

# Appendix 1



**Lic No:  
135242**

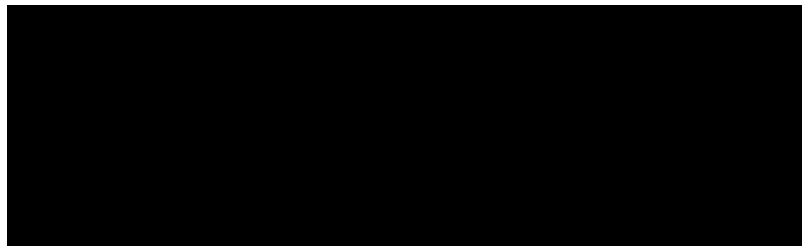
**(The Breakhouse Café)**  
Unit 17, Bloc Riverbank  
455 Wick Lane  
London  
E3 2TB

**Licensable Activities authorised by the licence**

The sale by retail of alcohol

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

**Signed by**



**Date: 13<sup>th</sup> April 2021**

OFFICE USE	Receipt No: 075935	Paid: £190	Date: 04/01/2021
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**Part A - Format of premises licence**

Premises licence number

135242

**Part 1 - Premises details**

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

**(The Breakhouse Café)**  
Unit 17, Bloc Riverbank  
455 Wick Lane

**Post town**  
London

**Post code**  
E3 2TB

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

N/A

**Licensable activities authorised by the licence**

The sale by retail of alcohol

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

**The sale by retail of alcohol**

- Monday to Sunday from 12:00 hours to 23:00 hours

**The opening hours of the premises**

- Monday to Sunday from 08:00 hours to 23:30 hours

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

On sales only

**Part 2**

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

The Breakhouse Ltd  
Unit 17,  
Bloc Riverbank  
455 Wick Lane  
E3 2TB



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

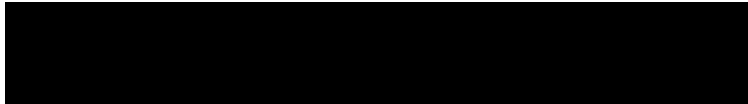
12269535

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

Chloe Bailey-Williams



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



**Annex 1 - Mandatory conditions**

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

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

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

1.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises;
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 3.
- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
4. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these

measures are available.

5.
  1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  2. For the purposes of the condition set out in paragraph 1—
    - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - (b) “permitted price” is the price found by applying the formula —
$$P = D + (D \times V)$$
where —
      - (i) **P** is the permitted price
      - (ii) **D** is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
    - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence
      - (i) the holder of the premises licence
      - (ii) the designated premises supervisor (if any) in respect of such a licence, or
      - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
    - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
    - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994
  3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
  4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax

- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

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

None

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

1. There shall be no off sales of alcohol.
2. The premises shall ensure that customers do not take or consume open containers of alcohol off the premises.
3. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
4. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
5. All windows and external doors shall be kept closed after 21:00 hours, or at any time when regulated entertainment takes place, except for the immediate access & egress of persons.
6. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
7. No idling of vehicles, being either patron or delivery vehicles outside the premise whilst premise is in operation.
8. The external area shall not be used after 21:00 hours, except for patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, and shall be limited to 10 persons at any one time. Any person temporarily leaving the premises shall not be permitted to take drinks outside.
9. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
10. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the



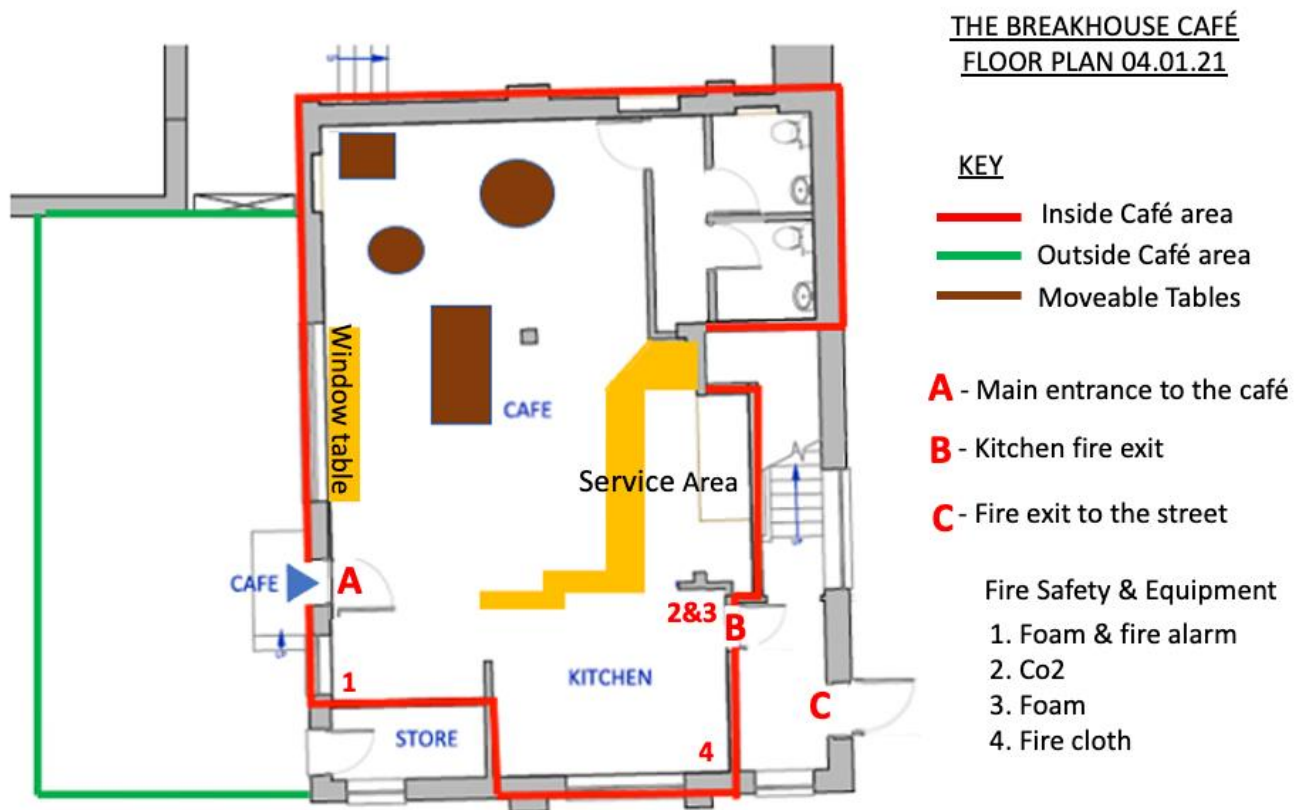
- premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
11. A staff member from the premises who is conversant 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.
  12. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
  13. When the designated premise supervisor is not on the premises any or all persons authorised to sell alcohol will be authorised by the designated premises supervisor in writing. This shall be available on request by the Police or any authorised officer.
  14. An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
    - a) all crimes reported to the venue;
    - b) all ejections of patrons;
    - c) any complaints received concerning crime and disorder
    - d) any incidents of disorder;
    - e) any faults in the CCTV system, searching equipment or scanning equipment;
    - f) any refusal of the sale of alcohol;
    - g) any visit by a relevant authority or emergency service.
  15. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
    - a) the police (and, where appropriate, the London Ambulance Service) are called without delay;
    - b) all measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
    - c) the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
    - d) such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
  16. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
  17. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

18. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

### Annex 4 - Plans

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

4<sup>th</sup> January 2021 – Ground floor (plan dated 04.01.21)





**Part B - Premises licence summary**

**Premises licence number**

135242

**Premises details**

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

**(The Breakhouse Café)**  
Unit 17, Bloc Riverbank  
455 Wick Lane

**Post town**  
London

**Post code**  
E3 2TB

**Tele hone number**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

**The sale by retail of alcohol**

- Monday to Sunday from 12:00 hours to 23:00 hours

The opening hours of the premises

- Monday to Sunday from 08:00 hours to 23:30 hours

Name, (registered) address of holder of premises licence

The Breakhouse Ltd  
Unit 17,  
Bloc Riverbank  
455 Wick Lane  
E3 2TB

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

On sales only

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

12269535

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

Chloe Bailey-Williams

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

Not restricted

# Appendix 2



\* required information

Section 1 of 18

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  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

\* Family name

\* 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.

Applicant Business

Is the applicant's business registered in the UK with Companies House?  Yes  No

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

Registration number

Business name  If the applicant's business is registered, use its registered name.

VAT number   Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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.

Is your business registered outside the UK?  Yes  No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 18**

**APPLICATION DETAILS**

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

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

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

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number



Continued from previous page...

Non-domestic rateable value of premises (£)

81,500

### Section 3 of 18

#### VARIATION

Do you want the proposed variation to have effect as soon as possible?  Yes  No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes  No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

1. Permit off sales for delivery or off site catering
2. Amend condition 8 in Annex 3 to permit the external area to be used until 23.00
3. Replace condition 3 in Annex 3 with the following condition "Substantial food shall be available throughout the premises at all times"
4. Permit supply of alcohol on the premises from 09.00 subject to the following condition " The supply of alcohol between 09.00 and midday shall only be ancillary to a meal"
5. Add films as a licensable activity between 12.00 and 23.00 every day

### Section 4 of 18

#### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes  No

### Section 5 of 18

#### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes  No

Continued from previous page...

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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

SUNDAY

Start

End

Start

End

Will the exhibition of films take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure select 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 the exhibition of film.

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

Continued from previous page...

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, 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 6 of 18**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes  No

**Section 7 of 18**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes  No

**Section 8 of 18**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes  No

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes  No

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes  No

Continued from previous page...

**Section 11 of 18**

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

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes  No

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes  No

**Section 13 of 18**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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 sale of alcohol be for consumption?

- On the premises       Off the premises       Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

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 alcohol at different times from those listed above, list below.

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

The sale of alcohol for consumption off the premises shall only be from 12:00 to 23:00 on any day

**Section 14 of 18**

**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.

Provide 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.

