence is time limited the dates**

Not Applicable

**Licensable activities authorised by the licence**

The provision of late night refreshment

**The times the licence authorises the carrying out of licensable activities**

**The provision of late night refreshment**

- Monday to Sunday from 23:00hrs to 02:00hrs (the following day)

**The opening hours of the premises**

- Monday to Sunday from 11:00hrs to 02:00hrs (the following day)

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

Not applicable

**Part 2**

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

London East Communications Ltd  
201 East India Dock Road  
Poplar  
London  
E14 0ED

Tel: [REDACTED]

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

**Company Number:** 08625753

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

Not Applicable

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

Not Applicable

**Annex 1 - Mandatory conditions**

Not Applicable

**Annex 2 - Conditions consistent with the operating Schedule**

1. Signage shall be displayed advising patrons to leave the premises quietly.

**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<sup>th</sup> April 2013 – Ground Floor (Drawing Number: PS01, plan dated March 2012)



**Part B - Premises licence summary**

**Premises licence number**

17303

**Premises details**

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

**(Poplar Spice)**  
201 East India Dock Road

**Post town**

London

**Post code**

E14 0ED

**Telephone number**

██████████

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

**The provision of late night refreshment**

- Monday to Sunday from 23:00hrs to 02:00hrs (the following day)

The opening hours of the premises

- Monday to Sunday from 11:00hrs to 02:00hrs (the following day)

Name, (registered) address of holder of premises licence

London East Communications Ltd  
201 East India Dock Road  
Poplar  
London  
E14 0ED

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

Not applicable

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

**Company Number: 08625753**

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

Not Applicable

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

No restrictions

# Appendix 2





\* required information

## Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes       No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

\* First name

Mohammad Mynul

\* Family name

Khan

\* E-mail

Main telephone number

Include country code.

Other telephone number

- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

### Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

### Agent Details

* First name	<input type="text" value="Abul"/>
* Family name	<input type="text" value="Kawsar"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text" value="+"/>
Other telephone number	<input type="text" value="+"/>

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

### Agent Business

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text"/>
Business name	<input type="text"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Please select..."/>
Your position in the business	<input type="text"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

**Agent Registered Address**

Address registered with Companies House.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name	<input type="text" value="201"/>
Street	<input type="text" value="East India Dock Road"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="E14 0ED"/>
Country	<input type="text" value="United Kingdom"/>

**Further Details**

Telephone number	<input type="text" value=""/>
Non-domestic rateable value of premises (£)	<input type="text" value="1,560.17"/>

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

### Confirm The Following

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

## Section 4 of 21

### INDIVIDUAL APPLICANT DETAILS

#### Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes  No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes  No

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### Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

Building number or name

District

City or town

County or administrative area

Country

### Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

Telephone number

Other telephone number

\* Date of birth

\* Nationality

Right to work share code

[Documents that demonstrate entitlement to work in the UK](#)  
[Right to work share code if not submitting scanned documents](#)

Add another applicant

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

*Continued from previous page...*

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.

The premises is of A3 use class, currently trading as a restaurant. There will be no alcohol in the premises. Please see accompanied GA plan.

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

### Section 6 of 21

#### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

### Section 7 of 21

#### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

### Section 8 of 21

#### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

### Section 9 of 21

#### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

### Section 10 of 21

#### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

### Section 11 of 21

#### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing recorded music?

- Yes  No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes  No

**Section 13 of 21**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

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.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes       No

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor



Continued from previous page...

- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

### Section 16 of 21

#### ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

N/A

### Section 17 of 21

#### HOURS PREMISES ARE OPEN TO THE PUBLIC

##### Standard Days And Timings

###### MONDAY

Start

End

Start

End

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.

###### TUESDAY

Start

End

Start

End

###### WEDNESDAY

Start

End

Start

End

###### THURSDAY

Start

End

Start

End

###### FRIDAY

Start

End

Start

End

###### SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## Section 18 of 21

### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

In order to provide adequate security, health and safety, nuisance and child protection, there will be various means of protection implemented within the premises to ensure the safety of visitors and general public in and around the premises. To do this effectively there will be: continued use of existing CCTV surveillance; relevant signs to inform visitors; allocated supervisor in the premises to ensure responsibility of compliance with the regulations; all incidents will be logged and recorded in file for the purpose of investigation and review where required. Details of how this will be conformed to is in sections b,c,d and e.

All staff are trained regularly to be competent in dealing with potential hazards and incidents. Records of training are and will be kept up to date.

b) The prevention of crime and disorder

- CCTV surveillance is installed inside and immediately outside the premises to deter and record disorderly behavior
- Signs will be displayed inside the premises to notify visitors of CCTV surveillance
- The CCTV recordings will be maintained for 30 days and to be provided upon request to either a Police Officer or an officer of any other Responsible Authority
- At all times when the premises is open, a person who can operate the CCTV system will be present on the premises
- An incident report log book is kept in the premises

c) Public safety

- CCTV surveillance is installed inside and immediately outside the premises to protect the safety of public from
- Appropriate fire safety procedures are in place including fire extinguishers: foam, H2O and CO2, fire blanket
- Internal illuminated fire exit signs and emergency lighting are installed in the premises
- Appropriate smoke detectors, fire alarms and alarm points are installed in the premises
- All appliances and plant systems are inspected regularly to ensue they are in good and safe working order

*Continued from previous page...*

- All emergency exits shall be kept free from obstruction at all times for use of emergency
- Clear instructions of designated emergency meeting point is displayed in the premises
- First aid kit is kept in a visible place in the premises at all times
- No smoking is allowed within or immediately outside the premises and signs will be displayed to notify visitors of this

d) The prevention of public nuisance

- Signs will be displayed prominently to notify visitors to be considerate of the neighbors and leave quietly
- Any delivery service will be arranged with non-motoring vehicle services i.e. Deliveroo; to avoid motoring noise, parking and pollution nuisance
- The extraction system is fitted with attenuation and filtration units, to avoid noise and odour nuisance; fan power level will be kept at minimum to reduce noise level during late night hours

e) The protection of children from harm

- Visiting children will be required to be supervised by adults during the late night hours after 21:00 hours
- Signs will be clearly displayed to notify visitors of this
- On site supervisor will monitor the age of customers

## **Section 19 of 21**

### **NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

### **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00\*

Band E - £125001 and over = 635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

NOTE: From 1st January 2018 Licences if you are granted a Licence to permit the sale/supply of alcohol between midnight and 6am (00:00 and 06:00 hours) on any day you will be liable to pay the Late Night Levy charge. The charge must be paid 14 days after the grant of your Licence, unless you fall within one of the exemption categories. Non-payment of the levy can result in suspension of your licence, as per sections 55A and 92A of the Licensing Act 2003, as amended and section 229(6) of the Police and Social Responsibility Act 2011. For more information below visit <https://www.towerhamlets.gov.uk/latenightlevy>



Continued from previous page...

\* Fee amount (£)

100.00

## DECLARATION

\* I/we understand 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.

