

Appendix 1

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We NOODLE & BEER LTD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 31 Bell Lane			
Post town	London	Postcode	E1 7LA

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£ 44,750.00

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth I am 18 years old or over <input type="checkbox"/> Please tick yes <input type="checkbox"/>					
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	NOODLE & BEER LTD
Address	31 BELL LANE LONDON UK E1 7LA
Registered number (where applicable)	11768259
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	██████████
E-mail address (optional)	██████████

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	1	092022

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

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>The Restaurant wishes to sell alcohol on the premises and play recorded music.</p>

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

N/A

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
|-------------------------------------------------------------------------------------------------------------|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |
| <u>Provision of late night refreshment</u> (if ticking yes, fill in box I) | <input type="checkbox"/> |
| <u>Supply of alcohol</u> (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish		
Mon			<u>Please give further details here</u> (please read guidance note 4)	
Tue				
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat				
Sun				

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p><u>State any seasonal variations</u> (please read guidance note 5)</p> <p>N/A</p>
Day	Start	Finish	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>N/A</p>
Mon	11:30	22:30	
Tue	11:30	22:30	
Wed	11:30	22:30	
Thur	11:30	22:30	
Fri	11:30	22:30	
Sat	11:30	22:30	
Sun	11:30	22:30	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The Licensee, that is the person named in the premise licence shall always ensure when the premise is carrying out any licensable activity, there have sufficient competent staff on duty at the premise for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly regarding drunkenness and underage persons. Record will be kept of training and refresher training.

b) The prevention of crime and disorder

Any incidents of criminal nature that may occur on the premise will be reported to the Police.

A digital CCTV system to be installed in the premises.

Cameras must be sited to observe the entrance doors from the inside.

Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.

Cameras must be sited to cover all areas to which the public have access including any smoking area.

Provide a linked record of the date, time of any image.

Provide good quality images - colour during opening times.

Have a monitor to review images and recorded quality.

Be regularly maintained to ensure continuous quality of image capture and retention.

Member of staff trained in operating CCTV at venue during times open to the public.

Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within a reasonable time to Police on request.

An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any visit by a relevant authority or emergency service.

c) Public safety

Appropriate fire safety procedure is in place including fire extinguisher (foam, H2O CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected regularly. All emergency exits shall be always kept free from obstacles.

d) The prevention of public nuisance

All customers will be asked to leave quietly, and any music played within the premise shall not be audible from the outside of the premises.

e) The protection of children from harm

The Licensee and staff will ask persons who appear to be underage of 25 for photographic ID such as age cards, driving licence, the Citizen card, passport, official ID issued by HM Forces or by an EU-country, bearing the photograph and date of birth of the bearer. Staff will also be trained for UNDERAGE SALES PREVENTION regularly. A register of refused sales shall be kept and maintained on the premises.

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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.

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

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	15 September 2022
Capacity	Solicitor

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Lisa's Law Solicitor
13 London Road

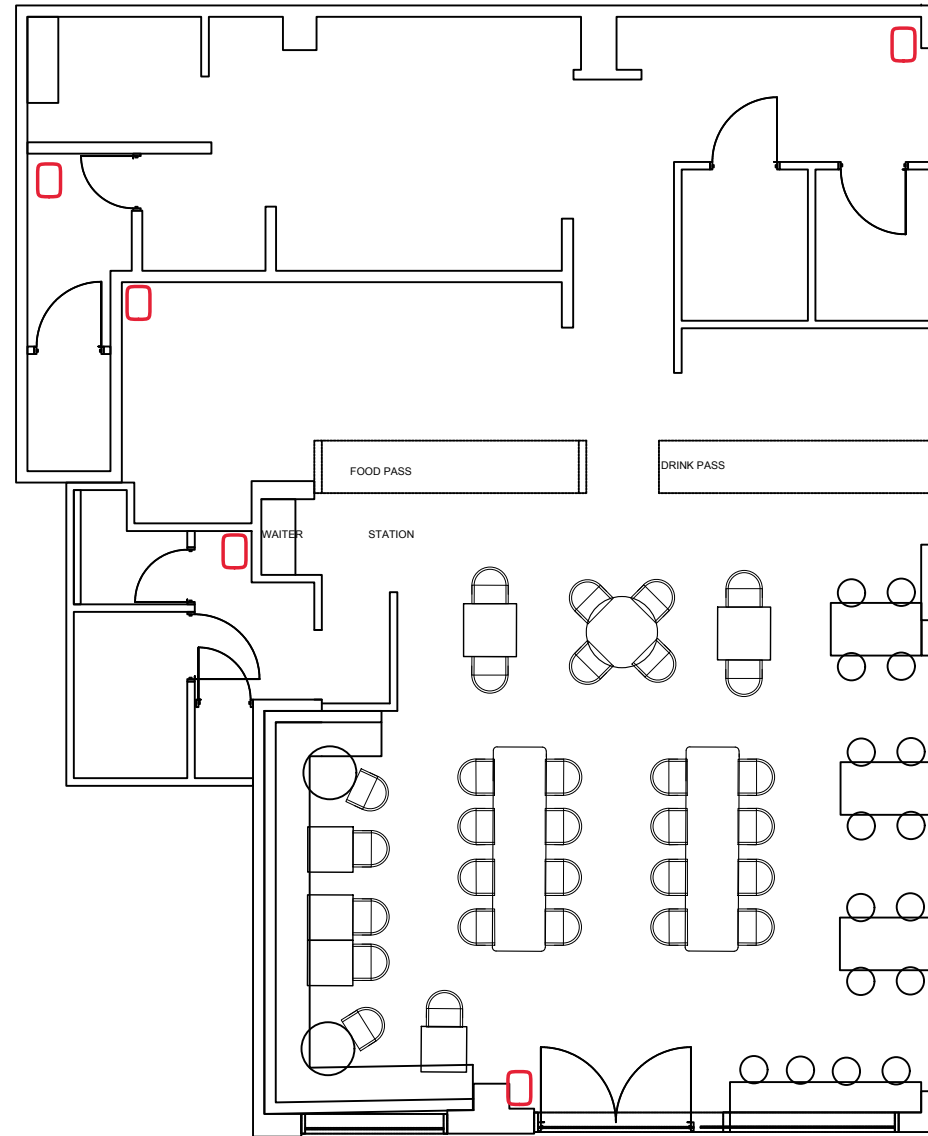
Post town	London	Postcode	SE1 6JZ
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Telephone number (if any)	██████████
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	██████████
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Appendix 2