None

**Section 15 of 18**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

Continued from previous page...

MONDAY

Start

End

Start

End

Provide 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

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 above, list below.

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

*Continued from previous page...*

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

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

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

**Section 16 of 18**

**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.

Amend condition 8 in Annex 3 to permit the external area to be used until 23.00  
The supply of alcohol between 09.00 and midday shall only be ancillary to a meal  
Substantial food shall be available throughout the premises at all times

b) The prevention of crime and disorder

see box a

c) Public safety

see box a

d) The prevention of public nuisance

see box a

e) The protection of children from harm

see box a

Continued from previous page...

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

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:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - 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.
  - 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.
  - 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.
  - 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:
  - 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.
  - 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.
  - 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 18 of 18**

**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.

Variation 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 £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 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 - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise 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>

\* Fee amount (£)

315.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

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"/>

**DECLARATION**

I/WE UNDERSTAND THAT IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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	<input type="text" value="CRAIG BAYLIS"/>
* Capacity	<input type="text" value="SOLICITOR FOR APPLICANT."/>
Date (dd/mm/yyyy)	<input type="text" value="07-04-2022"/>

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/change-1> to upload this file and continue with your application.

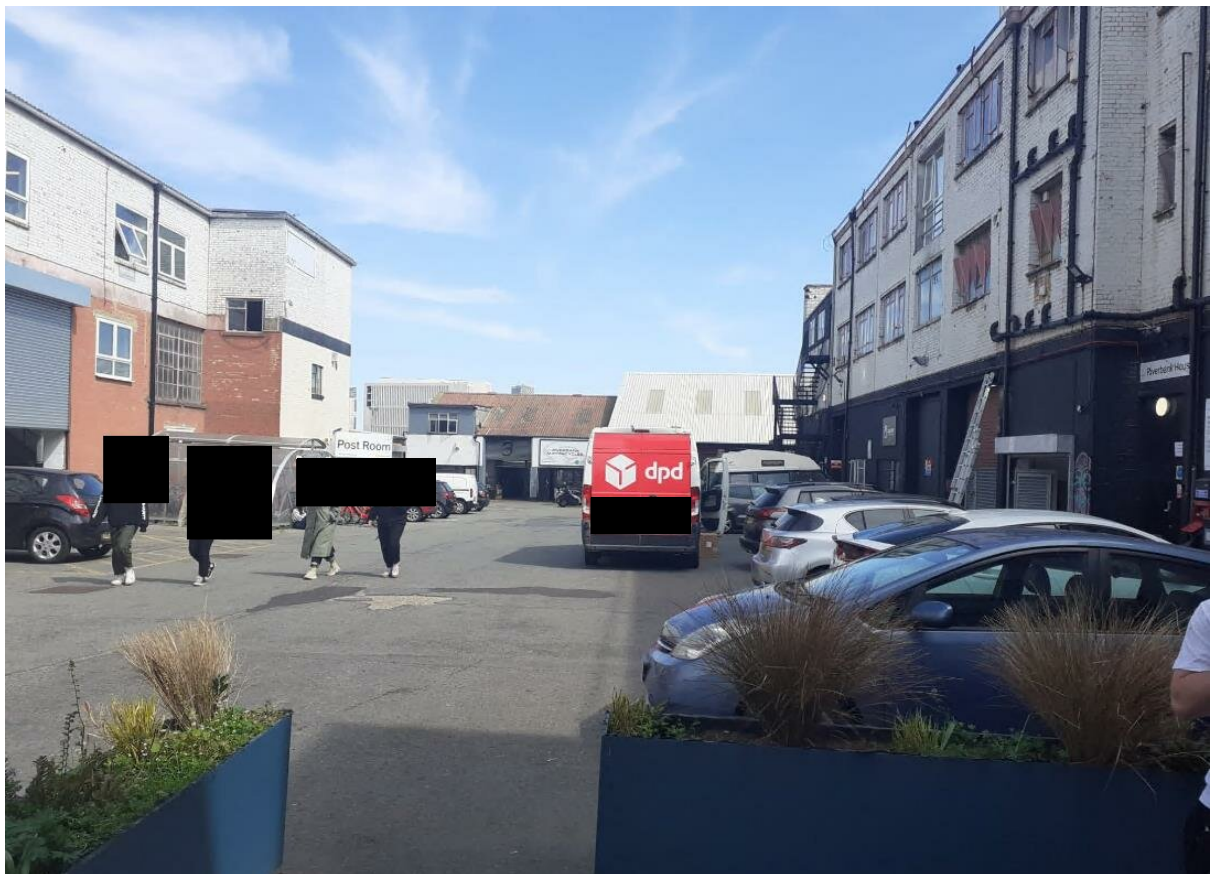
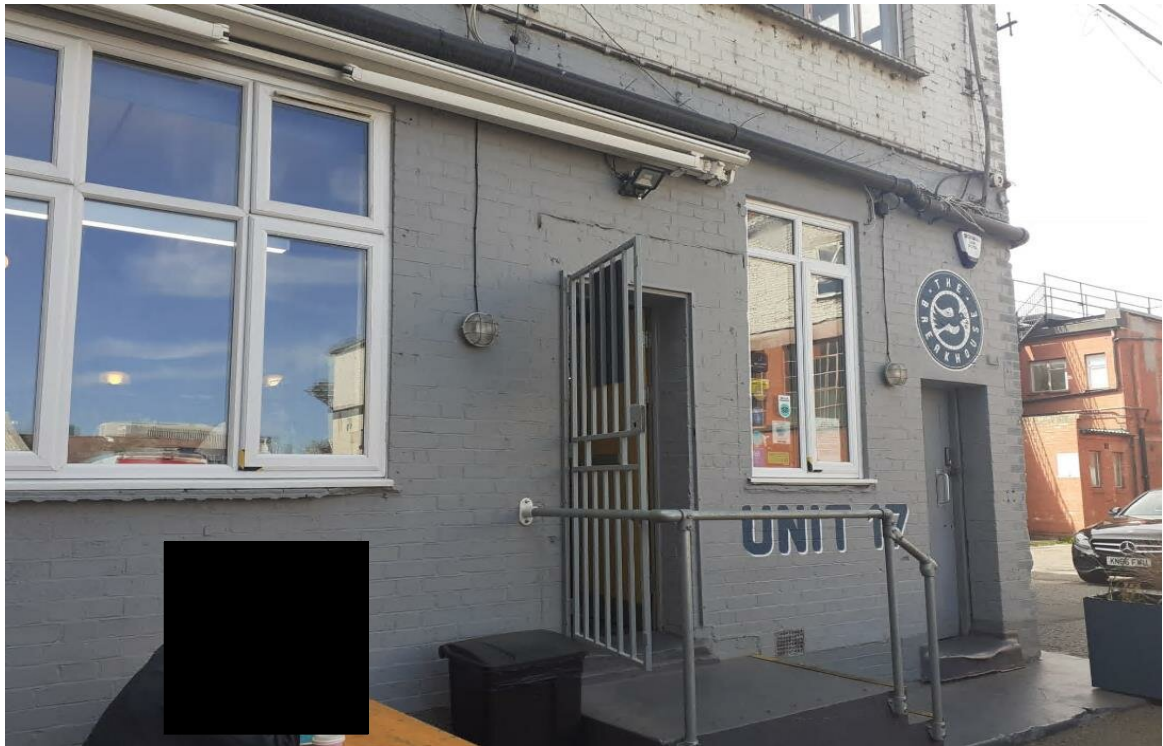
Don't forget to make sure you have all your supporting documentation to hand.

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

# Appendix 3

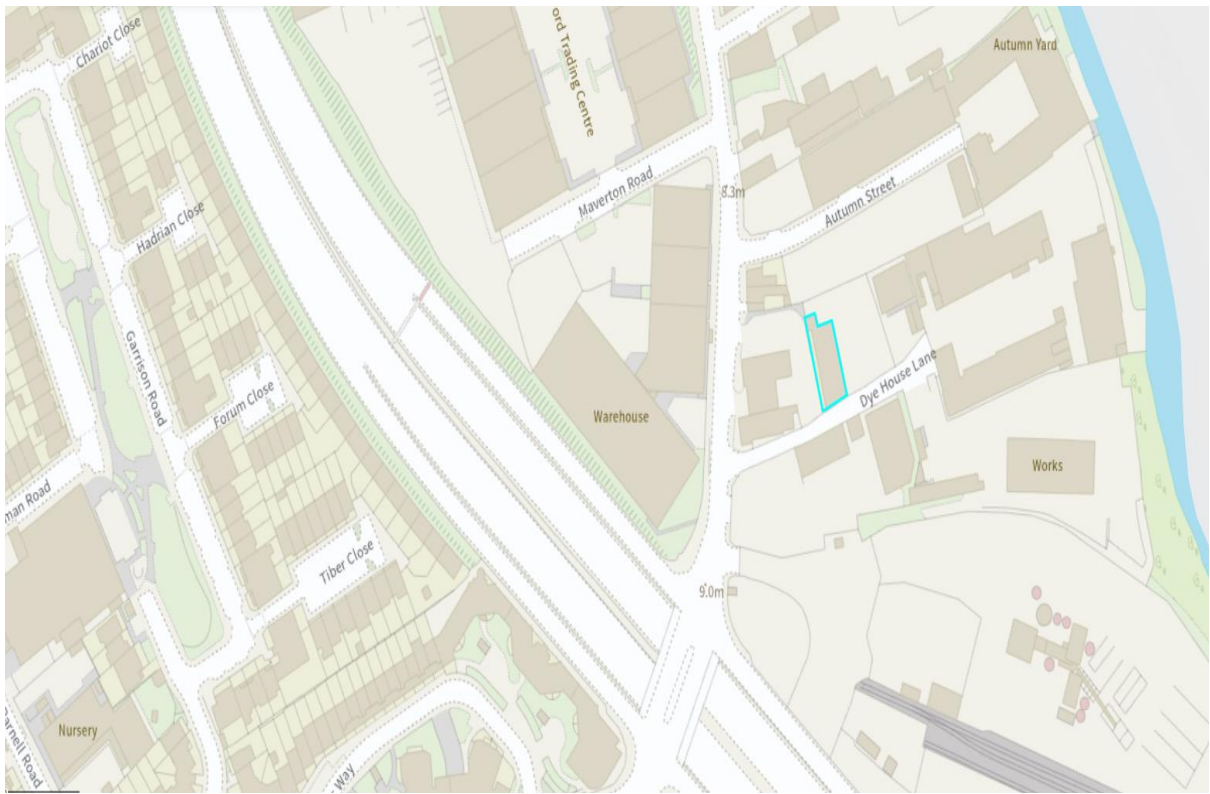
**Breakhouse Cafe- Photographs of the venue and the immediate vicinity**