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15). THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Abul Kawsar

\* Capacity

Architect

\* Date

20 / 10 / 2021  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

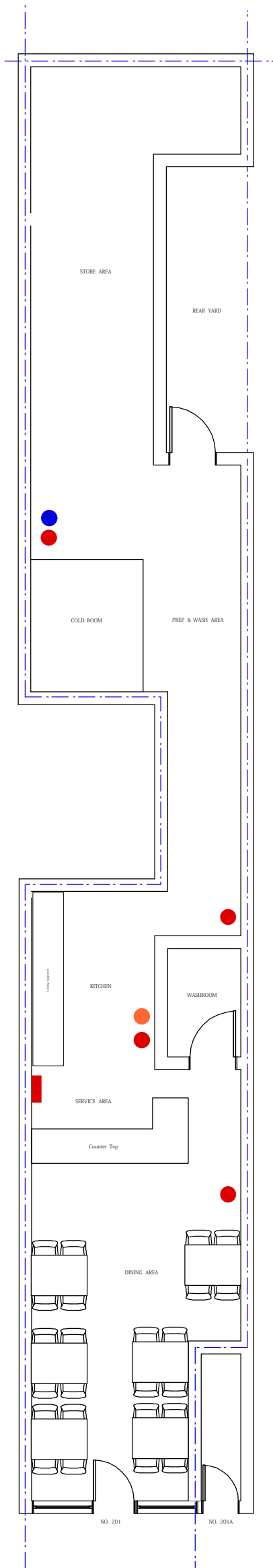
**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**





**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**

**OFFICE USE ONLY**

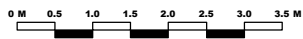
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Fee paid	<input type="text"/>
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ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
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Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
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Is Digitally signed	<input type="checkbox"/>

# Appendix 3



KEY	
	CO2 EXTINGUISHER
	WET CHEMICAL EXTINGUISHER
	FOAM EXTINGUISHER
	FIRE BLANKET

1:100  
Existing Floor Plan



**NOTE:**

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 All dimensions are to be checked on site and any discrepancies between this drawing and any other information given elsewhere must be reported to Tectonics before works proceed.  
 No responsibility is accepted for errors made by third parties in scaling from this drawing.  
 All construction information should be taken from figured dimensions only.  
 All drawings to be read in conjunction with the specification reports where applicable, and all works to be carried out in accordance with the latest British Standards codes of practice.  
 PLANNING DRAWINGS ARE NOT TO BE USED FOR THE PURPOSE OF BUILDING REGULATIONS. REFER TO OTHER DRAWINGS WHERE SPECIFIED.

**APPLICANT: MD ALTAMASUL ISLAM KHAN**  
**SITE: 201 EAST INDIA DOCK RD, E14 0ED**

**PROPOSAL: LATE NIGHT LICENCE**  
**TITLE: EXISTING FLOOR PLAN**

Scale : 1:100 @A3

Date: 20-10-21

Drawing No: GA-01

Revision No: 01

This Drawing is Copyright

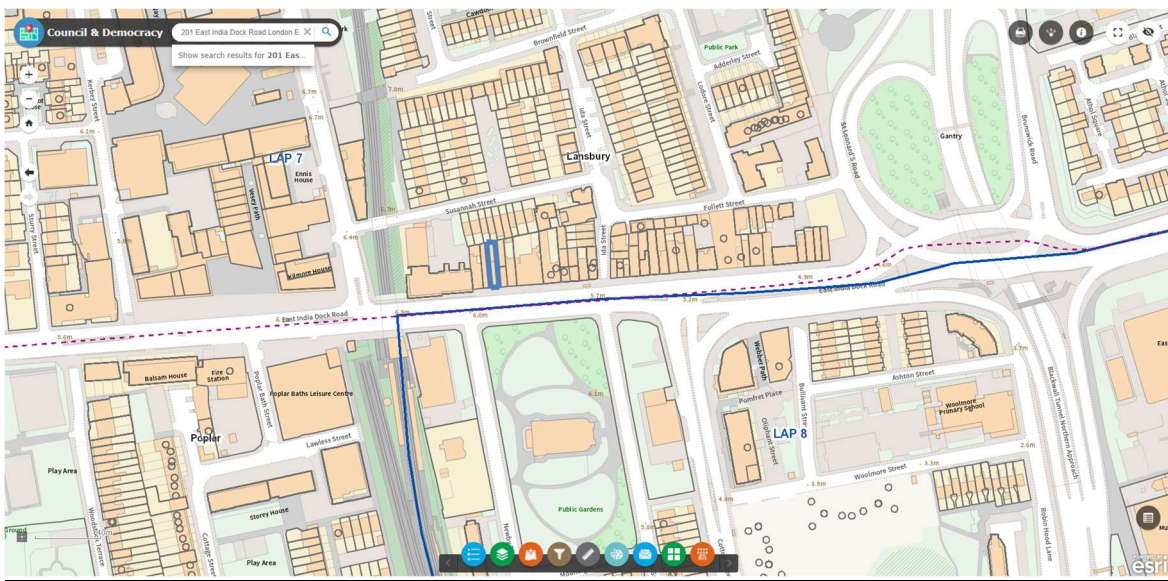
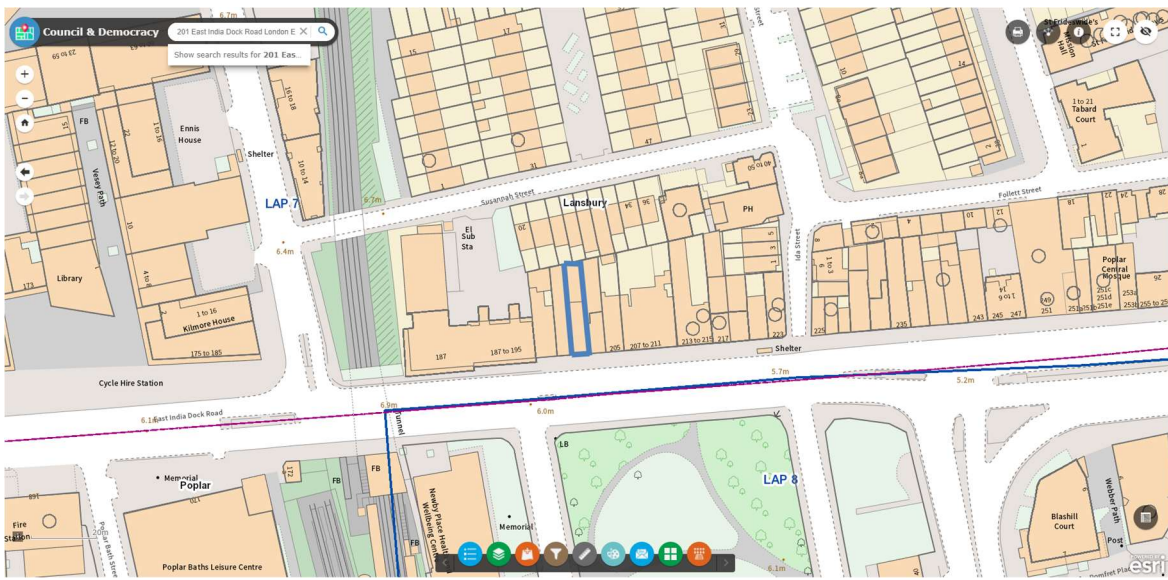
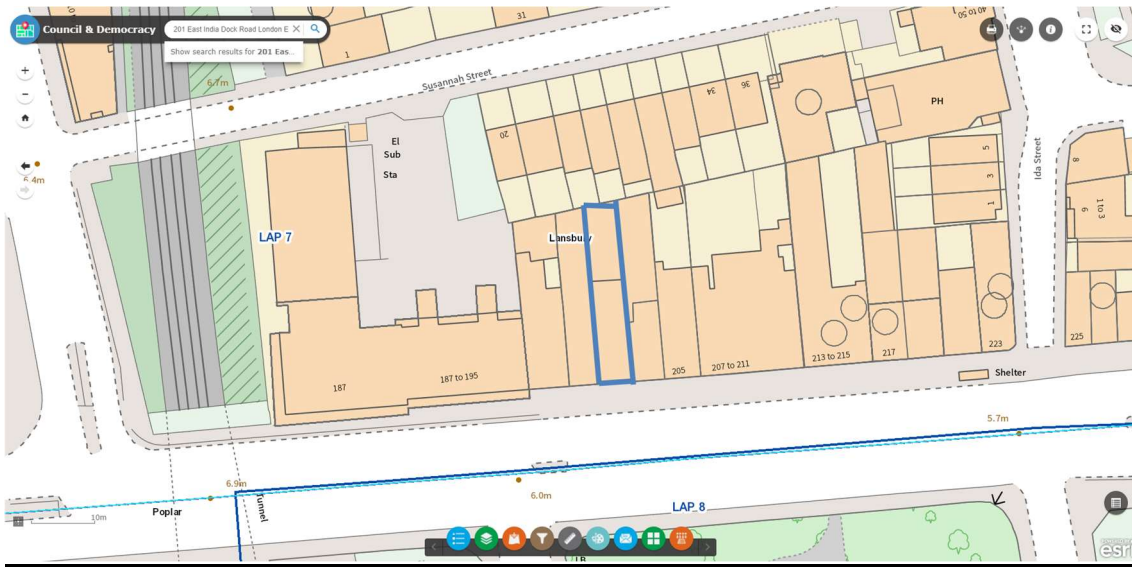
Project No. : A040/E14201