52/54 covers



A ————— nrd

PROJECT

Noodle & Beer

SITE

Liverpool st.
London

DRAWING

floorplan v2

DATE SCALE

Oct 2019 1:100 @ A3

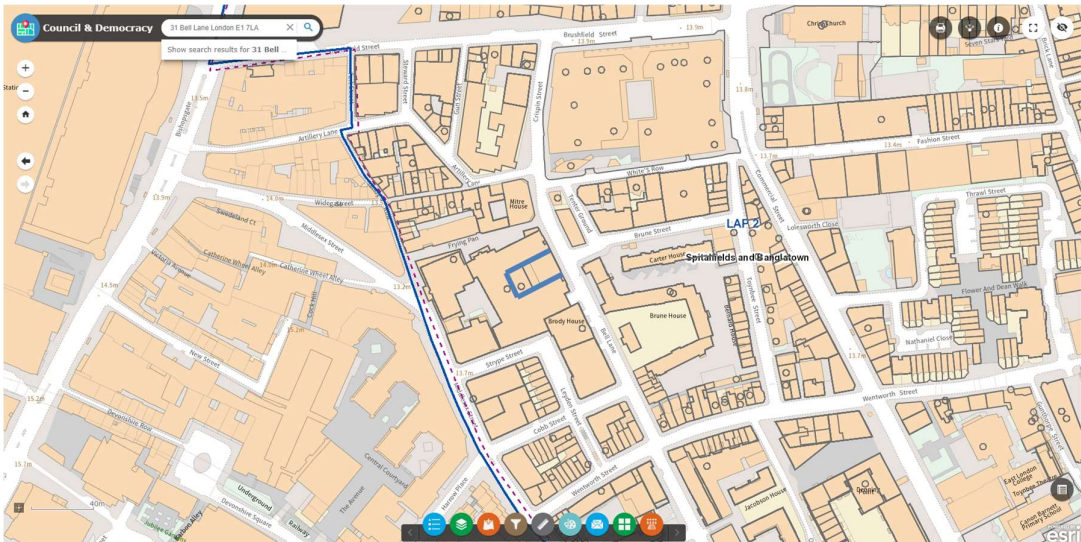
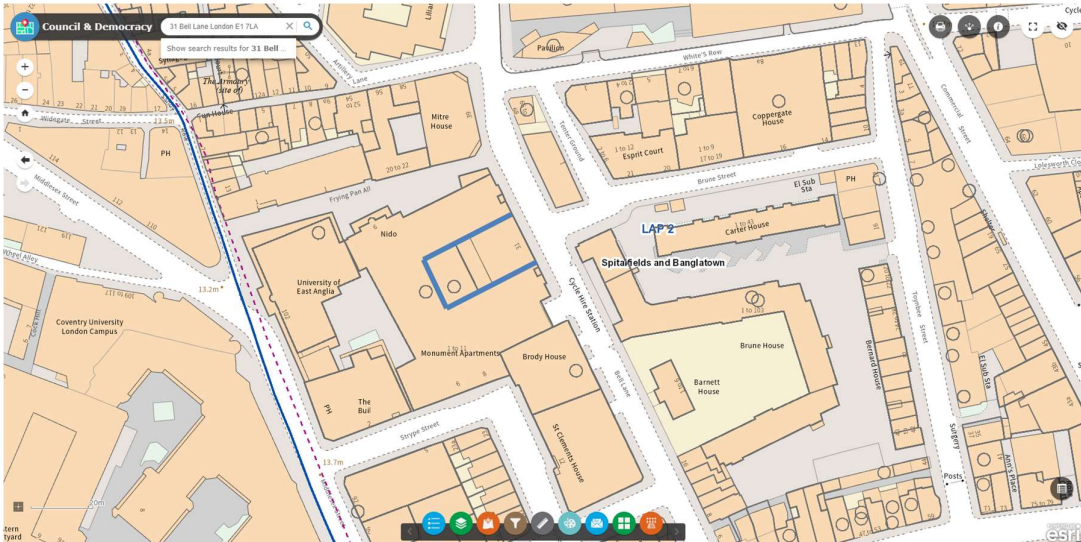
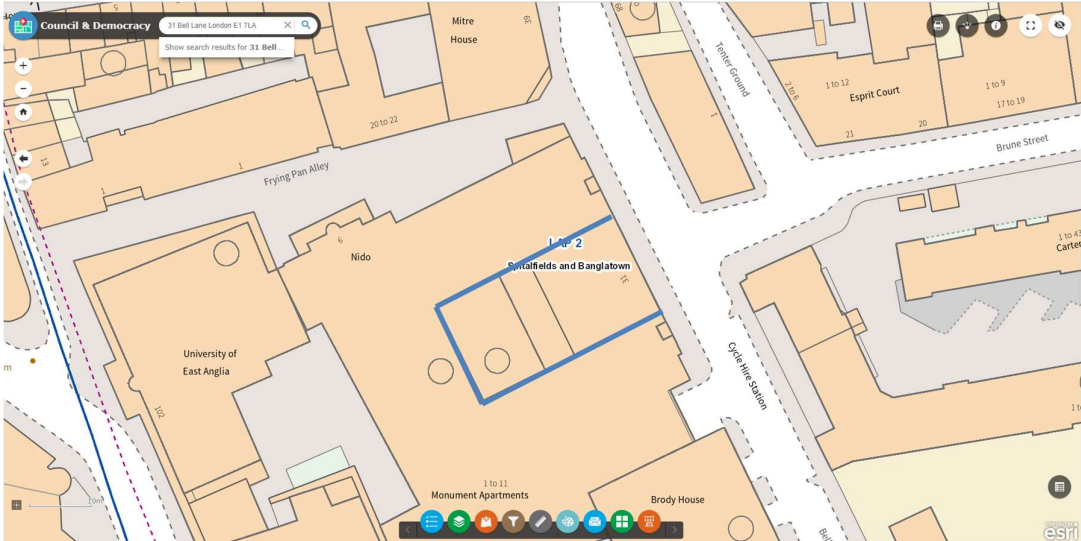
NUMBER AMENDMENT