# Appendix 4

Breakhouse Unit 17 455 Wick Lane -map of area



# Appendix 5



## Breakhouse Cafe - Nearest licences

Name and address	Licensable activities and hours	Opening hours
<p><b>(Shell Old Ford Shop)</b>  <b>445 Wick Lane</b>  <b>London</b>  <b>E3 2TB</b></p>	<p><b>The sale by retail of alcohol (Off sales only)</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 06:00 hours to 23:30 hours</li> <li>• Friday and Saturday, from 06:00 hours to 00:00 hours (midnight)</li> <li>• Sunday, from 06:00 hours to 22:30 hours</li> </ul> <p><b>The provision of late night refreshment</b></p> <ul style="list-style-type: none"> <li>• Monday to Sunday from 23:00 hours to 05:00 hours</li> </ul>	<p>Monday to Sunday 24 hours a day</p>
<p><b>(The Lighthouse)</b>  <b>421 Wick Lane</b>  <b>London</b>  <b>E3 2NG</b></p>	<p><b><u>Sale by retail of alcohol (on sales only)</u></b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 10:00 hours to 23:00 hours</li> <li>• Friday and Saturday, from 10:00 hours to 00:00 hours (midnight)</li> <li>• Sunday, from 10:00 hours to 22:30 hours</li> </ul> <p><b>The Provision of Regulated Entertainment - Indoors</b>  <u>(Films, Indoor Sporting Events and Recorded Music)</u></p> <ul style="list-style-type: none"> <li>• Monday to Thursday from 10:00 hours to 23:00 hours</li> <li>• Friday &amp; Saturday from 10:00 hours to 00:00 hours (midnight)</li> <li>• Sunday from 10:00 hours to 22:30 hours</li> </ul> <p><u>(Live Music)</u></p> <ul style="list-style-type: none"> <li>• Friday &amp; Saturday from 18:00 hours to 00:00 hours (midnight)</li> <li>• Sunday from 11:00 hours to 22:30 hours</li> </ul> <p><b>The Provision for Late Night Refreshments</b></p> <ul style="list-style-type: none"> <li>• Friday &amp; Saturday from 23:00 hours to 00:00 hours (midnight)</li> </ul> <p><u>Non Standard Times</u></p> <ul style="list-style-type: none"> <li>• Christmas Eve, St Patricks Day, St George's Day, St Andrew's Day, St David's Day, Diwali Day from 10:00</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Thursday from 10:00 hours to 23:30 hours</li> <li>• Friday &amp; Saturday from 10:00 hours to 00:30 hours (midnight)</li> <li>• Sunday from 10:00 hours to 23:00 hours</li> </ul> <p><u>Non Standard Times</u></p> <ul style="list-style-type: none"> <li>• Christmas Eve, St Patricks Day, St George's Day, St Andrew's Day, St David's Day, Diwali Day from 10:00 hours to 02:00 hours (the following day)</li> </ul> <p>New Year's Eve is subject to the Regulatory Reform (Special Occasions Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for twelve hours between 11pm in New Year's Eve and 11am on New Year's Day</p>

### Breakhouse Cafe - Nearest licences

	hours to 02:00 hours (the following day)	
<b>(24/7 Drinks Delivery) Booze Delivery Attic Self Storage Unit 4003 500 Wick Lane Bow E3 2TB</b>	<b>The sale by retail of alcohol (Off sales only)</b> <ul style="list-style-type: none"> <li>• Monday to Sunday, from 21:00 hours to 06:00 hours the following day</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Sunday, from 21:00 hours to 06:00 hours the following day</li> </ul>
<b>(Big Yellow Storage Co) Unit G161 400 Wick Lane London E3 2JG</b>	<b><u>The sale by retail of alcohol (off sales)</u></b> Monday to Sunday 11:00 hours – 23:00 hours	Premises not open to the public
<b>Las Olas Ltd Unit 3011 500 Wick Lane London E3 2TB</b>	The sale by retail of alcohol (Off sales only) Monday to Sunday from 09:00 hours to 21:00 hours	No access to public.
<b>Other World Wines Unit 3092 500 Wick Lane London E3 2TB</b>	<b>The sale of alcohol (off sales)</b> Monday – Sunday 05:30 hours – 23:30 hours	Monday – Sunday 05:30 hours – 23:30 hours (No public access)

# Appendix 6

## **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 7

## Kathy Driver

---

**From:** Michael Dover [REDACTED]  
**Sent:** 11 April 2022 09:10  
**To:** Licensing  
**Cc:** Rachel Blake  
**Subject:** Application by The Breakhouse Café Unit 17 Bloc Riverbank 455 Wick lane London E3 2TB

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

I am contacting you with regard to a recent application that has been made by The Breakhouse Cafe, Unit 17 Bloc Riverbank, 456 Wick lane London E3 2TB

It has come to my attention that an application has been made by them for a variation to their premises license which would fundamentally allow them to operate in a completely different way and would in my opinion make it more of a bar selling food than a café which it is currently operating as.

**Less than a year ago despite strong opposition from the local ward councillor, adjacent business premises and local residents this premises was granted a license on 13<sup>th</sup> April 2021 but with firm conditions attached to ensure that the concerns of the objectors would be mitigated in some way.**

The licensing committee at the time made a very strong statement as to why they were insisting on the conditions and sensibly realised that the conditions attached to the license were very necessary in order to alleviate the concerns raised by the various objectors.

**13<sup>th</sup> April 2021**

The Sub Committee were satisfied that the removal of off sales from the Application and the imposition of an additional condition that drinks not to be taken or consumed off the premises would be appropriate and proportionate measures to alleviate the concerns relating to Public Safety and Noise Nuisance.

The Sub Committee noted that the applicant was agreeable to these measures.

The Sub Committee was satisfied that the robust set of conditions agreed with the Metropolitan Police Environmental Health and the Licensing Authority together with the removal of off sales and the prohibition of drinks being taken or consumed off the premises would promote the licensing objectives.

**The above statement is as valid today as it was when the license was originally granted in April 2021**

The access to the location of the premises is still as dark and as dangerous as it always has been,

The potential for noise disturbance to local residents is still as valid as it was a year ago when the license was granted and in fact the disturbance from their customers at this location has actually increased over the past twelve months

**On 25<sup>th</sup> March 2022 a music event was held at the Breakhouse Café premises which (according to publicity material illegally flyposted in the local area ) was called “Rook Records Takeover” which was described / advertised as “Celebrating 15 years of Bloc”**



This event was as far as I could tell well attended and sadly from what I witnessed the rules and regulations regarding the use of the exterior area were being largely ignored for most of the evening

Additionally I have very good reason to believe that some persons attending this event on the evening of 25<sup>th</sup> March 2022 were responsible for some spray paint tagging that appeared in the immediate area along Wick lane including my neighbours house and also on the walls of the premises adjacent to Dye House Lane



**To allow any changes or alterations to the licensing conditions that are currently very sensibly attached to the license of this premises would definatly in my opinion create problems and disturbance to both local**



**businesses and local residents and I therefore ask that this application be rejected in full as it would not contribute in any way to upholding the Licensing Objectives.**

Kind regards

Michael Dover, [REDACTED]  
[REDACTED]

Sent from [Mail](#) for Windows

# Appendix 8

## Kathy Driver

---

**From:** Griffiths, David [REDACTED]  
**Sent:** 28 April 2022 19:20  
**To:** Licensing  
**Subject:** Application made by Breakhouse Cafe (455 Wick Lane, E3 2TB)

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Sirs

I am writing with regards to a new application that has been submitted by The Breakhouse Café with the address: Unit 17, Bloc Riverbank, 455 Wick Lane, London E3 2TB. Their application involves a variation to their current premises license and will mean increased times that alcohol will be able to be sold and consumed at the premises.

We would like to advise of our objection on the following grounds:-

Dye House Lane is a privately owned lane, from which access and egress to the aforementioned business is gained. JB Riney Ltd (based also at 455 Wick Lane, London E3 2TB) are a large civil engineering (term maintenance) contractor whom are the incumbent contractors for eight London Boroughs. We operate 24 hours a day, 365 days a year and part of which involves us operating heavy goods vehicles and large items of plant from our premises (plus our supply chain entering and exiting our premises).

At present, the area is already congested with the throughflow of both vehicular and pedestrian traffic which poses risks to both our employees and members of the public, given our operations (not to mention that this is without any alcohol being consumed).

The private road which acts as the only entry/exit point to the applying premises is unlit, has no public footpath down it and is only wide enough for one vehicle to enter/exit at one time.

Often we have people enter our premises un-invited (both on-foot and in vehicles), because they are lost or simply wishing to conduct a three point turn via our premises (effectively a large construction company) and without any reversing banksmen

There have been multiple third party incidents (again, by delivery vehicles unable to make sufficient turns) etc as a result of increased vehicular activity.

We also have an increase in vehicles parked in our marked parking bays and causing obstruction to our heavy goods vehicles entering and leaving our premises and via Dye House Lane (which forms part of our lease)

The area within Dye House Lane and the Bloc Riverbank Business Park, due to it's unlit nature is a 'hot-spot' for antisocial behaviour, with the Police now seemingly having to patrol it of an evening most days to move on any people that are loitering (we have also been asked to report any potential underage people attending such venues) – all of which is not our responsibility.