Drawn By: AK



# Appendix 4

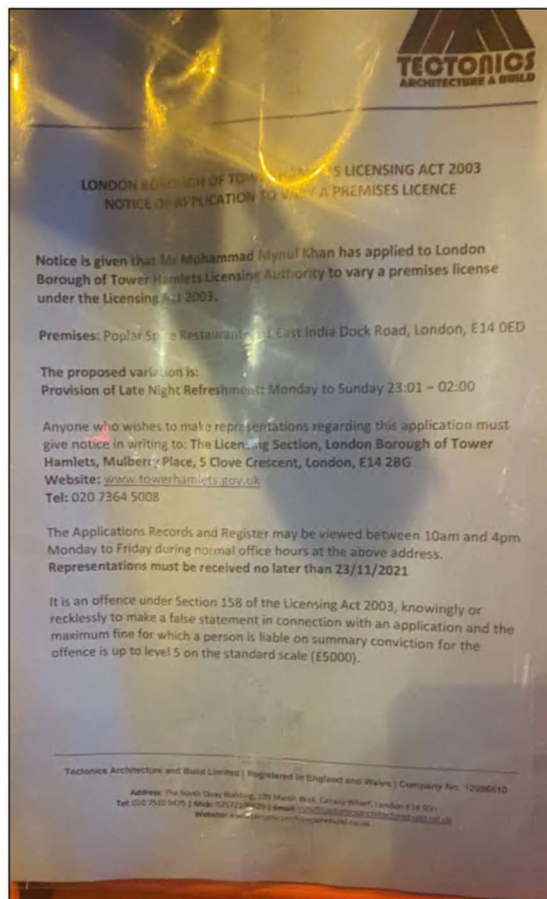
# Maps – 201 East India Dock Road



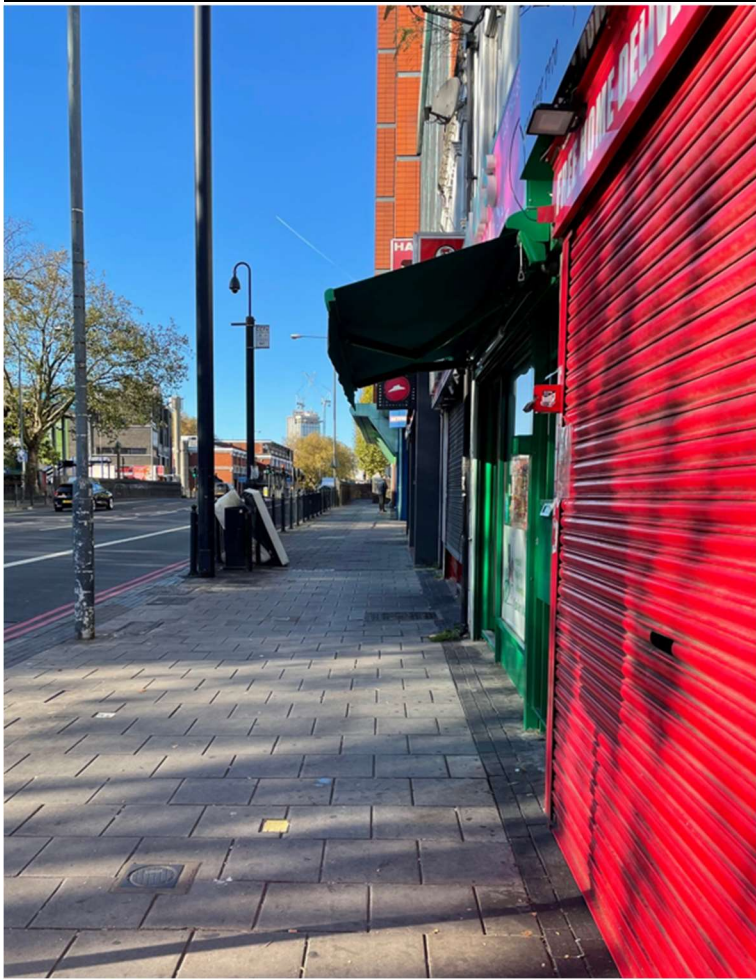
# Appendix 5



## Photos – 201 East India Dock Road









# Appendix 6



**201 East India Dock Road - Nearest licences**

<b>Name and address</b>	<b>Licensable activities and hours</b>	<b>Opening hours</b>
<b>(Nisa)</b> 175-179 East India Dock Road	<b><u>The sale by retail of alcohol(off sales)</u></b> Monday – Sunday from 07:00 to 23:00 hours	Monday - Sunday from 07:00 to 23:00 hours
<b>(Perfect Fried Chicken)</b> 197 East India Dock Road	<b><u>Late Night Refreshments</u></b> Monday to Sunday 23:00 hours – 02:00 hours (the following day)	Monday to Saturday from 11:00 hours – 02:00 hours (the following day)
<b>(Kaymaks Off Licence)</b> 203 East India Dock Road	<b><u>The sale by retail of alcohol (off sales)</u></b> Monday - Sunday 08:00 hours to 02:00 hours the following day	Monday – Sunday 08:00 hours to 02:00 hours the following day.
<b>(Poplar Mini Market)</b> 205 East India Dock Road	<b><u>Sale by retail of alcohol (off sales)</u></b> <ul style="list-style-type: none"> <li>• Sunday to Wednesday 08:00 hours to midnight</li> <li>• Thursday to Saturday 08:00 hours to 01:00 hours the following days</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday to Wednesday 08:00 hours to midnight</li> <li>• Thursday to Saturday 08:00 hours to 01:00 hours the following days</li> </ul>
<b>(Han Restaurant)</b> 213 East India Dock Road	<b><u>Late Night Refreshment</u></b> <ul style="list-style-type: none"> <li>• Sunday to Thursday 23:00 hours to 23:30 hours</li> <li>• Friday and Saturday 23:00 hours to midnight</li> <li>• Christmas Eve, New Years Eve and Chinese New Years Eve 23:00 hours – 01:00 hours</li> </ul> <b><u>Supply of alcohol (on sales)</u></b> <ul style="list-style-type: none"> <li>• Sunday to Thursday 12:00 hours to 23:30 hours</li> <li>• Friday and Saturday 12:00 hours to midnight</li> <li>• Christmas Eve, New Years Eve and Chinese New Years Eve 23:00 hours – 01:00 hours</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday to Thursday 12:00 hours to 23:30 hours</li> <li>• Friday and Saturday 12:00 hours to midnight</li> <li>• Christmas Eve, New Years Eve and Chinese New Years Eve 23:00 hours – 01:00 hours</li> </ul>
<b>(Costcutter)</b> 219 East India Dock Road	<b><u>The sale by retail of alcohol (off sales)</u></b> Monday - Sunday from 06:00 hours to 02:00 hours the following day	Monday - Sunday 06:00 hours to 02:00 hours the following day
<b>(Spice Hut)</b> 221 East India Dock Road	<b><u>The Provision of Late Night Refreshments (inside &amp; outside)</u></b> <ul style="list-style-type: none"> <li>• Sunday to Thursday from 23:00 hrs to 01:00 hrs (the following day)</li> <li>• Friday and Saturday from 23:00 hrs to 02:00 hrs (the following day)</li> </ul>	<ul style="list-style-type: none"> <li>• Sunday to Thursday from 11:00 hrs to 01:00 hrs (the following day)</li> <li>• Friday and Saturday from 11:00 hrs to 02:00 hrs (the following day)</li> </ul>

# Appendix 7

## **Section 182 Advice by the Home Office Updated on April 2018**

### Relevant, vexatious and frivolous representations

9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.