AN_NB_01

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All figured measurements are represented in millimetre units.
DESIGN INTENT ONLY - NOT FOR CONSTRUCTION

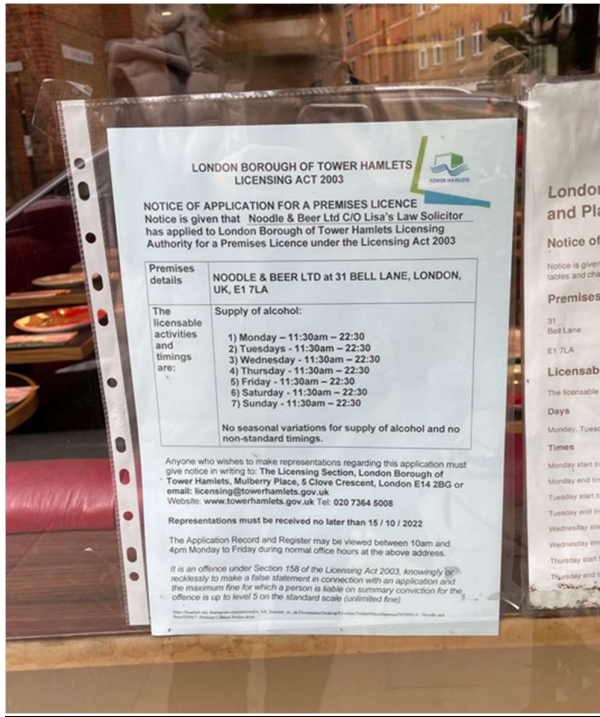
Appendix 3

Noodle & Beer - 31 Bell Lane



Appendix 4

Photos – Noodle & Beer – 31 Bell Lane





Appendix 5

Address	Licensable activities/times	Opening hours
Sainsbury's Unit 5, 31 Bell Lane	<u>Sale of Alcohol by retail (off sales).</u> Monday to Sunday from 09:00 hours to 23:00 hours	Monday to Sunday – 24 hours a day
Rox Burgers 3 Bell Lane	Supply of Alcohol (on sales) <ul style="list-style-type: none"> • Monday to Sunday inclusive 08:00 hrs to 23:00 hrs Late Night Refreshment <ul style="list-style-type: none"> • (Christmas Eve and New Years Eve only) 23:00 hrs until 03:00 hrs the next day Regulated Entertainment: <u>Live Music</u> Friday: 18:00 hrs to 22:00 hrs Saturday: 17:00 hrs to 22:00 hrs Sunday: 14:00 hrs to 16:00 hrs 17:00 hrs to 20:00 hrs <ul style="list-style-type: none"> • (Christmas Eve and New Years Eve Only) until 03:00 hrs the next day <u>Recorded Music</u> <ul style="list-style-type: none"> • Monday to Sunday inclusive, 08:00 hrs to 23:00 hrs 	<ul style="list-style-type: none"> • Monday to Sunday inclusive, 08:00 hrs to 24:00 hrs • (Christmas Eve and New Years Eve only), until 03:00 hrs the next day
Refresh 8 Bell Lane	Alcohol (off sales) <ul style="list-style-type: none"> • Monday to Saturday, from 07:00 hours to 20:00 hours • Sunday, from 07:00 hours to 19:00 hours 	<ul style="list-style-type: none"> • Monday to Saturday, from 07:00 hours to 20:00 hours • Sunday, from 07:00 hours to 19:00 hours
Nilly's Cafe 16 Bell Lane	<u>Sale of Alcohol (On Sales only)</u> Monday to Saturday from 08:00 hours to 22:00 hours Sunday from 10:00 hours to 22:00 hours	<ul style="list-style-type: none"> • Monday to Saturday from 08:00 hours to 22:00 hours • Sunday from 10:00 hours to 22:00 hours
Liberty Lounge 1a Bell Lane	Sale of Alcohol (on sales only) <ul style="list-style-type: none"> • Sunday to Tuesday 12:00 hours - 23:30 hours 	<ul style="list-style-type: none"> • Sunday to Tuesday 12:00 hours - 23:30 hours