We would like to express further concerns that now the government restrictions are lifted and we are seeing a return to events being hosted with increased capacities at the locally based Olympic Stadium, the granting of this extended license would see a further increase of pedestrian and vehicular traffic (not to mention intoxicated members of public and potential for antisocial behaviour) down an already overly congested lane.

As a main contractor for multiple local authorities, we would like to stress that the granting of this license would certainly give us cause for concern for the safety of the general public and would therefore like to reaffirm our objection.

I trust the above information is adequate, however if you have any questions or wish to discuss further, please let me know.

Wishing you all safe and well.

Regards  
David Griffiths  
For and on behalf of JB Riney Ltd

# Appendix 9

## **Corinne Holland**

---

**From:** Rachel Blake  
**Sent:** 12 April 2022 11:41  
**To:** Licensing  
**Cc:** Marc Francis; Amina Ali  
**Subject:** OBJECTION: Unit 17 Bloc, Riverbank, 455 Wick Lane, E3 2TB

Dear Licensing,

I am writing to object to the application to vary the license for the above premises on the grounds of public safety and noise nuisance.

The application requests permission for external use until 2300hrs and alcohol license all day.

I urge the committee to carefully review the location drawings of the premises and consider whether the licensing policy can be met with this variation. The external use of the yard could not possibly meet licensing objectives because the noise will carry to the neighbouring properties.

I remind the committee of the following conditions from the last application.

13<sup>th</sup> April 2021

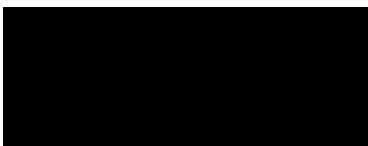
The Sub Committee were satisfied that the removal of off sales from the Application and the imposition of an additional condition that drinks not to be taken or consumed off the premises would be appropriate and proportionate measures to alleviate the concerns relating to Public Safety and Noise Nuisance. The Sub Committee noted that the applicant was agreeable to these measures. The Sub Committee was satisfied that the robust set of conditions agreed with the Metropolitan Police Environmental Health and the Licensing Authority together with the removal of off sales and the prohibition of drinks being taken or consumed off the premises would promote the licensing objectives.

Rachel

**Councillor Rachel Blake (she/her)**

Councillor for Bow East Ward

Deputy Mayor and Cabinet Member for Adults, Health and Wellbeing



# Appendix 10

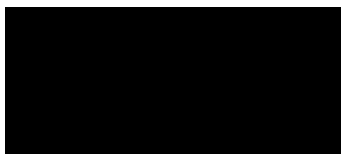
## Kathy Driver

---

**From:** [REDACTED]  
**Sent:** 02 May 2022 11:29  
**To:** Licensing  
**Subject:** Re: Breakhouse Cafe Licensing

Hi,

My working address is:



Thank you,  
Felix.

On Friday, April 29, 2022, 11:10 pm, Licensing <[Licensing@towerhamlets.gov.uk](mailto:Licensing@towerhamlets.gov.uk)> wrote:

Thank you for your email, in order to accept your representation you will need to provide your address.

Kind Regards,

**Kathy Driver**  
Principal Licensing Officer  
Licensing & Safety Team  
Place Directorate  
London Borough of Tower Hamlets  
Mulberry Place  
5 Clove Crescent  
London E14 2BG



Licensing Hotline **020 7364 5008**

Licensing General Email: [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

**Please visit our web page for application forms and guidance at [www.towerhamlets.gov.uk/licensing](http://www.towerhamlets.gov.uk/licensing)**

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

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---

**From:** [REDACTED]  
**Sent:** 29 April 2022 13:08

**To:** Licensing <Licensing@towerhamlets.gov.uk>  
**Subject:** Breakhouse Cafe Licensing

To whom it may concern,

I am writing in regards to the licensing issues faced by the Breakhouse Cafe located in Unit 17, Bloc Riverbank, 455 Wick Lane, London, E3 2TB. The Breakhouse Cafe is a highly respected and valued beacon within the local community which operates around a heavily industrial area. Due to this, the sort of impact Chloe Bailey-Williams and her business has is unrivalled as it provides the only place for local workers, such as my colleagues and I, to get good food and drinks in such a beautiful, well curated and friendly environment during our day of work. Due to the area in which The Breakhouse Cafe is located being a largely industrial area without much of a residential clientel base my colleagues and I have always found it a shame about the restrictions placed upon the business which massively restrict it's ability to operate. The Breakhouse Cafe acts as a very respectful centre for the local community and we only wish that they were able to continue into the evening so that we were able to meet other people and professionals in the area, so that we might be able to embark in fruitful friendships and business relationships in a welcoming and warm environment that The Breakhouse Cafe is effortlessly able to emulate. There is a huge creative community based in and around where the cafe is located, with my colleagues and I working in the realm of photography ourselves, which is important because Chloe has shared with us her ideas regarding ways she would like to create a space where people can collaborate and share similar interests in the likes of cinema, music, photography and sport. The image I am trying to paint for you is of a highly respected and valued location within the local community.

During my own visits to The Breakhouse Cafe I have felt nothing but welcomed to the establishment. It is a wonderful place and I would highly suggest that anybody who finds themselves in the area should certainly check it out. I feel very strongly that changes to their current license would have nothing but positive impacts, providing a safe space in the local community for both residents and working professionals. I also cannot stress enough how much I feel that the extension of the license The Breakhouse Cafe has will not affect the nearest residential area (which is 150-200 meters down the road) with noise due to distance, nor with the sort of clientel the cafe attracts, who from those I have met are all wonderful and respectful people. The cafe is located in an industrial park, next to a motorway and several building merchants. Surely the last concern is a humble cafe?

An extension of the hours The Breakhouse Cafe can operate would provide the perfect location for my colleagues and I to wind down after a long day at work whilst sharing conversation with likeminded people and professionals with similar interests. This would certainly have the potential to boost the local economy on a macro level. I have nothing but a positive image in my head when I picture The Breakhouse Cafe and its wonderful owner Chloe and I really hope she is granted an extension to her license as it would have nothing but positive impacts on the local community. I do hope also that this is taken strongly into consideration. We patiently await the result.

Kind regards,

Felix Borrelli.



# Appendix 11

## Kathy Driver

---

**From:** Louis Mustill [REDACTED]  
**Sent:** 04 May 2022 09:49  
**To:** Louis Mustill  
**Cc:** Licensing  
**Subject:** Re: regarding the license application for the Breakhouse Cafe

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Please see the email below.  
The reference for the license application is tower-hamlets-1203578

Thank you  
Louis

-  
**Louis Mustill - Founder & Director**

On Tue, 3 May 2022 at 17:44, Louis Mustill [REDACTED] wrote:  
To whom it may concern,

I would like to voice my strong support for the Breakhouse Cafe, Unit 17, Bloc Riverbank, 455 Wick lane, London, E3 2TB.

And their application for a change of license to allow for later operation and extended activities.

The Cafe is a community hub, and provides a much needed service to the business and individuals who work in the area.

I run a successful technology studio (9 years) based in the Riverbank Studios yard, and we rely on the Cafe for a place to meet, for food and beverages and a place for us and our team to socialise.

The Cafe is always welcoming and friendly, and has a really great atmosphere. They have helped to transform the yard and are good custodians of the space and help to make it feel safe and secure for all the local businesses.

I think the events and activity that the requested license changes would facilitate will really help to build the community in the yard and give it focus.

Its vitally important for the businesses here that there is a place to meet and relax and to attract productive and valuable new people to the business community.

I have never encountered any negative behaviour or activity associated with the cafe, quite the opposite, it helps to make the area feel active, safe and cared for.

Thank you  
Louis Mustill

[REDACTED]

-  
**Louis Mustill - Founder & Director**

[REDACTED]

# Appendix 12

5 Clove Crescent  
London E14 2BG

[REDACTED]

Licensing General Email: [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

**Please visit our web page for application forms and guidance at [www.towerhamlets.gov.uk/licensing](http://www.towerhamlets.gov.uk/licensing)**

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

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**From:** liam phillips [REDACTED]  
**Sent:** 29 April 2022 18:33  
**To:** Licensing <[Licensing@towerhamlets.gov.uk](mailto:Licensing@towerhamlets.gov.uk)>  
**Subject:** The Breakhouse Cafe

To whom it may concern,

I am writing to give my support on licensing changes for the Breakhouse Cafe.

My name is Liam Phillips, and I am COO of Outlandish Digital a creative marketing agency, also based in Bloc. We have five studios in Bloc, where Breakhouse Cafe is situated.

Breakhouse Cafe is a core part of the community here at Bloc and the wider Bow area. When we first set up our business here in the UK, we regularly used it for meetings, interviews etc. and was welcomed with open arms by Chloe, the business owner.

Our only complaint about Bloc has been that there wasn't more varied events, or things happening later in the day, as we often finish work at 10pm. So if a change in licensing would allow the cafe to diversify and offer these services, it would be good for business and all of us who work nearby and have nowhere to go after.

In all honesty, Bloc is home to lots of creatives (music studios etc.) that do make lots of noise, have people coming and going late - so the change in licensing will not have any negative impact on the area, as it will be no significant change!

I have never seen or heard of any trouble in the cafe, and it is filled with local creatives who work nearby. It would be a true shame for the business to be unable to survive if licensing permission was not granted and so I give my full support.

Best wishes,

Liam

--

Liam Phillips, COO



# Appendix 13

## Kathy Driver

---

**From:** Nicole Warmerdam [REDACTED]  
**Sent:** 05 May 2022 11:18  
**To:** Licensing  
**Subject:** Feedback on Breakhouse Cafe (ref. tower-hamlets-1203578)

To whom it may concern,

I am writing to provide my opinion on the Breakhouse Cafe (ref. tower-hamlets-1203578).