9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.

9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.

9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards. If consideration is not to be delegated, contrary to the recommendation in this

Guidance, an assessment should be prepared by officials for consideration by the sub-committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

# Appendix 8



Licensing Authority :

[Corinne.Holland](#) [REDACTED]

CC: Applicant's agent – Abul Kawsar  
[REDACTED]

23<sup>rd</sup> November 2021

Your reference

My reference: LIC/142900/MA

Dear Sir/Madam,

### **Licensing Act 2003**

New premises licence application: Poplar Spice, 201 East India Dock Road, London E14 0ED

The Licensing Authority (acting as a Responsible Authority) is making a representation against the above application on the grounds of:

- *the prevention of public nuisance*

#### Licensable activities and times

The applicant has applied for the provision of late night refreshment (indoors) for the following hours:

- Monday to Sunday, from 23:01 to 02:00 hrs the following day

It is not clear what the applicant intends to do between 23:00 hrs to 23:01. This will need to be clarified as technically there could be a breach of licence.

#### Licensable activities and times

*The Licensing Authority has had regard to the Guidance to the Act when determining this policy. The end times set out in the policy are not (and should not be regarded as) the 'usual' or 'normal' terminal hour for licensable activities in the Borough. Instead, the 'framework hours' serve to identify cases where the Licensing Authority will pay particular regard to the likely effect on the local neighbourhood of carrying out the proposed licensable activities during the hours applied for. Applications for hours up to the end of the Framework Hours will not automatically be granted. This policy will be applied only where relevant representations are made. Each case will be considered on its merits.*

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

*Applications in respect of premises licences and club premises certificates to authorise licensable activities outside the framework hours, and in respect of which relevant representations are made, will be decided on their own merits and with particular regard to the following.*

**Tower Hamlets Council**  
Town Hall  
Mulberry Place  
5 Clove Crescent  
E14 2BG

- a) *The location of the premises and the general character of the area in which the premises are situated. (i.e. does the area include residential or business premises likely to be adversely affected).*
- b) *The proposed hours during which licensable activities will be take place and the proposed hours during which customers will be permitted to remain on the premises.*
- c) *The adequacy of the applicant's proposals to address the issues of the prevention of crime and disorder and the prevention of public nuisance.*
- d) *Where the premises have been previously licensed, the past operation of the premises.*
- e) *Whether customers have access to public transport when arriving at or leaving the premises at night time and in the early hours of the morning.*
- f) *The proximity of the premises to other licensed premises in the vicinity and the hours of those other premises.*

#### The Home Office guidance

under Section 182 of the Licensing Act 2003 (8.42) says:

*"Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:*

- *the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;*
- *any risk posed to the local area by the applicants' proposed licensable activities; and*
- *any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks."*

It is noted the London East Communications Ltd (lapsed) had a licence until 02:00 hrs and the new individual applicant Mohammed Mynul Alam KHAN was the director.

This Authority is concerned that allegations have been made that the premises has been conducting licensable activities beyond licensed times. The Licensing Authority's warning letter dated 8<sup>th</sup> July 2021 is attached. There are also previous complaints as follows:

- 08/06/2021, alleging the premises has been trading until 03:00 hrs
- 16/12/2020, breach of covid 19 curfew



On a balance of probability, the above allegations show there is a concern that the premises may be unable to comply with the Licensing Act 2003. However, in the two recent visits by the Licensing Authority the premises was found to be compliant.

The Licensing Authority may consider withdrawing this representation if the applicant is able to provide assurance that the Licensing Act 2003 would not be breached by offering appropriate conditions for the promotion of the licensing objectives.

In addition, I would also ask the applicant to accept the following conditions:

1. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.*
  - (a) *All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.*
  - (b) *The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.*
  - (c) *All recordings shall be stored for a minimum period of 31 days with date and time stamping.*
  - (d) *Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.*
2. *A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.*
3. *An incident log shall be kept at the premises and record all incidents of crime and disorder associated with the premises. The incident log shall be made available on request to an authorised officer of the Council or the Police.*
4. *Signs shall be prominently displayed both inside and outside the premises asking customers to respect local residents and be quiet when leaving the premises.*

Yours faithfully

  
Mohshin Ali  
Senior Licensin Officer

London East Communications Ltd  
201 East India Dock Road  
Poplar  
London  
E14 0ED

8<sup>th</sup> July 2021

Your reference  
My reference: EHTS/LIC/CMU - 105901/MA

Dear Sir/Madam,

PLACE Directorate  
Public Realm

Environmental Health & Trading Standards  
Licensing & Safety Team  
Mulberry Place (2<sup>nd</sup> floor)  
5 Clove Crescent  
London E14 2BG

Tel: 020 7364 5498  
Fax: 020 7364 0863  
Email: [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

[www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk)

### **Licensing Act 2003**

Premises: (Poplar Spice), 201 East India Dock Road, London E14 0ED

Licence number: 17303

I write to you as the licence holder of the above premises. The Licensing Authority has received a complaint (on the 29<sup>th</sup> June 2021) alleging that you are conducting licensable activities past 03:00 hours and making a lot of noise.

Please be advised that your licensed times are as follows:

#### ***“The provision of late night refreshment***

- *Monday to Sunday from 23:00hrs to 02:00hrs (the following day)*

#### ***The opening hours of the premises***

- *Monday to Sunday from 11:00hrs to 02:00hrs (the following day)”*

In addition you have the following condition on your licence:

#### ***“Annex 2 - Conditions consistent with the operating Schedule***

1. *Signage shall be displayed advising patrons to leave the premises quietly”.*

I must advise you that:

**A breach of a condition of the licence is a criminal offence.**

**A person guilty of an offence under section 136 (1) of the ACT is liable on a summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.**

Please be advised that you also have a duty to comply with the four licensing objectives, namely:

- *The prevention of crime and disorder*
- *The prevention of public nuisance*
- *Public safety*
- *The protection of children from harm*

Please be advised that responsible authorities/other persons can trigger a review of your premises licence if the licensing objectives are not being promoted or if the conditions of the licence are being breached. If the review gets triggered then the application will be dealt with by way of a public hearing by the Tower Hamlets Licensing Sub-committee. Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- *modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;*
- *exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption)*
- *remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;*
- *suspend the licence for a period not exceeding three months;*
- *revoke the licence.*

Your premises will be monitored for compliance of the Licensing Act 2003. Should you be found to be in breach of the licence, enforcement action may be sought in the form of a prosecution or a review of the licence. The issues have been raised with Environmental Health Noise Team and the Met Police Licensing as part of the Licensing Enforcement Forum.