	<ul style="list-style-type: none"> • Wednesday 12:00 hours - 00:00 hours (midnight) • Thursday 12:00 hours - 01:00 hours (the following day) • Friday to Saturday 12:00 hours - 02:00hrs (the following day) <p>The Provision of Regulated Entertainment (in the form of Live Music - indoors)</p> <ul style="list-style-type: none"> • Sunday to Tuesday 12:00 hours to 23:30 hours • Wednesday 12:00 hours to 00:00hrs (midnight) • Thursday 12:00 hours – 01:00 hours • Friday to Saturday 12:00 hours to 02:00 hours <p>The Provision of Regulated Entertainment (in the form of Recorded Music - indoors)</p> <ul style="list-style-type: none"> • Sunday to Tuesday 23:00 hours - 23:30 hours • Wednesday 23:00 hours - 00:00 hours (midnight) • Thursday 23:00 hours - 01:00 hours (the following day) • Friday and Saturday 23:00 hours - 02:00 hours (the following day) <p>Late Night Refreshment</p> <ul style="list-style-type: none"> • Sunday to Tuesday 23:00 hours - 23:30 hours • Wednesday 23:30 hours - 00:00 hours (midnight) • Thursday 23:00 hours - 01:00 hours (the following day) • Friday to Saturday 23:00 hours - 02:00 hours (the following day) 	<ul style="list-style-type: none"> • Wednesday 12:00 hours - 00:00 hours (midnight) • Thursday 12:00 hours - 01:30 hours (the following day) • Friday to Saturday 12:00 hours - 02:30 hours (the following day) <p>Non-Standard Times:</p> <ul style="list-style-type: none"> • Sundays before Bank Holidays 12:00hrs - 01:00hrs (the following day) • New Year's Eve 12:00hrs - 09:00hrs (the following day) <p>Morning British Standard Time commences to allow clock going back on hour</p>
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<p>Nido Spitalfields) 9 Frying Pan Alley Basement, Ground Floor, 32nd Floor and 33rd Floor</p>	<p>Sale of alcohol by retail (on sales)</p> <ul style="list-style-type: none"> Monday to Sunday, from 12:00 hours to 23:30 hours <p>The provision of regulated entertainment - Indoors <u>Films, Live Music, Recorded Music and Performance of dance</u></p> <ul style="list-style-type: none"> Monday to Sunday, from 12:00 hours to 23:30 hours <p>The provision of late night refreshment - Indoors</p> <ul style="list-style-type: none"> Sunday to Wednesday, from 23:00 hours to 23:30 hours Thursday to Saturday, from 23:00 hours to 01:00 hours the following days 	<p>Premises are not open to the public</p>
<p>The Hummingbird Bakery 11 Frying Pan Alley</p>	<p>Supply of Alcohol (On & Off Sales) Monday to Sunday from 08:00 hours to 22:00 hours</p>	<p>Monday to Sunday from 08:00 hours to 22:30 hours</p>

Appendix 6



Place Directorate
Public Realm
Environmental Health & Trading Standards

Head Of Service David Tolley

London Borough Tower Hamlets
Licensing Authority
Mulberry Place
5 Clove Crescent
London E14 2BG

Mulberry Place
5 Clove Crescent
London E14 2BG

Tel 020 7364 5171
Fax 020 7364 0863
Enquiries to Kathy Driver
Email kathy.driver@towerhamlets.gov.uk

13th October 2022

My reference: P/PR/LIC/152976

www.towerhamlets.gov.uk

Dear Sir/Madam,

Licensing Act 2003
Re: Noodles and Beer, Unit 6, 31 Bell Lane London E1 6RL

I am writing in my capacity of Licensing Authority in relation to the premises licence application for the above address.

On 1st November 2013, Tower Hamlets adopted a Cumulative Impact Policy (CIP) in and around the Brick Lane/Spitalfields Area and was updated on 1st November 2018. The Council has recognised that because of the number and density of licensed premises selling alcohol, on and off the premises and the provision of late night refreshment (sale of hot food after 11pm) within the Brick Lane Area, there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect.

The Licensing Authority recognises that there is a wide diversity of premises requiring a licence and will have full regard to the differing impact these will have on the local community. It therefore also recognises that, within this Policy, it may be able to approve licences that are unlikely to add significantly to the saturation, and will consider the circumstances of each individual application. The Authority may therefore consider that the imposition of conditions is unlikely to address these problems and may consider the adoption of a special policy of refusing new licences because the area is saturated with licensed premises and the granting of any more would undermine one of the licensing objectives.

The Licensing Authority is of the view that the number, type and density of premises selling alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane/Spitalfields Area as having a cumulative impact on the licensing objectives and has therefore declared a Cumulative Impact Zone (CIZ).

The effect of this CIZ is to create a rebuttable presumption for applications in respect of the sale or supply of alcohol on or off the premises and/or late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity). Where the premises are situated in the CIZ and a representation is received, the licence will be objected to by the Authority. To rebut this presumption the applicant is expected to show through the operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced.

Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane CIZ if they wish to rebut this presumption.

Examples of factors the Licensing Authority may consider as exceptional may include, though are not limited to:

- small premises with a capacity of fifty persons or less who only intend to operate during Framework Hours,
- premises which are not alcohol led and operate only within Framework Hours, such as coffee shops,
- instances where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same Special Policy Area.

This application falls within the Cumulative Impact Zone and seeks alcohol for on sale on Monday to Sunday from 11:30 to 22:30 pm.

The concern of the licensing is that the premises is opposite a residential block of which persons leaving in the evening that are under the influence of alcohol is likely to give rise to public nuisance.

The serious concern to this Authority is we have received a copy of the menu from the premises which is offering sale of alcohol without any authorisation. On viewing google reviews this details a customer reviews from 2/3 weeks ago of which states they were offering "a good selection of beers".