I work for the Shellworks, a small company based in Riverbank Business Park, across the way from the Breakhouse Cafe. Since joining the Shellworks about a year ago, I have very much enjoyed the energy and community environment that the cafe brings to its local area. The staff are always friendly and work hard to provide a pleasant environment for all. In fact they are a much needed pillar to making the Riverbank Business Park a lively and fun area to work.

I do not believe any of the proposed changes to their license would have a negative impact to the local community. On the contrary, I believe the changes would allow the cafe to bring a rejuvenated energy to an area which lacks a sufficient amount of eateries. By increasing the opening hours on the terrace to 23:00, this would allow a fabulous place for all local businesses' employees to gather for afterwork drinks.

Please let me know if you have any questions or would like any additional feedback on the Breakhouse Cafe.

Thank you,  
Nicole

--

**Nicole Warmerdam**  
Operations and Finance Manager, Shellworks



# Appendix 14

## Kathy Driver

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**From:** Robert Woods [REDACTED]  
**Sent:** 05 May 2022 09:36  
**To:** Licensing  
**Subject:** Letter of Support for Breakhouse Cafe - ref: tower-hamlets-1203578  
**Attachments:** Breakhouse Cafe Support Letter- ref - tower-hamlets-1203578.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Hi

I am emailing regarding The Breakhouse Cafe - **ref: tower-hamlets-1203578** - and their current request for a change in license. Please find attached my letter of support for the Breakhouse Cafe.

If you need any further information from me then please let me know.

--

Kind Regards

Rob Woods

Mechanical Engineer - The Shellworks  
[REDACTED]



Dear Sir or Madam,

I am emailing to share my experience of the Breakhouse Café at Riverbank Business Park (reference **tower-hamlets-1203578**). I have been informed there has been an objection to a request by the Breakhouse café to change their existing licence and I wanted to share my experience of the café and why I am in support of the changes they are proposing to make.

I have worked at a small company based in Riverbank Business Park for over a year now. Like most of the companies at the business park, our company is only small and has limited kitchen facilities, so having a café on-site is hugely beneficial for drinks, lunches and snacks. The nearest café outside of the Breakhouse is a considerable walk away and requires crossing multiple roads, so the café is perfectly located to support these many small businesses which would otherwise not be easily serviced. The only other feasible alternative is to get refreshments at the Shell petrol station close-by, but I would personally rather support a small, local business.

However, the Breakhouse Café is not just conveniently located – it is also an enjoyable place to visit. The staff are all delightful, friendly and will chat with you whilst preparing your order. There is upbeat, cheery music regularly playing in the café which provides a positive atmosphere, and the seating areas, both indoor and outdoors, provide a fantastic place to take a break from work and catch-up with colleagues. The Breakhouse Café also brings much needed greenery to the area – there are multiple flower boxes surrounding the outdoor seating area that are always well-tended and there are many indoor plants in the café itself.

Personally, I have a very long commute into work as I commute from outside of London, and I always get a morning coffee from the Breakhouse Café when I arrive at work and have a chat with the staff. I also occasionally get lunch from the café as they provide well-priced, high-quality food that is easy to grab from our office.

I do not feel the proposed changes the Breakhouse Café want to make will have any negative effects on the area. In fact, I would very much be in favour of the Breakhouse Café being able to use their external area until 23:00. As mentioned, I have a long commute, and any time that my colleague have socials after work, or want to have drinks after work, we need to travel a considerable distance to a suitable venue, which often adds to my journey home. Being able to have drinks in the outdoor seating area at The Breakhouse Café, particularly in the summer months, would be a very attractive and more convenient option for after work drinks with colleagues. Having substantial food available on the premises at all times would only further support this.

In conclusion, The Breakhouse Café is a fantastic local business, which uniquely services many other small businesses. It is a clean, tidy and pleasant venue with friendly staff and the well-presented façade and flower boxes help to brighten up the business park. I truly believe the area would be worse off without the café, and I fully support the changes they want to make and believe these will further benefit the area.

Yours Sincerely

Robert Woods

# Appendix 15

**Lavine Miller-Johnson**

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**Subject:** FW: tower-hamlets-1203578 -The Breakhouse Cafe

Annelise Sealy



---

**From:** The Fall Bride [Redacted]  
**Sent:** 04 May 2022 10:28  
**To:** Licensing <[Licensing@towerhamlets.gov.uk](mailto:Licensing@towerhamlets.gov.uk)>  
**Subject:** tower-hamlets-1203578

To whom it may concern,

This email is regarding reference **tower-hamlets-1203578**.

Regarding The Breakhouse Cafe, I have always found the venue and surrounding environment to be professional and amicable, a huge improvement on the area previously. I am a neighbour, and visit the cafe on various days of the week and at various times of day. I have always found it's customers to be exceptionally behaved and causing no disturbance to the area.

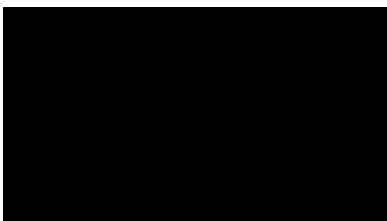
I do not feel the requested changes would have a negative effect on the area, rather I think it would significantly improve the safety of the area for the cafe to be open later, whether inside or outside. The Breakhouse contributes significantly to our local community, with cultural, art, music and film events hosted in their cafe during evenings. This new license is essential for them to keep offering these community events, and therefore to the improvement of the area and all customers' usage of it.

Best,

Annelise

--

THE FALL BRIDE



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THE FALL BRIDE

# Appendix 16

## Lavine Miller-Johnson

---

**Subject:** FW: tower-hamlets-1203578 - The Breakhouse Caf 

**From:** NANADAM [REDACTED]  
**Sent:** 04 May 2022 08:02  
**To:** Licensing <[Licensing@towerhamlets.gov.uk](mailto:Licensing@towerhamlets.gov.uk)>  
**Subject:** tower-hamlets-1203578

to whom it may concern

my husband and I are saddened to hear about the upcoming court case for The Breakhouse Caf 

we work near the premises, frequent it regularly, and very much welcome its presence. the caf  offers a very warm community based atmosphere, with healthy food and drinks which are vital in terms of time efficiency to facilitating our work flow (the other nearest supply would be at the petrol station which we can only consider for emergencies). healthy nutrition is of utmost importance to us.

we would love for the caf  to be able to engage in other ideas as well, such as movie evenings and/or social activities, seeing that creativity is high in Tower Hamlets and The Breakhouse Cafe offers a wonderful melting pot connecting these individuals.

we would be very saddened to see its presence reduced in any way and rather hope for a blossoming of its promising potential in serving and being part of our community.

best  
Nana and Adam Tinley.

[REDACTED]

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[REDACTED]

This message and any attached files are confidential for the person or entity to which it is addressed. Any review, publication, transmission or any other use of the information by person or entities other than the intended recipient is prohibited.  
If you receive this message in error please contact the sender immediately and delete the material.

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# Appendix 17

**Lavine Miller-Johnson**

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**From:** Licensing  
**Sent:** 04 May 2022 15:52  
**To:** Lavine Miller-Johnson  
**Subject:** FW: tower-hamlets-1203578 - Breakhouse Cafe

---

**From:** Amy Smith [REDACTED]  
**Sent:** 04 May 2022 14:01  
**To:** Licensing <Licensing@towerhamlets.gov.uk>  
**Subject:** tower-hamlets-1203578 - Breakhouse Cafe

Dear Sirs

I am writing in relation to the above reference and would like to show my support for the Breakhouse Cafe.

Swytch are a tech start up company that is based close by to the Cafe and our staff members frequent on a daily basis. The cafe is always clean, tidy, welcoming and the staff are very friendly and helpful.

We use the cafe for staff meetings, visitors and also for lunches that we have held for some new starters.

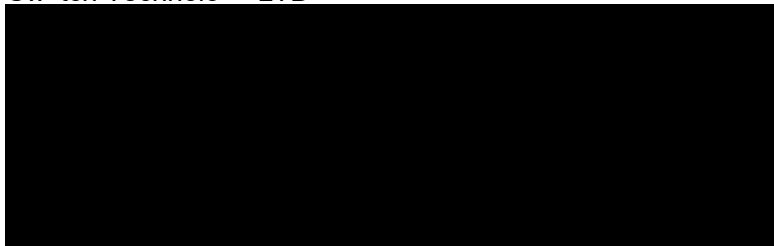
The changes would be a great way to encourage more people to use the Cafe and really build on the community that is already there. I cant see any issues with the requests they have made.

We would possibly look at holding a team event at the Cafe to do with films/ catering.

Thank you

Amy

--  
**Amy Smith**  
Personal Assistant to the CEO  
Sw tch Technolo LTD



# Appendix 18



## Lavine Miller-Johnson

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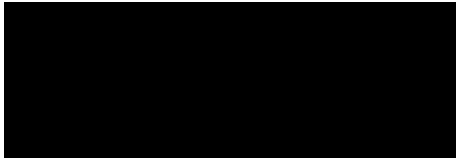
**From:** Licensing  
**Sent:** 04 May 2022 15:51  
**To:** Lavine Miller-Johnson  
**Subject:** FW: License dispute: The Breakhouse Cafe, E3 2TB

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**From:** Julian Gascoigne [REDACTED]  
**Sent:** 04 May 2022 10:41  
**To:** Licensing <Licensing@towerhamlets.gov.uk>  
**Subject:** License dispute: The Breakhouse Cafe, E3 2TB

Hi,

I am writing with regards to the license dispute for the following premises:



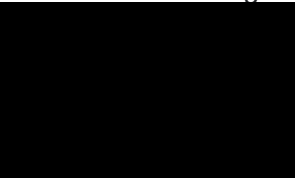
I am the owner of Rook Records, an online record shop, that operates out of the Bloc riverbank business park. The cafe is a vital social and work hub for all of the businesses in the park. The provision of alcohol and food is an integral part of this, as all the workers finish their day and go there for an after work drink and meal. This is where many of the business relationships and friendships I have made on the site have started, and it has been integral to the integration of my company into the local community. The cafe is the central hub of the Bloc riverbank area.