Please also see attached the leaflet regarding Covid-19.

If you are experiencing financial difficulties as a result of Covid-19 please visit the Council's "Coronavirus – support for businesses" webpage where you can find out what the support the Council is able to provide. This page also links directly to the Government Guidance pages that have further information relating to business support that might be available.

[https://www.towerhamlets.gov.uk/lqnl/business/Coronavirus\\_business.aspx](https://www.towerhamlets.gov.uk/lqnl/business/Coronavirus_business.aspx)

The authority appreciates that not all complaints are justified when they are made but it is our procedure to bring them to the attention of the premises holder, and invite you to make any comments you consider appropriate.

Yours faithfully

A black rectangular redaction box covering the signature of the sender.

Mohshin Ali

**Senior Licensing Officer**

A black rectangular redaction box covering the contact information of the sender.



Hands



Face



Space



Fresh air



## **Coronavirus Business Restrictions (Hospitality)** **(Step 3 Restrictions, Post 17<sup>th</sup> May 2021)**

### • **Risk assessment**

Review the Risk Assessment. Controls Measures must be adequate to reduce the risk of coronavirus transmission as far as reasonably practicable.

Risk Assessment and Control Measures must have regard to the Governments Guidance: Working safely during coronavirus and the Coronavirus Business Restrictions detailed in the Health Protection (Coronavirus, Restrictions) (Steps) (England) Regulations 2021.

The Risk Assessment also needs to consider:

- Safe capacity and how this will be managed
- Safe queuing and how this will be managed
- Measures to prohibit those with symptoms of coronavirus from entering, see link for symptoms: <https://www.nhs.uk/conditions/coronavirus-covid-19/symptoms/>

### Playing of music, dancing and singing

Government Guidance on Working safely during coronavirus, stresses that venues need to take all reasonable steps to:

- Prevent singing or dancing on the premises; and
- Prevent music being played on the premises which could cause people unduly needing to raise their voices

This is to reduce transmission of coronavirus through contact and aerosol spread.

### Guidance and Support

Tower Hamlets Coronavirus Support for Businesses web page provides links to the Health and Safety Executive (HSE) pages on “Working Safety with Coronavirus” and their template risk assessments. It also provides information on support available locally and nationally.

[https://www.towerhamlets.gov.uk/lqnl/business/Coronavirus-business/Coronavirus\\_business.aspx](https://www.towerhamlets.gov.uk/lqnl/business/Coronavirus-business/Coronavirus_business.aspx)

### • **Take Away Food and Drink (including Alcohol)**

Restricted Businesses are permitted to sell food or drink for consumption off the premises, i.e. to be consumed away from the premises.

In respect of Off Sales of Alcohol Tower Hamlets expects venues to:

1. take proactive steps to prevent customers loitering/gathering in the immediate vicinity of the premises to consume alcohol.  
*(This is not in respect to venues permitted outside areas covered by either the Premises Licence or Pavement Licence.)*
2. consider the use of their refusal system for customers who are seen causing nuisance (including loitering/gathering in the immediate vicinity).
3. have effective management systems in place to ensure designated outside areas where Table Service is occurring complies with Coronavirus Businesses Restrictions and reduces any negative effect on residents.

*Tower Hamlets Council would like to take this opportunity to sincerely thank you for your compliance in this difficult time. Your continued assistance and cooperation is very much appreciated and it is this continued to assistance and cooperation that will help the country in reducing the spread of Covid-19.*





Hands



Face



Space



Fresh air



### • **Hospitality Restrictions**

#### Table Service

Restricted Businesses **must**;

- a) where they **sell alcohol** (see below for exception for Cinemas, Theatres, Concert Halls & Sports Grounds);
  - i. only serve food or drink that is ordered by, and served to, a customer who is seated on the premises, and
  - ii. take all reasonable steps to ensure that the customer remains seated whilst consuming the food or drink on the premises.
- b) Where they do **not sell alcohol**;
  - take all reasonable steps to ensure that the customer remains seated whilst consuming the food or drink on the premises.

Please note that the restrictions in relation to "Table Service" above includes consumption of food or drink on an area adjacent to the Restricted Business:

- where seating is made available for its customers (whether or not by the business or the provider of the service), or
- which its customers habitually use for consumption of food or drink served by the business or service.

#### Table Service exception for Cinemas, Theatres, Concert Halls and Sports Grounds

These venues who **sell alcohol** do not have to comply with a) above if:

- the food or drink is ordered by a customer who has a ticket for an exhibition of a film, a performance or an event of training or competition at the venue, and
- the food or drink is served to the customer to consume in the area where the audience is seated at the venue to watch the exhibition, performance or event.

The above exception does not apply where a customer has a seat in a corporate box.

*Further exceptions for hospitality businesses are detailed in the Health Protection (Coronavirus, Restrictions) (Steps) (England) Regulations 2021.*

### • **Hospitality Group Restrictions**

#### Indoors

All hospitality businesses **must**:

- Take all reasonable measures to ensure that no bookings are accepted for a group of more than six persons;
- Take all reasonable measures to ensure that no persons are admitted into the premises in a group of more than six persons;
- Take all reasonable measures to ensure that there is no mingling between groups.

*Exceptions to the rule of 6 apply if all the persons are members of no more than two households.*

#### Outdoors

All hospitality businesses **must**:

- Take all reasonable measures to ensure that no bookings are accepted for a group of more than thirty persons;

*Tower Hamlets Council would like to take this opportunity to sincerely thank you for your compliance in this difficult time. Your continued assistance and cooperation is very much appreciated and it is this continued to assistance and cooperation that will help the country in reducing the spread of Covid-19.*





Hands



Face



Space



Fresh air



- Take all reasonable measures to ensure that no persons are admitted into the premises in a group of more than thirty persons;
- Take all reasonable measures to ensure that there is no mingling between groups.

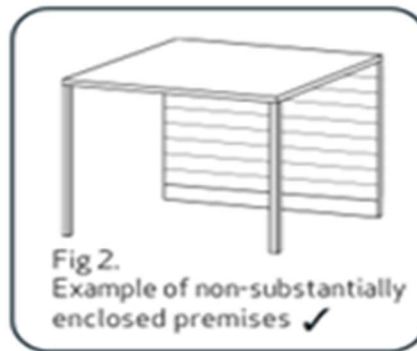
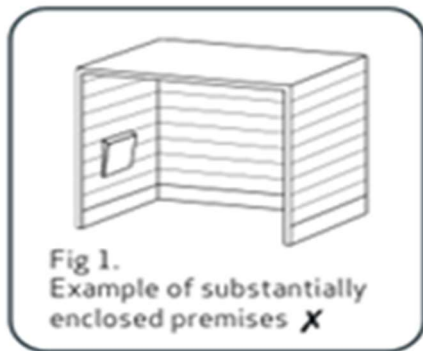
### Outdoor/Indoor distinction

A place is indoors if it would be considered to be enclosed, or substantially enclosed, for the purposes of section 2 of the Health Act 2006, under the Smoke-free (Premises and Enforcement) Regulations 2006.

Therefore, care is needed where considering use of marquees or similar outdoor shelters. Such places must:

- have spaces for air that must be not less than 50% of the substantial construction,
- not be wholly enclosed, or substantially enclosed,
- not have sides, including doors, windows or other fittings that can be opened or shut (including curtains), that enclose more than 50% of the shelter.