In light of this an enforcement letter has been sent to the applicant and their representative, attached. Due to this it does raise the concern that the premises will abide by any licence or its conditions.

I therefore ask the Committee to refuse the application.

Yours sincerely,



Kathy Driver
Principal Licensing Officer



Noodle and Beer Ltd
31 Bell Lane
London
E1 7LA

Place Directorate
Public Realm
Environmental Health & Trading Standards

Head Of Service David Tolley

By email: [REDACTED]

Tel 020 7364 5171
Fax 020 7364 0863
Enquiries to Kathy Driver
Email kathy.driver@towerhamlets.gov.uk

13th October 2022

www.towerhamlets.gov.uk

My reference P/PR/EHTS/LIC/152976

Dear Sir,

Licensing Act 2003, Sections 136

Premises: Noodle and Beer, Unit 6, 31 Bell Lane, London E1 7LA

This Authority has received a copy of your menu (below) offering of cocktails with vodka, bacardi and other spirits along with various beers with alcohol volume 4.6%/5.9%. It has also been noted on google reviews of a customer attending the premise which quotes "good selection of bottled beers", see copy of the reviews at the end of this letter.

According to the Council records you do not hold a licence under the Licensing Act 2003. A premises licence application is under consultation however no licence has been granted for the premises and no Temporary Event Notices have been made.

It is an offence for anyone who carries on, or attempts to carry on a licensable activity on or from any premises without or not in accordance with an authorisation. The ACT covers;

- 1) the sale by retail of alcohol (off or on sales)
- 2) the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club (or permitted guest)
- 3) the provision of regulated entertainment (with or without a licence to sell alcohol)
- 4) the provision of late night refreshment (supplying hot food and hot drinks after 23:00 hours and before 05:00 hours)

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



The best of London in one borough

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

You are advised to cease the unauthorised licensing activity with immediate effect until such time that you have an authorisation.

For further advice please contact your legal representative.

Yours sincerely



Kathy Driver
Principal Licensing Officer

c.c. by email, Police Licensing Unit: cemailbox-towerhamletslicensing@met.police.uk

By email: [REDACTED]



[REDACTED]
38 reviews · 2 photos

★★★★★ 2 weeks ago **NEW**

Really tasty food and friendly and knowledgeable staff. Also a good selection of bottled beers. A few more veggie options would be welcome but the dish I did have was fantastic

 Like



[REDACTED]
30 reviews · 51 photos

★★★★★ 3 weeks ago **NEW**

Dine in | Lunch | £30–40

If you like spicy food then Noodle&Beer is right up your street.

The menu gives chilli ratings for it's noodle dishes so if you prefer to go for something less hot then you can.

The food was really tasty and they had a good selection of Asian bottled beers too.



夏日微风鸡尾酒 Summer Breeze Cocktail

桑格利亚 / Sangria	£11.50
Merlot, apple, lemon, orange, simple syrup	
科罗娜 / Cosmopolitan	£11.00
Vodka, triple sec, cranberry juice, lime	
肮脏雪莉 / Dirty Shirley	£11.00
Vodka, grenadine, lemonade	
椰林飘香 / Piña Colada	£11.50
Overproof Caribbean white rum, fresh pineapple, coconut	
菠萝莫吉托 / Pineapple Mojito	£12.00
Bacardi rum, elderflower, lime juice, mint, lemonade	

月度酒单 BEER OF THE MONTH

精心为你们带来世界各地的小众啤酒以增添对美食体验的乐趣
Occasionally change a selection of the same of the alike beers that we know of, simply to amplify the flavor of the food

女王啤酒 / Espresso IPA	£6.30
Country: India Vol: 5.9%	
金星啤酒 / Estrella Damm	£5.00
Country: Spain Vol: 4.5%	
自由无酒精啤酒 / Free Damm	£5.80
Country: Spain ABV: 0%	
幸运圣人啤酒 / Lucky Saint (full strength of beer but low alcohol)	£5.80
Country: Germany ABV: 0.5% (无酒精啤酒)	

SMALL EATS

爽口脆滑水饺 / Black Fungus Salad with Vinegar and Chilli	£7.90
巨无霸牛肉卷 / Jumbo Beef Hoak Spring Rolls (3pcs)	£8.30
麻辣无骨鸡爪 / Spicy & sour chicken claw salad (boneless)	£7.50
酱油牛肉碎炒饭 / Sliced beef with Celery, Garlicy Chilli Sauce	£7.50

MAIN DISHES

鲜虾面 / Xia-Xia Mian (Spring Exclusive)	£12.90
House special soup noodles with king prawns, pork belly and	
担担面 / Wu-Wu Mian	£11.50
Blonket noodles, Stir fried frog legs, Bell pepper, Mustard tuber	
牛肉麻婆豆腐盖饭 / Ma-Po Tofu with Minced Beef Hoak Rice	£11.50
Stir fried Ma-Po bean curd with chilli and beef hoak	

没有什么是一瓶啤酒，解决不了的
→ 如果有那就两瓶
There is nothing a bottle of beer can't fix.
If the Pe is than two.





**Place Directorate
Public Realm
Environmental Health & Trading Standards**

London Borough Tower Hamlets
Licensing Authority
Mulberry Place
5 Clove Crescent
London E14 2BG

Head Of Service David Tolley

Mulberry Place
5 Clove Crescent
London E14 2BG

4th January 2023

Tel 020 7364 5171
Fax 020 7364 0863
Enquiries to Kathy Driver
Email kathy.driver@towerhamlets.gov.uk

My reference: P/PR/LIC/152976

Dear Sir/Madam,

www.towerhamlets.gov.uk

**Licensing Act 2003
Re: Noodles and Beer, Unit 6, 31 Bell Lane London E1 6RL**

Following my representation made on 13th October 2022 against the premises licence application I wish to add the following evidence from the Licensing Officer who visited the premises on 14th October 2022.