Chloe has been a core member and organiser of the local community as long as I've been there. Her presence has always made me feel completely welcome and at ease, and she has been responsible for the organisation of all the work and social events that have made this place such a joy to work in.

Bloc has become a place for young entrepreneurs and business people to set up their companies and share the experiences and expertise with each other. The Breakhouse Cafe is the epicentre of this, and I am very much in favour of this license variation being granted to keep this vital hub.

If you have any questions, here are my details:

John Julian Gascoigne



Kind Regards,

Julian

--

Julian Gascoigne

Managing Director

# Appendix 19

## Lavine Miller-Johnson

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**Subject:** FW: Breakhouse Cafe

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**From:** Craig Baylis  
**Sent:** 29 April 2022 17:20  
**To:** [REDACTED]  
**Cc:** 'licensing@towerhamlets.gov.uk'  
**Subject:** Breakhouse Cafe

Dear Mr Dover

I am the solicitor representing the Breakhouse Café for their current licence variation. A copy of your email objecting to the application has been sent to us for our information.

We are concerned that you have made a number of statements in your email which are unsupported by any evidence

You state that “access to the location of the premises is still as dark and dangerous as it always has been.”

This issue was thoroughly aired before the licensing sub-committee at the last hearing. Do you have any evidence that there have been any accidents or problems caused in relation to the access to the premises since the last application was granted in April 2021? If so, please supply details to us so that we can investigate any accidents which you suggest have happened and to which our client’s premises have contributed.

You state that “the potential for noise disturbance to local residents is still as valid as it was a year ago and in fact disturbance from their customers has actually increased over the past 12 months.”

If you have experienced problems with noise from the premises why have you not brought it to the attention of the owners of the premises or the local authority? Please supply us with dates and details of occasions when you have been disturbed and disturbance has increased, so that we can investigate and verify your unsubstantiated claims.

You refer to an event which took place at the premises on 25<sup>th</sup> March last. Did you attend this event? On what basis do you suggest that it was “well attended”? How many people did you see attending this event?

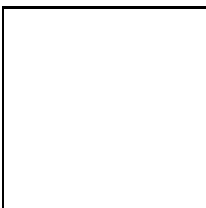
Please advise what “rules and regulations regarding the use of the exterior area were being largely ignored”?

You refer to “spray paint tagging” in the area. What evidence do you have to suggest that anyone attending the event on 25<sup>th</sup> March was responsible for this? Did you witness this activity and see persons from the event carrying out this vandalism?

We remain concerned that you are making allegations against our client that have no basis whatsoever in fact.

Despite being invited to do so you have never attended the premises since they have been in operation in order to meet the owners and discuss these concerns.

We look forward to hearing from you so that we can address these issues at the hearing.



## Kathy Driver

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**From:** Michael Dover [REDACTED]  
**Sent:** 08 May 2022 08:41  
**To:** Craig Baylis  
**Cc:** Licensing  
**Subject:** RE: Breakhouse Cafe

Dear Mr Baylis,

Thank you for your email dated 29<sup>th</sup> April 2022,

With regard to the concerns that you have about my objection email I shall hopefully address them within this reply,

### Your first concern regarding my email

You state that "access to the location of the premises is still as dark and dangerous as it always has been."

The evidence to support this statement should in my opinion be obvious to anyone who has ever ventured down Dye House lane and into the Riverbank business park on foot either in daylight or in the hours of darkness, but just in case you yourself have not actually visited the location I have listed some of the hazards below,

Dye House lane is a **narrow** mainly **single vehicle width** lane that has **no footpath or street lighting** of any description along its total length therefore anybody walking along Dye House Lane is forced to share the roadway with all vehicles who happen to be using the lane at the same time,

It is also the sole access road to JB Riney Civil Engineering Contractors yard and the vast majority of vehicles using Dye House Lane are large tipper lorries and road contractors works vehicles along with tarmac laying machines, steam rollers and road marking vehicles,

I have myself on various occasions throughout the past couple of years witnessed groups of drunk/drugged people wandering down Dye House Lane completely oblivious to an HGV vehicle or something similar trying to get past them without an accident occurring

**In my opinion it is down to the skill of the driving staff at JB Riney that has thus far averted any serious accidents at this location,**

(I have also noted that apart from myself JB Riney have also objected to this application for very similar reasons as those outlined above)

**You further state** "please supply details to us so that we can investigate any accidents which you suggest have happened and to which our client's premises have contributed.

I have never in my objection email suggested or stated that your clients premises have contributed to any accidents at the location,

I am merely stating the obvious facts regarding the sole access road and **if you do not consider an unlit lane without a dedicated footway and a high proportion of HGV vehicles using it as a dark dangerous area then I would have to disagree with you totally.**

#### Your second concern regarding my email

“the potential for noise disturbance to local residents is still as valid as it was a year ago and in fact disturbance from their customers has actually increased over the past 12 months.”

There is always potential for noise disturbance to local residents from **any** premises (including your clients premises) that is serving alcohol and is hosting an **imported sound system with two decks in use** and I would have assumed that would be an obvious fact.

With your clients premises holding several “Events” such as World Cup football match screenings on various days last summer and **Hip Hop music events with a DJ playing music on an imported sound system during March 2022** this would have obviously created more noise at the venue and from their patrons especially when people attending the event step outside the premises to have a cigarette etc, Anyone attending such an event that describes itself as “Rocking The Joint” will naturally be talking / laughing etc in a raised voice and on a personal level over the past year I have whilst on my roof terrace or in my garden noticed more noise coming from the direction of Riverbank business park.

#### Your third concern regarding my email

“If you have experienced problems with noise from the premises why have you not brought it to the attention of the owners of the premises or the local authority?”

I have not complained to the owners of the premises because any noise I have attributed as emanating from the premises has been fairly minimal, **I believe this is due to the current restriction on the use of the outdoor area after 9pm in the evening which is why I wish this condition to remain in force**

Additionally any complaints made to the local authority would under the system they follow result in me being sent a diary sheet which they then would ask me to complete on a daily basis over a three week period which would be a complete waste of time with regard to your clients premises

#### Your fourth concern regarding my email

“You refer to an event which took place at the premises on 25<sup>th</sup> March last. Did you attend this event?”

No I did not attend the event, being 72 years old I would hardly feel at home attending an event that described itself on Rook Records website as “Rocking the Breakhouse Cafe ” and playing Hip Hop music which appeared by the photographs that I have viewed on social media to be attended by people with an estimated average age of about mid twenties

“ On what basis do you suggest that it was “well attended”? How many people did you see attending this event?”

I did walk to the entrance to the Riverbank Estate at sometime around about 10pm and observed some people standing outside the premises which I estimate at about four in total, although I could not see clearly into the venue I got the impression that it was busy

(Perhaps if you can obtain for us both a copy of the CCTV footage from the owners of around that time of the evening it would help give us both a much more accurate idea of the actual amount of people both inside and outside the premises)

#### Your fifth concern regarding my email

“Please advise what “rules and regulations regarding the use of the exterior area were being largely ignored”?

At least one of the windows to the premises appeared to be open and I noticed people with drinks in the hands who I assume were attending the event as they were leaning on the flower boxes that surround the seating area directly outside.

#### Your sixth concern regarding my email

“spray paint tagging” in the area. What evidence do you have to suggest that anyone attending the event on 25<sup>th</sup> March was responsible for this? Did you witness this activity and see persons from the event carrying out this vandalism?

The persons spray paint tagging were seen by myself spraying tags onto the walls of various properties along Wick lane,  
I saw three persons and all were wearing hoodies, they went from Wick lane into Dye House Lane and sprayed several tags onto the brick walls,  
I went out from my home to follow them at a distance and saw them as they entered Riverbank Business Park but I could not see exactly where they went as I was not close enough but it seemed likely to me that they had gone into the Breakhouse Cafe or possibly the entrance to the units next door as they were not in view anywhere further down into the yard,

But I cannot be 100% sure where they actually went and that is why I only stated “ I have very good reason to believe”

(Perhaps once again may I suggest that if you can obtain for us both a copy of the CCTV footage from your client of around that time of the evening hopefully it will give us both a much more accurate idea of where the culprits actually went.

**You further state** “Despite being invited to do so you have never attended the premises since they have been in operation in order to meet the owners and discuss these concerns”

No I have not attended the premises since they have been open because I had already visited the premises prior to them opening and made my position very clear, I informed them that I had serious concerns that once the premises was up and running that it would become just a bar selling alcohol and snacks and I was very relieved at that meeting when they informed me that they would **not** be applying for an alcohol license, despite their original assurance they subsequently decided to pursue that course of action and which despite my own and several other objections resulted in an alcohol license being granted **but with numerous conditions attached to it which the owners agreed to accept at that time.**

**And now just one year later (as I anticipated all along) an application has been made to remove those conditions,**

My concerns that the premises would move very quickly from being just a café in the evening to more of a drinking bar seem to have been in part borne out by various photographs which have been posted on social media where all that can be seen on the tables are glasses of alcohol with no **actual food** in sight,



**You finally state** "We remain concerned that you are making allegations against our client that have no basis whatsoever in fact."

I obviously completely disagree with your closing statement for the reasons I have outlined in my response to you,



And finally whilst writing **I wish to point out that I have a serious safety concern** regarding the **illegal fly posting** that has taken place on Wick lane at the junction with the A12 where a large advert for the Breakhouse Cafe has been affixed to the guardrail and now obstructs the view of both pedestrians crossing the slip road at this location as well as drivers approaching the junction, **perhaps as their acting solicitor you may wish to point out to the owners the offence that is being committed by this flyposting along with the safety concerns it raises.**



Kind regards

Michael Dover [REDACTED]

Sent from [Mail](#) for Windows

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**From:** [Craig Baylis](#)  
**Sent:** 29 April 2022 17:19  
**To:** [REDACTED]  
**Cc:** [licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)  
**Subject:** Breakhouse Cafe

Dear Mr Dover

I am the solicitor representing the Breakhouse Café for their current licence variation. A copy of your email objecting to the application has been sent to us for our information.