Below is an example of Substantially and Non-substantially:



### • Hospitality and Social Distancing

All hospitality businesses must take all reasonable measures to ensure that an appropriate distance is maintained between tables occupied by persons who are not in the same qualifying group (see rule of six above):

- appropriate distance” means a distance between tables of at least two metres; or one metre, if:
  - o there are barriers or screens between tables; or,
  - o the tables are arranged with back to back seating, or otherwise arranged to ensure that persons sitting at one table do not face any person sitting at another table at a distance of less than two metres; or,
  - o other measures are taken to limit the risk of transmission of the coronavirus between people sitting at different tables.

### • Face coverings

Responsible person of a relevant places (indoors) (see link below for list relevant places) must:

- display a notice in a conspicuous location or take other measures to inform people of their legal obligation to wear a face-covering, unless they are exempt; or,
- take other measures to ensure that any person who enters the relevant area without wearing a face covering is given the information that the person is required to wear a face covering unless an exemption applies to the person or the person has a reasonable excuse not to wear a face covering,
- ensure that staff in retail, leisure and hospitality working in any indoor area that is open to the public and where they are likely to come into contact with a member of the public must wear a Face Covering.

*Tower Hamlets Council would like to take this opportunity to sincerely thank you for your compliance in this difficult time. Your continued assistance and cooperation is very much appreciated and it is this continued to assistance and cooperation that will help the country in reducing the spread of Covid-19.*



Hands



Face



Space



Fresh air



See link below for more guidance:

<https://www.gov.uk/government/publications/face-coverings-when-to-wear-one-and-how-to-make-your-own>

• **Test and Trace**

All premises that provide food and drink (for consumption on the premises), leisure and tourism services, close physical contact services, services provided for social, cultural and recreational purposes **must**:

- a) Display an official NHS QR Poster.
- b) Request that all customers and visitors scan the NHS QR Code or provide their contact details.
- c) Keep a record of all staff working on their premises and shift times on a given day and their contact details.
- d) Have an alternative method to collect contact details, which doesn't require a smart phone.
- e) Keep these records any contact records securely for 21 days before destroying it and provide this data to NHS Test and Trace if requested.
- f) Adhere to General Data Protection Regulations.

Hospitality businesses **must** also take reasonable steps to refuse entry to those who refuse to provide contact details.

*Where there is reason to believe that the individual cannot provide their details because of physical or mental disability or other reason related to their health or is under the age of 16 they are exempt from the above.*

See links below for more guidance: <https://www.gov.uk/guidance/maintaining-records-of-staff-customers-and-visitors-to-support-nhs-test-and-trace>

• **Self-isolation of workers**

Employers must not knowingly require or encourage someone who is being required to self-isolate to come to work.

***Failure to comply with the above may result in financial penalties by way of fines issues against your business.***

*Please note that the above is not a definitive list of how to comply with Covid-19 restrictions and you should visit the Government and Health and Safety Executive Guidance in the Council's support for businesses page below.*

**Useful links**

**Tower Hamlets: Coronavirus – support for businesses**

[https://www.towerhamlets.gov.uk/lgn/business/Coronavirus-business/Coronavirus\\_business.aspx](https://www.towerhamlets.gov.uk/lgn/business/Coronavirus-business/Coronavirus_business.aspx)

**Government Guidance on Closing certain businesses and venues in England**

<https://www.gov.uk/government/publications/further-businesses-and-premises-to-close>

**New Temporary off-sales permissions**

<https://www.gov.uk/government/publications/guidance-for-temporary-alcohol-licensing-provisions-in-the-business-and-planning-bill>

*Tower Hamlets Council would like to take this opportunity to sincerely thank you for your compliance in this difficult time. Your continued assistance and cooperation is very much appreciated and it is this continued to assistance and cooperation that will help the country in reducing the spread of Covid-19.*

# Appendix 9

Royal Mail  
Romford  
Mail Centre  
19/11/2021  
20:30:07  
245440059

Shop Early  
Send Ea  
Chris  
send.roya



TO

THE LICENSING SECTION

CB OF TOWER HAMLETS

5 CLOVE CRESCENT, MULBERRY PLACE

E14 2BA

A Ahmed



Dear Whoever it may concern

I am writing in concern to the application for a late licence applied for the property of Poplar Spice at 201 east India Dock road E14 0ED.

I would like to leave my comments regarding this application. This business, when it did have its late licence, there's been several occasions I have seen the shutters half down, and customers and drivers outside, which I find severely unfair. Since they have been closed that side of the high road has considerably been better.

Kind regards  
A Ahmed

# Appendix 10

Royal Mail  
Romford  
Mail Centre  
19111/2021  
20.30.16  
243445814

Shop Early.

Send Early

Chris

sendroya



To

THE LICENSING SECTION  
LONDON BOROUGH OF TOWER HAMLETS  
MULBERRY PLACE  
5 CLOVE CRESCENT  
E14 2BA

Mr Kamal Uddin



Dear Licensing Team

I am writing to appeal against the application for a late premises licence applied for the property 201 east India Dock road E14 0ED. I recently found out that they lost their late licence which has been good for the neighbourhood for the last month or so. I am the landlord of [REDACTED] east India Dock road E14 0ED, and I have received many complaints from my tenants and guests that stay at my rooms above about them abusing their late licence. I myself when I have stayed there have seen the store after 2am, when other shops are shut or shutters down, I have seen customers being served with their shutters half down and the shop still being open and running reduced after 2am. I would advise against granting them their licence again up until 2am.

Kind regards

Mr Kamal Uddin



# Appendix 11

Royal Mail  
Romford  
Mail Centre  
19/11/2021  
20:00:10  
243410012

Shop Early  
Send Early  
Christmas  
send.royalmail



TO

THE Licensing section  
London borough of Tower Hamlets  
Mulhens Place  
5 Clove Crescent  
E14 2BA

Shopon Miah



Dear Whoever it may concern

I am writing in concern to the application for a late licence applied for the property of Poplar Spice at 201 east India Dock road E14 0ED.

I would like to leave my comments regarding this application. I believe granting another late licence to this road will be detrimental to the high street. This property in question, has always had complaints from my tenants, at my properties in the local area, for not following the late licence rules completely which causes people to still be loitering around the high road, which feels unsafe when walking past.

Kind regards

Shopon Miah

# Appendix 12

## Corinne Holland

---

**From:** Tectonics Architecture & Build <[REDACTED]>  
**Sent:** 09 December 2021 14:17  
**To:** Mohshin Ali; Corinne Holland  
**Subject:** RE: LA Rep: Poplar Spice, 201 East India Dock Road, London E14 0ED  
**Attachments:** IMG-20211125-WA0000.jpg; IMG-20211125-WA0001.jpg; IMG-20211125-WA0003.jpg; IMG-20211125-WA0004.jpg; IMG-20211130-WA0008.jpg; IMG-20211130-WA0009.jpg; IMG-20211202-WA0000.jpg; IMG-20211209-WA0000.jpg; IMG-20211209-WA0001.jpg; IMG-20211209-WA0002.jpg; IMG-20211209-WA0003.jpg; IMG-20211209-WA0004.jpg; IMG-20211209-WA0005.jpg; IMG-20211209-WA0006.jpg

Dear Mr Ali,

In order to comply with the Licensing Act 2003, my client has implemented/will implement the following:

1. New CCTV cameras will be installed to the front of the premises to identify every person entering and exiting the premises, this is in addition to the CCTV surveillance already in existing in the premises. The recordings will be continuous during the hours of operation in line with the licensable activities, and stored for a minimum of 31 days with date and time stamped.
2. A competent supervisor will be available in the premises at all times during hours of operation.
3. An incident log book has been placed within the premises to record all incidents of crime and disorder, to be made available to the Authorities upon request.
4. Signs have been prominently displayed inside and out of the premises to ensure visitors are reminded to respect the local residents.