The officer visited the premises on 14th October 2022 in order to check the premises were complying with the notice requirements of the application. The notice was in place however the officer noted it appeared to be selling alcohol. The officer noted drinks menus on the tables and alcohol on display including wines, beers and spirits. A male who claimed to be the supervisor refused to give his details. The supervisor called a manager who came back to say apparently the manager had sent out whatsapp message yesterday not to sell alcohol, assume in response to the enforcement letter of 13th October 2022, but he was not on the whatsapp group so was unaware. The officer then cautioned the supervisor at 15.28hrs. I have included photos taken during the visit.

In conclusion, the premises falls with the Brick Lane cumulative impact area and I do not feel that the impact has been addressed by the applicant, the premises has displayed alcohol for sale and according to reviews online has sold alcohol without authorisation and had no regard to the licensing laws. It is also concerning that the supervisor was not willing to cooperate was obstructive and failed to give his details to an authorised officer.

This Licensing Authority feels the application should be refused as we have no confidence any conditions or hours will be complied with, there is clearly a lack of management of the premises and training of staff.

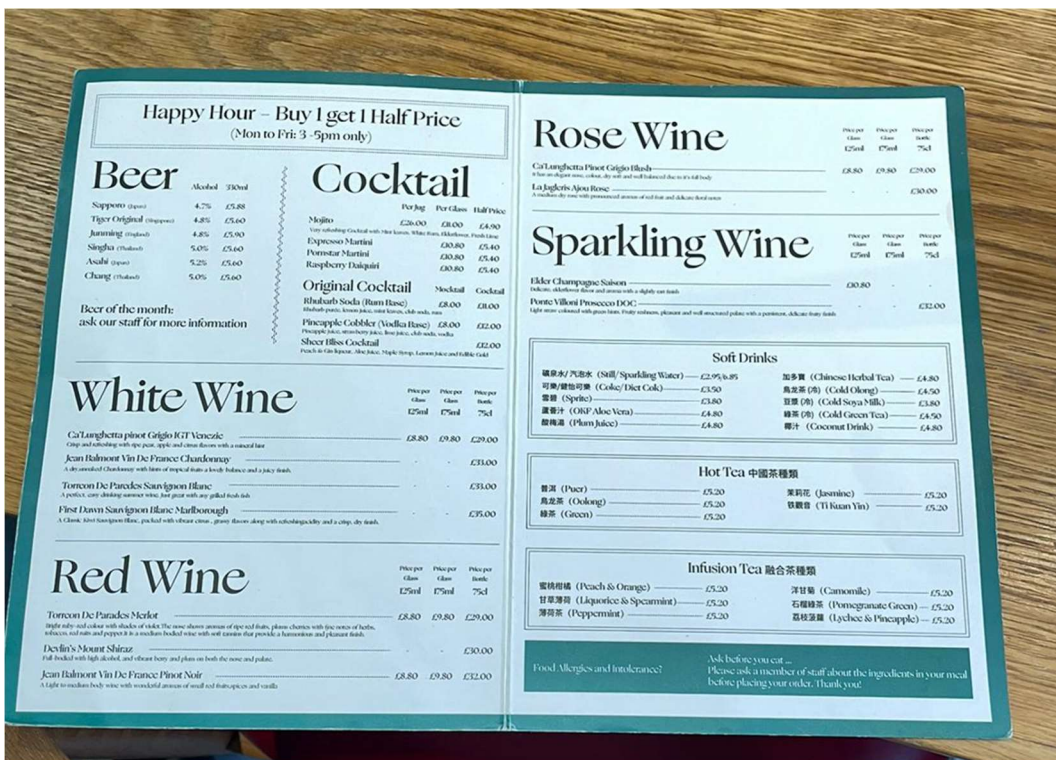
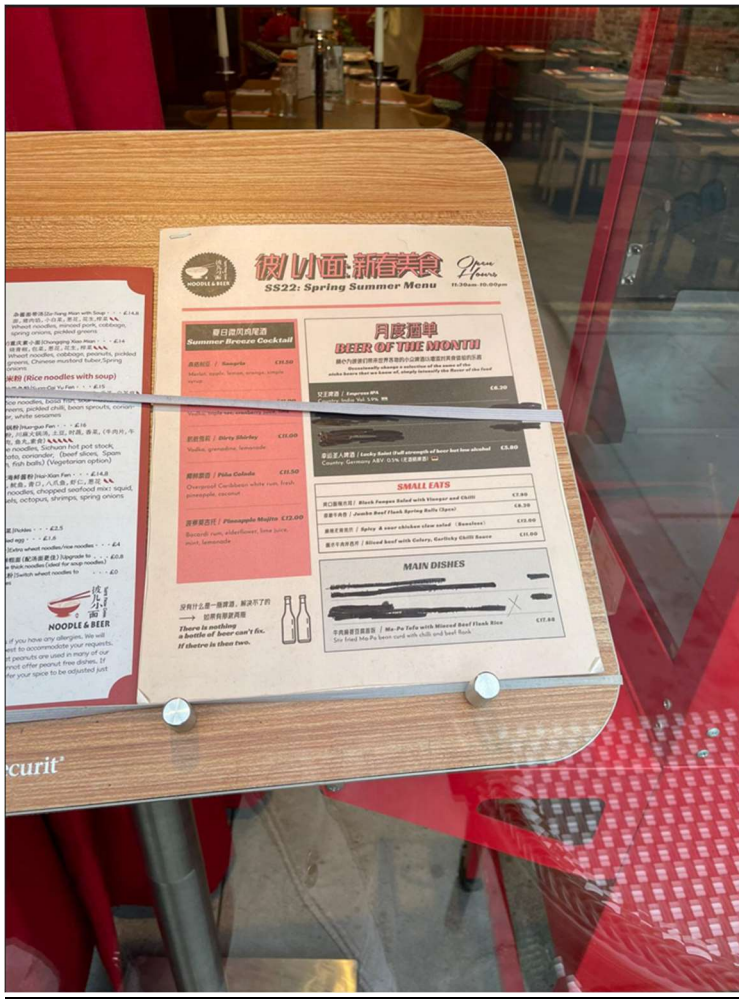
I therefore ask the Committee to refuse the application.