We are concerned that you have made a number of statements in your email which are unsupported by any evidence

You state that “access to the location of the premises is still as dark and dangerous as it always has been.”

This issue was thoroughly aired before the licensing sub-committee at the last hearing. Do you have any evidence that there have been any accidents or problems caused in relation to the access to the premises since the last application was granted in April 2021? If so, please supply details to us so that we can investigate any accidents which you suggest have happened and to which our client’s premises have contributed.

You state that “the potential for noise disturbance to local residents is still as valid as it was a year ago and in fact disturbance from their customers has actually increased over the past 12 months.”

If you have experienced problems with noise from the premises why have you not brought it to the attention of the owners of the premises or the local authority? Please supply us with dates and details of occasions when you have been disturbed and disturbance has increased, so that we can investigate and verify your unsubstantiated claims.

You refer to an event which took place at the premises on 25<sup>th</sup> March last. Did you attend this event? On what basis do you suggest that it was “well attended”? How many people did you see attending this event?

Please advise what “rules and regulations regarding the use of the exterior area were being largely ignored”?

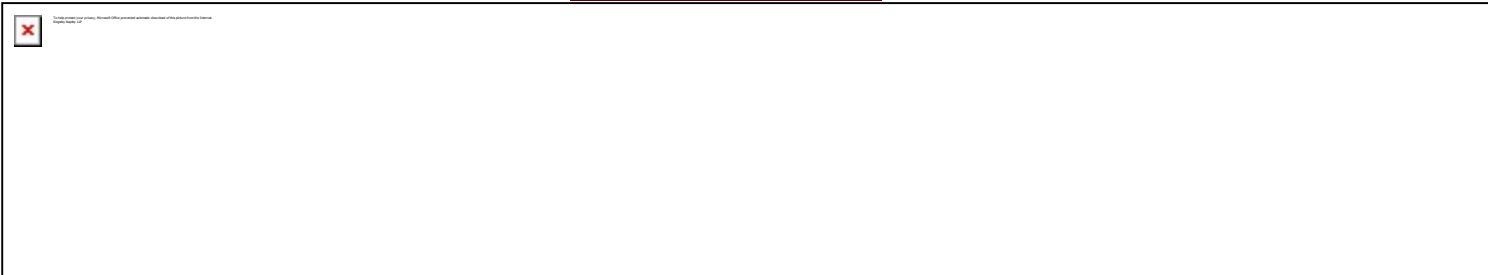
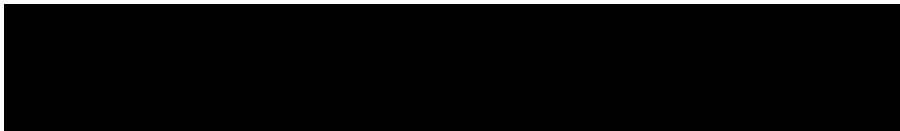
You refer to “spray paint tagging” in the area. What evidence do you have to suggest that anyone attending the event on 25<sup>th</sup> March was responsible for this? Did you witness this activity and see persons from the event carrying out this vandalism?

We remain concerned that you are making allegations against our client that have no basis whatsoever in fact.

Despite being invited to do so you have never attended the premises since they have been in operation in order to meet the owners and discuss these concerns.

We look forward to hearing from you so that we can address these issues at the hearing.

Craig Baylis  
Partner  
**Kingsley Napley LLP**



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**Fraud warning:** Keep a look out for scams. We will never use email to notify you of a change to bank account details which we have already provided to you. Any email appearing to come from us which purports to do this will not be genuine. Do not act on it or reply to it, and instead contact us immediately by telephone not email. We will not accept responsibility if you transfer money into a bank account which does not belong to Kingsley Napley LLP.

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# Appendix 20

## Lavine Miller-Johnson

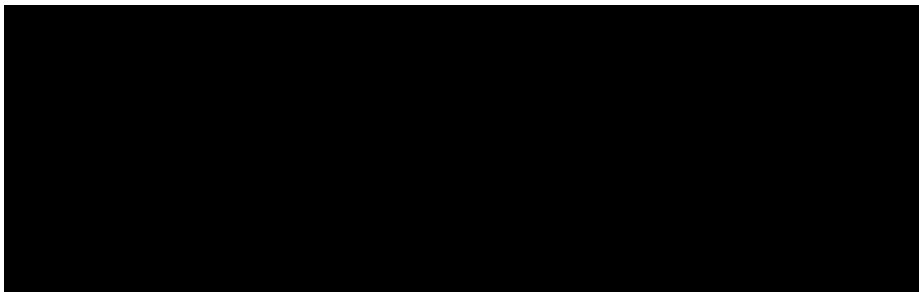
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**From:** Craig Baylis [REDACTED]  
**Sent:** 04 May 2022 10:47  
**To:** Lavine Miller-Johnson  
**Subject:** The Breakhouse Café E3 - variation application

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Morning Lavine  
Please see below for the hearing.  
Client has written to the councillor who is objecting.

Craig Baylis  
Partner  
Kingsley Napley LLP



**External – this email originated outside your organisation.**

---

Dear Rachel Blake,

I hope you have been keeping well.

Yes, I feel disheartened because you are too busy to meet me and see my business but not too busy to send an objection email to something you have never visited.

I have invited you down on 4 separate occasions now since 2021 and you have never been, you will have these invitations to visit my cafe on this work email.

### **Dates I have sent emails to invite you down to see my cafe**

- 1 - Sat 4th Sep 2021
- 2 - Wed, 6 Oct 2021
- 3 - Fri 22 April 2022
- 4 - Weds 27 April 2022

On Friday 22nd April I informed you that I was changing my license and invited you down again to explain in person and so you can see my small independent business in Tower Hamlets for yourself.

I never heard anything from you, but now believe this was when you sent your objection email. I had to email you again on the 27th of April to get a response for you.

**Impact and safety of the local community** - Please be aware that since we have been in operation we have helped the local police with their inquiries on incidents that have happened in the yard. Having established regulated businesses such as mine is known to reduce criminal activity and deter anti-social behaviour.

**Have you extended this invite to residents of Wick Lane?** Please can you clarify what residents you are talking about here

as Wick Lane is a very long road and we have many local residents that are regulars to the cafe. I believe you know 2 of them very well: Steward + Richard.

However if you mean the 2 objections we received from people who live on Wick Lane in 2021, then yes of course I invited them to meet me in person to discuss my license and see my space but they sadly declined and rather it was taken to court than worked with a local business who was trying to navigate and survive through the pandemic.

The issues about access to the venue and safety of the route were raised comprehensively at the last hearing over 12 months ago. However these were never flagged by local police, environmental health or licensing. This was just opinions and not based on any facts.

There have been no issues whatsoever regarding the safety of the route unless you know otherwise. This is therefore no longer an issue.

You say that you receive regular complaints about noise from venues in Wick Lane. Do any of those complaints relate specifically to my venue?

If they don't, then I am concerned that you are objecting to our application when we have a good history of making no noise or raising any issues whatsoever. Also any noise complaints should be sent to the local council to be dealt with and logged.

My Licensing solicitor tells me that at the hearing, the licensing committee must decide the case based on evidence and not speculation.

At the moment, all I see from the objection that you have lodged is speculation and no support for the fact that we have traded properly without any difficulties for over 12 months.

My business has been close to failure because of Covid and all I am trying to do is make sure that the business is sustainable going forward.

I would've thought that as a local councillor, you would want to support small local independent businesses which are struggling at the moment.

**Yes please come down to the cafe and meet me when you have the time.** This will be the 5th invite I have sent you now :)

I would love to hear the ways that you think the local businesses need to operate, especially as you must have run a business?

Will you be attending the court hearing or will you be too busy? I suspect I will see you there before I see you visit my café.

Kind wishes,  
Chloe x

On Thu, 28 Apr 2022 at 22:05, Rachel Blake [REDACTED] wrote:

Dear Chloe,

I'm really sorry that you feel disheartened. I think I have had 2 emails from you about visiting.

I have nothing against you. I strongly think that the businesses in the area need to consider the impact and safety of the local community and I receive regular complaints about noise nuisance from venues around Wick Lane. As you know, I am particularly concerned about access to the venue and safety of the access route.

I am particularly busy at the moment but I am happy to visit later in May and speak with you about the local business and ways that I think the local businesses need to operate.

Have you extended this invite to residents of Wick Lane?

Rachel

---

**From:** Chloe Bailey-Williams <[REDACTED]>  
**Sent:** 27 April 2022 16:46  
**To:** Rachel Blake [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Re: Invitation to café The Breakhouse Café E3

Dear Rachel,

Hope this email finds you well.

I have been informed that you have again objected to my license.

I have sent you several emails to personally invite you down to visit my café in person and explain my plan on how I can adapt and stay afloat in these challenging and hard times post covid + brexit, especially for a new small independent business like mine however I have yet to get a response for you.

Please can you let me know why you do not want to meet with me and speak with me in person if you feel so strongly against me and my business that you haven't spoken to me directly or stepped foot in my café.

I find this extremely disheartening as I am trying to be a pillar of the community and I am involved with many Tower Hamlets schemes like "food for health" yet you do not want to have a discussion with me.

I would be honoured if you came to the cafe to visit and meet me in person.

Please feel free to call me instead to discuss - [REDACTED]

Kind wishes,

Chloe x

On Fri, 22 Apr 2022 at 08:00, Chloe Bailey-Williams <[REDACTED]> wrote:

Dear Rachel,

Hope you have been keeping safe + well. :)

I would love to take the opportunity to invite you again down to my café **The Breakhouse Café E3**.

Unfortunately like many hospitality businesses, especially a small independent café like mine I am still really struggling from the effects covid has had on the industry.

I therefore need to adapt and pivot to be able to sustain my business and survive. To help me do this I have applied for some changes in my license.

I really hope when you have the time you will be able to see my café for yourself and meet me in person.