Please find herewith evidence of the conditions already in place, in the pictures provided in the attachments.

Furthermore, the last orders will be taken 30 minutes prior to closing time to ensure the premises is emptied in time of the licensable hours; and during time between 23.00 - 23.01 the late night changeover will take place and there will be no trading activity taking place within the premises.

I hope all of the above satisfactory, if you have any further concerns please don't hesitate to contact me.

Kind regards,

**Abul Kawsar**  
Architect Technologist (BA Hons)  
RTPI Associate

For and on behalf of **Tectonics Architecture & Build**.

**Tectonics Architecture & Build is a affiliate member of: Local Authority Building Control | Tower Hamlets Council | Newham Council**

[REDACTED]  
[REDACTED]

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On 9 December 2021 at 13:25:36 -00:00, Mohshin Ali <Mohshin.Ali [REDACTED]>

Dear Mr Kawsar,

Thank you for your email and accepting the conditions proposed by the Licensing Authority.

However, your client will need to provide assurance that the Licensing Act 2003 would not be breached by offering additional appropriate conditions to promote the licensing objectives. They may wish to think about how the premises will emptied within time.

Also, it is still not clear what the applicant intends to do between 23:00 hrs to 23:01 hrs.

Kind regards,

**Mohshin Ali**

Senior Licensing Officer

Licensing and Safety Team

Environmental Health & Trading Standards

Place Directorate

Mulberry Place

5 Clove Crescent

London E14 2BG

[REDACTED]

[www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk) ; [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

Follow us on:

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**From:** Tectonics Architecture & Build <[REDACTED]>  
**Sent:** 24 November 2021 15:23  
**To:** Mohshin Ali [REDACTED]  
**Subject:** Re: LA Rep: Poplar Spice, 201 East India Dock Road, London E14 0ED

Dear Mr Ali,

I write to you, as the agent acting on behalf of my clients who are the premises owners, in response to the representation made against the new premises licence application for Poplar Spice, 201 East India Dock Road, London E14 0ED.

I have addressed your points of concerns raised in the letter and can assure you moving forwards my clients will be better advised and guided with the activities to be taken place within the premises, in order to comply the all the licensing requirements. They sincerely apologise for past instances of non-compliance where they have unintentionally breached restrictions.

I can now assure you they have been instructed to follow the guidelines and the conditions as set out in your letter, as below:

*"1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team.*

*(a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.*

*(b) The CCTV system shall continually record whilst the premises is open for licensable*

*activities and during all times when customers remain on the premises.*

*(c) All recordings shall be stored for a minimum period of 31 days with date and time stamping.*

*(d) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.*

*2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.*

*3. An incident log shall be kept at the premises and record all incidents of crime and disorder associated with the premises. The incident log shall be made available on request to an authorised officer of the Council or the Police.*

*4. Signs shall be prominently displayed both inside and outside the premises asking customers to respect local residents and be quiet when leaving the premises."*

If you have any further concerns with regards to this matter please don't hesitate to contact me to take further action.

I look forward to hearing from you.

Kind regards,

**Abul Kawsar**  
Architect Technologist (BA Hons)

RTPI Associate



For and on behalf of **Tectonics Architecture & Build**.

**Tectonics Architecture & Build is a affiliate member of: Local Authority Building Control | Tower Hamlets Council | Newham Council**



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On 23 November 2021 at 17:31:34 -00:00, Mohshin Ali < wrote:

Licensing Authority:

[Corinne.Holland](#) 

CC: Applicant's agent – Abul Kawsar



23<sup>rd</sup> November 2021

Your reference

My reference: LIC/142900/MA

Dear Sir/Madam,

**Licensing Act 2003**  
**New premises licence application: Poplar Spice, 201 East India Dock Road,**  
**London E14 0ED**

Please see attached the Licensing Authority's (responsible authority) representation.

Kind regards,

**Mohshin Ali**

Senior Licensing Officer

Licensing and Safety Team

Environmental Health & Trading Standards

Place Directorate

Mulberry Place

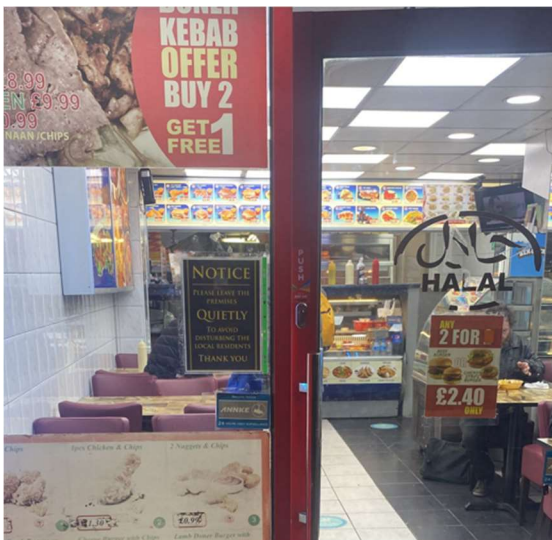
5 Clove Crescent

London E14 2BG

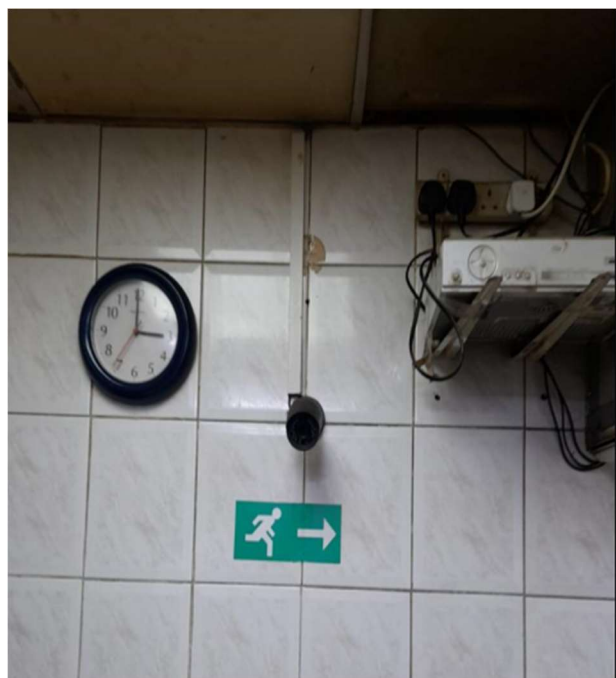
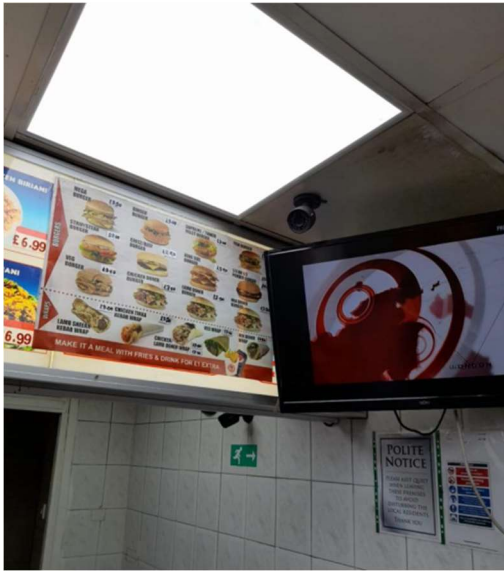
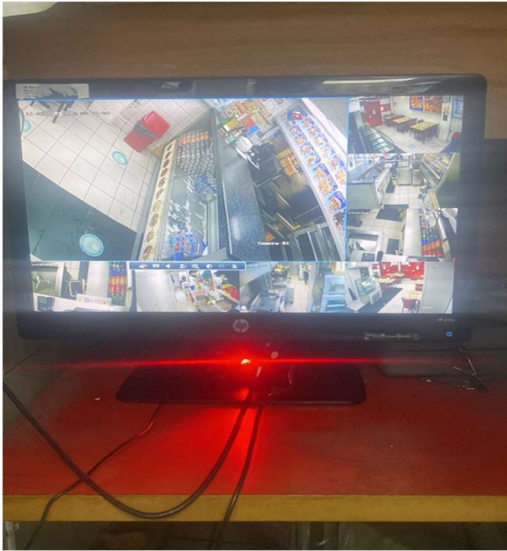