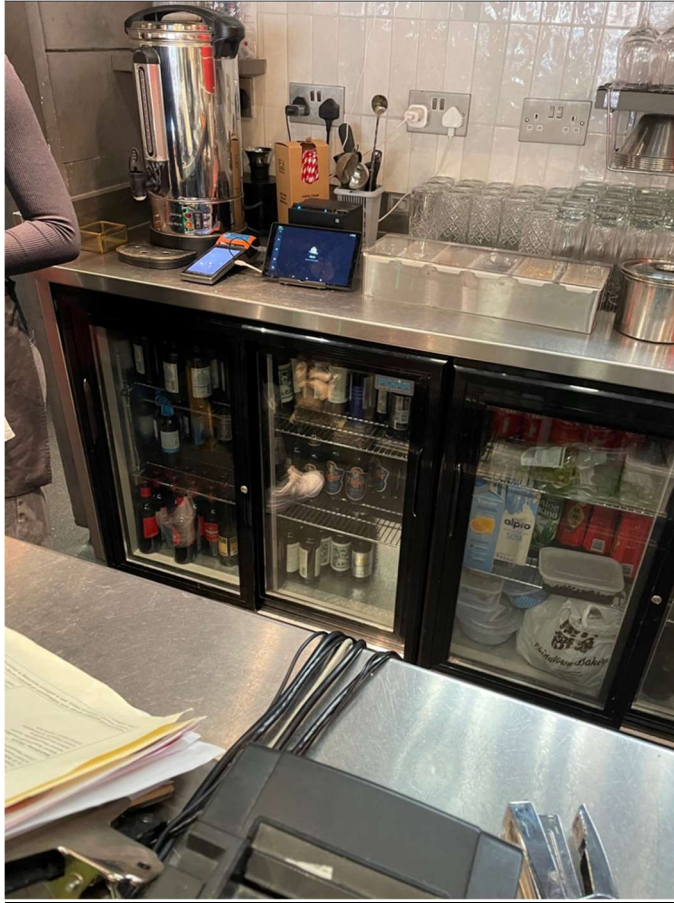
Yours sincerely,



Kathy Driver
Principal Licensing Officer

Photos - Noodle & Beer, 31 Bell Lane – Visit 14/10/22









Appendix 7

Corinne Holland

From: Ibrahim Elias
Sent: 11 October 2022 17:30
To: i [REDACTED] m; Licensing
Cc: Paul Murphy
Subject: 152976 _ Representation Noodle & Beer, Unit 6 Bell Lane, London E1 7LA

Follow Up Flag: Follow up
Flag Status: Completed

Dear Licensing,

I have considered the premises license application for the restaurant, Noodle & Beer at Unit 6 Bell Lane, London E1 7LA. Consideration has been given to the prevention of public nuisance and the prevention of noise generated within the building or external areas causing a disturbance to people in the vicinity, especially given the premises is within Brick Lane Cumulative Impact Zone.

The applicant has not demonstrated that they would not have an additional impact in an already saturated zone. There is no noise management plan provided with the application to ensure there will be no impact.

Environmental Protection does not support the application for Noodle & Beer for the following reasons:

- (1) The applicant has not provided sufficient information to show how they will promote the licensing objective for the prevention of public nuisance
- (2) The premises is in Brick Lane Cumulative Impact Zone.

If the committee are minded to grant this application I would ask that the following conditions be considered:

- 1 Loudspeakers shall not be located in the entrance lobby or outside the premise building.
- 2 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of the locality and leave the area quietly.
- 3 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 public nuisance.

Thank You.

Kind regards
Ibraheem Elias
Environmental Protection (Noise) Officer
Environmental Protection Team
Place Directorate
London Borough of Tower Hamlets
Mulberry Place, 5 Clove Crescent
London E14 2BG

020 7364 6702

Appendix 8

Corinne Holland

From: Licensing
Sent: 12 October 2022 13:38
To: Corinne Holland
Subject: FW: Formal objection to licence applicaton for Noodle and Beer 31 Bell Lane E1 5JL
Attachments: 20220926_114649.jpg

From: SPIREspitalfields [REDACTED]
Sent: 12 October 2022 13:02
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: Formal objection to licence applicaton for Noodle and Beer 31 Bell Lane E1 5JL

Dear Tower Hamlets Licensing Team,

Please find attached a formal objection to the alcohol licence application for Noodle and Beer, 31 Bell Lane, E1 5JL.

The objection is submitted on behalf of SPIRE and its committee members and the six Tower Hamlets resident associations we represent.