Please feel free if you would like to call me to arrange a meeting



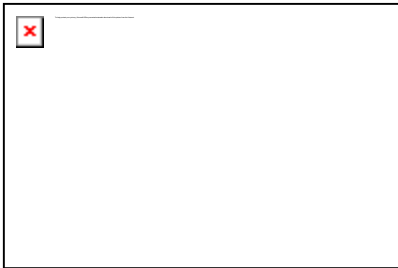
Have a lovely weekend. :)

Kind wishes,

--

Chloe Bailey-Williams (*she/her*)

Director



**A. Unit 17, Bloc Riverbank, 455 Wick Lane, E3 2TB**

**Socials - [Facebook](#) // [Instagram](#)**

**Press - [Veguary By Roman Road London](#)**

The Breakhouse Café is the trading name of The Breakhouse Ltd, a company registered in England and Wales (12269535).

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# Appendix 21

## Lavine Miller-Johnson

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**Subject:** FW: 148343 variation application (135242) The Breakhouse Cafe Unit 17, Bloc RiverBank", 455 Wick Lane, London

On Mon, 13 Jun 2022 at 16:12, Nicola Cadzow [REDACTED] wrote:

Hi Chloe,

Weekends go so quick.

Thank you for your confirmation.

Lavine, please take this as my withdrawing my representation, based on the agreement by the applicant to reduce sue of the external area to 22:00 hours, and not 23:00 as per the application,

Kind regards

Nicola Cadzow

Environmental Protection Team

Place Directorate

London Borough of Tower Hamlets

Mulberry Place Town Hall

5 Clove Crescent

London E14 2BG



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

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**From:** Chloe Bailey-Williams <[REDACTED]>  
**Sent:** Monday, June 13, 2022 3:58 PM  
**To:** Nicola Cadzow <[REDACTED]>  
**Cc:** [REDACTED] Lavine Miller-Johnson <[REDACTED]>  
**Subject:** Re: 148343 variation application (135242) The Breakhouse Cafe Unit 17, Bloc RiverBank", 455 Wick Lane, London

Dear Nicola,

[REDACTED]

Thank you for your email.

**I would like to accept your terms of the use of the external area until 22:00 hours.**

Please let me know if you need anything else from me.

I really appreciate you taking time out of your busy schedule to visit me and my cafe.

You are always welcome.

Kind wishes,

Chloe xx

--  
Chloe Bailey-Williams (*she/her*)  
Director

# Appendix 22

# 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 23

## 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 24

## **Anti-Social Behaviour from Patrons Leaving the Premises**

### General Advice

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

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

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

### Licensing Policy

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

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

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

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

## Cumulative Impact

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

## Police Powers

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

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

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

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

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

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

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

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

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

## Other Legislation

### Crime and Disorder Act 1998

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

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

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

# Appendix 25

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

Updated April 2018

## Protection of children from harm

- 2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:
- adult entertainment is provided;
  - a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
  - it is known that unaccompanied children have been allowed access;
  - there is a known association with drug taking or dealing; or
  - in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.
- 2.24 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.

- 2.25 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.
- 2.26 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.
- 2.27 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:
- restrictions on the hours when children may be present;
  - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
  - restrictions on the parts of the premises to which children may have access;
  - age restrictions (below 18);
  - restrictions or exclusions when certain activities are taking place;
  - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

- 2.29 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.
- 2.30 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.
- 2.31 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.



## Offences relating to the sale and supply of alcohol to children

2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

<b>Table of relevant offences under the 2003 Act Section</b>	<b>Offence</b>	<b>Prosecuting Authority</b>
Section 145	Unaccompanied children prohibited from certain premises	Police and/or Licensing Authority
Section 146	Sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147	Allowing the sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147A	Persistently selling alcohol to children	Police and/or Local Weights and Measures Authority
Section 148	Sale of liqueur confectionery to children under 16. (This offence will be repealed by the Deregulation Act 2015 on 26 May 2015).	Police and/or Licensing Authority
Section 149	Purchase of alcohol by or on behalf of children	Police and/or Licensing Authority
Section 150	Consumption of alcohol by children	Police and/or Licensing Authority
Section 151	Delivering alcohol to children	Police and/or Licensing Authority
Section 152	Sending a child to obtain alcohol	Police and/or Licensing Authority
Section 153	Prohibition of unsupervised sales by children	Police and/or Licensing Authority

# Appendix 26

## Protection of children from harm

- 10.1 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, for food and/or entertainment. The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Home Office Guidance also expects Licensing authorities to consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 10.2 Tackling Child Sexual Exploitation (CSE) is a key target both locally and nationally as such the Licensing Authority expects Licence Holders to:
- Understand that there are criminal offences in relation to sexual exploitation of a child,
  - Ensure that they and their employees have a basic awareness of the signs of CSE and how to report it;
  - Report any concerns to the appropriate authorities or to the Licensing Authority can advise them of the appropriate authority to report concerns to.
- 10.3 Applicants are to consult with the Responsible Authority designated for Child Protection listed in appendix 1 - List of Responsible Authorities of this who this Licensing Authority recognises to be competent body to advise on the protection of children from harm.
- 10.4 The Act does not prohibit children from having access to any licensed premises; the Council recognises that limitations may have to be considered where it appears necessary to protect children from harm.
- 10.5 The Licensing Authority will judge the merits of each separate application before deciding whether to impose conditions limiting the access of children to individual premises. The following are examples of premises that will raise concern:-
- Where there have been convictions, Fixed Penalty Notices (FPNs) or formal cautions for serving alcohol to minors or with a reputation for underage drinking

- With a known association with drug taking or dealing
  - Where there is a strong element of gambling on the premises
  - Where entertainment of an adult or sexual nature is provided
  - Where irresponsible drinking is encouraged or permitted.
- 10.6 Where its discretion is engaged, the Licensing Authority will consider any of the following options when dealing with a licence application where limiting the access of children is considered necessary to prevent harm to children:
- Limitations on the hours when children may be present,
  - Limitations on ages below 18,
  - Limitations or exclusion when certain activities are taking place,
  - Requirements for an accompanying adult,
  - Full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 10.7 No conditions will be imposed requiring that children must be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee.
- 10.8 The Act details a number of offences designed to protect children in licensed premises and the Licensing Authority will work closely with the police to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children.
- 10.9 All licence holders will be expected to comply the Portman Group Code of Practice, and in particular the Retailer Alert Bulletin by which the Portman Group informs licensed retailers, which products have been found to be in breach of the code, and should be removed from sale.
- 10.10 The Licensing Authority expects all licensed suppliers of alcohol to have robust measures, effectively managed and monitored, in place to ensure that minors are fully protected from harm. This will require operating plans to specify these measures and management controls taking into account paragraph 10.1 and 10.2 above. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

- 10.11 The Licensing Authority will take appropriate and proportionate action where there are serious concerns in relation to the safe guarding of children in connection with a licensed premises, which may include consideration of applying for a review of the licence where there significant evidence of undermining the licensing objective of the protection of children from harm.
- 10.12 The sale of alcohol to a minor is a criminal offence and Trading Standards will conduct appropriate covert test purchasing exercises and will take account of any complaints and intelligence received. The Act permits the use of children under the age of 18 to undertake test purchases.
- 10.13 Where there are age restrictions imposed by the Act on the licensable activities in respect of children below a certain age, then the licensee will be required to demonstrate that they have age verification systems in place. This Licensing Authority believes that that Licensed Premises should have age verification policies to require individuals who appear to the person serving alcohol to be under the age of 25 years of age to produce on request appropriate identification. This is commonly referred to as the "Challenge 25 Scheme". The rationale for this is because it can often be difficult to judge how old teenagers are and "Challenge 25 age verification system" would provide licensed premises with margin of error to prevent underage sales. Thus Challenge 25 can help to empower staff to challenge customers where there is doubt about their age. In turn this is likely to reduce the risk of the owner, or the seller of the alcohol, committing an offence.
- 10.14 Training in age verification systems should be given to all persons who might be in a position to serve or refuse the sale of alcohol to children. The training should include a basic understanding of the law, seeking proof of age, verifying the authenticity of proof of age cards and handling and recording refusals.
- 10.15 Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose the following standard conditions in relation to age verification systems:
- 1) All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
  - 2) A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
  - 3) A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record

shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premises is open.

- 4) All staff whose duties include the serving of alcohol must be trained in the requirements of this scheme including the importance of recording any refusals.

## **11 Access to Cinemas**

- 11.1 Films cover a vast range of subjects, some of which deal with adult themes and / or contain, for example, scenes of horror or violence that may be considered unsuitable for children within certain age groups.
- 11.2 In order to prevent children from seeing such films, the Licensing Authority will impose conditions requiring licensees to restrict children from viewing age restricted films classified according to the recommendations of the BBFC, or the Council itself. The Licensing Authority will not consider reclassifying any films already classified by the BBFC. The Council will charge for classifying films, on a full cost recovery basis.
- 11.3 The Licensing Authority will classify films itself where it is satisfied that no BBFC classification exists. It will inform relevant licensee and require such classifications to be clearly contained in any advertising or informative material relating to such films.

## **12 Children and Public Entertainment**

- 12.1 Many children go to see and / or take part in an entertainment arranged substantially for them. Consequently additional arrangements are required to safeguard them at such times.
- 12.2 Where 10.1 applies, and its discretion is engaged, the Licensing Authority will require the following arrangements in order to control their access and egress and to assure their safety:-
  - An adult member of staff to be stationed in the vicinity of each of the exits from any level, subject to there being a minimum of one member of staff per 50 children or part thereof,
  - No child unless accompanied by an adult to be permitted in the front row of any balcony,
  - No standing to be permitted in any part of the auditorium during the Performance.
- 12.3 Where children are taking part in any regulated entertainment, and its

discretion is engaged, the Licensing Authority will require the operating schedule to clearly state the steps taken to assure their safety.

- 12.4 Where its authority is engaged, the Licensing Authority will consider attaching conditions to licences and permissions to prevent harm to children, and these may include conditions drawn from the Model Pool of. Conditions that can be found in the Secretary of State's Guidance.

# Appendix 27



## **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 28

## **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.