[www.towerhamlets.gov.uk](http://www.towerhamlets.gov.uk) ; [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

**Agents Photos sent 09/12/21**









# Appendix 13

## Prevention of Public Nuisance

- 9.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 9.2 The concerns mainly relate to noise nuisance both from the premises and customer egress, light pollution, noxious smells and disruption from parked vehicles and due regard will be taken of the impact these may have in considering a licence. The Licensing Authority will expect Operating Schedules to satisfactorily address these issues. Applicants are advised to seek advice from the Council's Environmental Health Officers before preparing their plans and Schedules.
- 9.3 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the problems identified in Section 18 of this Policy (Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area), and these may include conditions drawn from the Model Pool of Conditions found in the Secretary of States Guidance.
- 9.4 **Street Furniture** – placing of street furniture, which includes advertising boards, on the highway can cause a public nuisance by way of obstruction, or encourage consumption of alcohol on an unlicensed area. The Licensing Authority expects applicants to have ensured that they fully comply with the Council's rules relating to authorisation of obstructions on the highway, and that the required authorisations are obtained prior to submitting a licence application. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street furniture, including on private land.
- 9.5 **Fly Posting** – The Council has experienced problems with "fly posting" in relation to venues that offer entertainment. Fly posting is the unauthorised posting of posters / advertisements etc. Where it considers it proportionate and appropriate, and its discretion is engaged, the Licensing Authority will attach conditions relating to the control of fly posting to ensure that venues clearly prohibit all fly posting in their contract terms with others and they effectively enforce this control.

# Appendix 14



# Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2018

## Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

# Appendix 15

## Licensing Policy, updated November 2018

### Crime and Disorder

- 7.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems and to store prescribed information.
- 7.2 When addressing crime and disorder the applicant should initially identify any particular issues (having regard to their particular type of premises and / or activities) which are likely to adversely affect the promotion of the crime and disorder licensing objective. Such steps as are required to deal with these identified issues should be included within the applications operating schedule. Where the Metropolitan Police, acting as a responsible authority, makes recommendations in respect of an application relating to the licensing objectives the Licensing Authority would expect the applicant to incorporate these into their operating schedule.
- 7.3 Applicants are recommended to seek advice from Council Officers and the Police as well as taking into account, as appropriate, local planning and transport policies, with tourism, cultural and crime prevention strategies, when preparing their plans and Schedules.
- 7.4 In addition to the requirements for the Licensing Authority to promote the licensing objectives, it also has duties under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough and to share prescribed information.
- 7.5 The Licensing Authority, if its discretion is engaged, will consider attaching Conditions to licences and permissions to deter and prevent crime and disorder both inside and immediately outside the premises and these may include Conditions drawn from the Model Pool of Conditions relating to Crime and Disorder given in the Secretary of State's Guidance.
- 7.6 **CCTV** - The Licensing Authority, if its discretion is engaged, will attach conditions to licences, as appropriate where the conditions reflect local crime prevention strategies, for example the provision of closed circuit television cameras.

7.7 **Touting** – This is soliciting for custom. There has been a historic problem with Touting in the borough, mainly in relation to restaurants, and as such in 2006 the Council introduced a byelaw under Section 235 of the Local Government Act 1972 for the good rule and government of the London Borough of Tower Hamlets and for the prevention and suppression of nuisances.

As a result, in relation to premises where there is intelligence that touting is, or has been carried out, the Licensing Authority, where its discretion is engaged will insert a standard condition that prohibits 'touting' as follows:-

- 1) No person shall be employed to solicit for custom or be permitted to solicit for custom for business for the premises in any public place within a 500 meters radius of the premises as shown edged red on the attached plan.( marked as Appendix -)
- 2) Clear Signage to be placed in the restaurant windows stating that the premises supports the Council's 'No Touting' policy.

7.8 **Responsible Drinking** - The Licensing Authority expects alcohol to be promoted in a responsible way in the Borough. This should incorporate relevant industry standards, such as the Portman Group Code of Practice. Where appropriate and proportionate, if its discretion is engaged, the Licensing Authority will apply conditions to ensure responsible drinking. The Licensing Authority also recognises the positive contribution to best practice that "Pubwatch" and other similar schemes can make in promoting the licensing objectives and is committed to working with them.

Model Pool Conditions can be found in the Secretary of State's Guidance.

7.9 **Criminal Activity** - There is certain criminal activity that may arise in connection with licensed premises which the Licensing Authority will treat particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;

- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

The Secretary State's Guidance states that it is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and this Licensing Authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence, even in the first instance, should be seriously considered.

7.10 In particular the Licensing Authority is mindful of the Secretary of State's Guidance "Reviews arising in connection with crime".

7.11 From 1 April 2017, businesses which sell alcohol (for example, retailers of alcohol and trade buyers) will need to ensure that the UK wholesalers that they buy alcohol from have been approved by HMRC under the Alcohol Wholesaler Registration Scheme (AWRS). They will need to check their wholesalers Unique Registration Number (URN) against the HMRC online database which will be available from April 2017. This is an ongoing obligation and if a business is found to have bought alcohol from an unapproved wholesaler, they may be liable to a penalty or could even face criminal prosecution and their alcohol stock may be seized. Any trader who buys alcohol from a wholesaler for onward sale to the general public (known as a 'trade buyer') does not need to register unless they sell alcohol to other businesses. Examples of trade buyers would be pubs, clubs, restaurants, cafes, retailers and hotels. However, they will need to check that the wholesaler they purchase alcohol from is registered with HMRC. Further information may be found at: <https://www.gov.uk/guidance/the-alcohol-wholesaler-registration-scheme-awrs>.

## **Smuggled goods**

7.12 The Licensing Authority will exercise its discretion to add a standard condition as follows:-

- 1) The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers other than from established traders who provide full receipts at the time of delivery to provide traceability.
- 2) The premises licence holder shall ensure that all receipts for goods bought include the following details:
  - i. Seller's name and address
  - ii. Seller's company details, if applicable
  - iii. Seller's VAT details, if applicable
  - iv. Vehicle registration detail, if applicable
- 3) Legible copies of the documents referred to in 2) shall be retained on the premises and made available to officers on request.
- 4) The trader shall obtain and use a UV detection device to verify that duty stamps are valid.
- 5) Where the trader becomes aware that any alcohol may be not duty paid they shall inform the Police of this immediately.

## **Olympic Park – Football Ground**

7.13 Premises where Police intelligence shows that football supporters congregate within the borough should consider in their application form the following conditions:

- 1) On Match Days for premises licensed for the supply of alcohol for consumption on the premises:
  - a) Drinks shall only be supplied in polypropylene or similar plastic and all bottled drinks shall be poured into such drinking vessels before being handed to the customer. These should be made of recyclable materials.
  - b) Registered door staff shall be employed to control the entry and exits to the premises and to manage any licensed outside area(s).

# Appendix 16



# Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated April 2018

## Crime and disorder

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.2 In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority (“SIA”) as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.
- 2.3 Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

- 2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.
- 2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

# Appendix 17

## **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

# Appendix 18

## **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 of 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.