The attached letter sets out our reasons for this objection which includes the restaurant currently selling alcohol without a licence and a copy of the drinks menu is attached to this email.

https://docs.google.com/document/d/1V0_4e1IVkfzJzprFJOIbiVREEboe3cHwxY0uGUHFQMI/edit?usp=sharing

Many thanks

Christopher Lloyd
Vice Chair, SPIRE

12th October 2022

London Borough of Tower Hamlets
Licensing Team
Environmental Health & Trading Standards
Mulberry Place
5 Clove Crescent
London
E14 2BG
licensing@towerhamlets.gov.uk

Sent via EMail

Re: Formal objection to the proposed licencing application for Noodle and Beer, 31 Bell Lane, E1 5JL

Dear Licensing Team

My name is Christopher Lloyd and I am the Vice Chair of Spitalfields Residents Against Anti-Social Behaviour ("SPIRE"), a community group established in 2012, which represents individuals and, at least, six of the largest resident associations including, Exchange Building Residents Association, St George's Residents Association, Spitalfields Community Group (SCG), Spitalfields Market Residents Association (SMRA), Norton Folgate Community Group (NFCG), and Spitalfields Society, in Spitalfields and Banglatown ("the Ward").

SPIRE reviews all new and/or amended applications for alcohol licences in the Ward to ensure the interests of individuals and groups it represents are not negatively impacted by any such application(s).

Specifically, SPIRE reviews all new and/or amended applications for alcohol licences to ensure they do not contravene applicable law, guidelines, and/or other acceptable practices for alcohol licences in the Ward. This includes, but not limited to, the appropriate enforcement of the Brick Lane Cumulative Impact Assessment (CIA), which applies to a majority of the Ward.

Where reasonable and possible, SPIRE attempts to first address any concerns and/or objections directly with the individual or party making an application for a new and/or amended alcohol licence. Formal objections are only typically made to the London Borough of Tower Hamlets (LBTH) in situations where concerns and/or objections remain unresolved after direct contact with an applicant or if an applicant chooses not to engage with SPIRE.

SPIRE is a 'pro-commerce' community group and supports the careful balance of a vibrant, diverse, and commercial ward with the needs of residents and visitors to appreciate a safe, clean, and liveable neighbourhood free from anti-social behaviour and related issues. Consequently, when a formal objection is raised by SPIRE, such as the case detailed below, it has been carefully considered and represents a substantial number of constituents in the Ward.

Formal Objection

SPIRE raises formal objection to the proposed application for licence of Noodle and Beer, 31 Bell Lane, E1 7LA ("the Premise").

The Premise is located within the CIA for Brick Lane where new and varied premise Licences are meant to be limited, if not prohibited, based on the over saturation of businesses involved with the sale of alcohol and entertainment, attributable to the Ward's current issues with antisocial behaviour.

SPIRE, in principle, objects to a new premise offering the sale of alcohol especially in hot spot areas and like Bell lane where there is an already high concentration of alcohol sales including a Sainsbury's Local located at 31 Bell Lane. The proposed application includes the sale of alcohol from 09:00 until 22:00 from Monday through Sunday. The area already suffers from a large amount of ASB and is located in a very residential area with a high student count.

There is also a question of credibility regarding the licensee. Upon visiting Noodle and Beer last week the restaurant appears to already be serving cocktails and beer and I have attached a copy of the drinks menu which was clearly on display in the restaurant (see attached picture). I have also visited the restaurant where I was given an extensive drinks menu and I was served alcohol. This type of activity does raise warning signs with local residents as it shows a complete disregard to the local licensing laws especially in an area which has suffered with rogue restaurants and off-sales licences over the years.

It is difficult to see how a restaurant that is currently serving alcohol without a licence has the community and its associated safety in front of mind. As a result, we have every reason to believe that Noodle and Beer will only contribute to all current issues in the area including but not limited to additional risk and burden by way of increased public nuisance and potential crime, disorder, health and safety of local residents and visitors, noise, and antisocial behaviour. These are all the things which are meant to be safeguarded by the implementation and effective monitoring and maintenance of the CIA for Brick Lane.

Last week SPIRE held a meeting with a number of representatives from the local community groups and it was agreed that SPIRE would formally object to a new alcohol licence being granted to Noodle & Beer at 31 Bell Lane E1 5JL.

Please acknowledge that our initial objection has been received and that the contents of this letter will be considered as part of the overall review process.

Yours sincerely

Christopher Lloyd
Vice Chair, SPIRE



彼儿小面 新春美食

Open Hours
11:30am - 10:00pm

SS22: Spring

夏日微风鸡尾酒 Summer Breeze Cocktail

桑格利亚 / Sangria £11.50
Merlot, apple, lemon, orange, simple syrup

阔罗波丹 / Cosmopolitan £11.00
Vodka, triple sec, cranberry juice, lime

肮脏雪莉 / Dirty Shirley £11.00
Vodka, grenadine, lemonade

椰林飘香 / Piña Colada £11.50
Overproof Caribbean white rum, fresh pineapple, coconut

菠萝莫吉托 / Pineapple Mojito £12.00
Bacardi rum, elderflower, lime juice, mint, lemonade



没有什么是一瓶啤酒，解决不了的
如果有那就两瓶
There is nothing a bottle of beer can't fix.
If there is then two.

月度酒单 BEER OF THE MONTH

精心为你们带来世界各地的小众啤酒以增添对美食体验的乐趣
Occasionally change a selection of the some of the niche beers that we know of, simply intensify the flavor of the food

女王啤酒 / Empress IPA Country: India Vol: 5.9%	£6.20
金星啤酒 / Estrella Damm Country: Spain Vol: 4.6%	£5.00
自由无酒精啤酒 / Free Damm Country: Spain ABV: 0%	£5.88
幸运圣人啤酒 / Lucky Saint (full strength of beer but low alcohol) Country: Germany ABV: 0.5% (无酒精啤酒)	£5.80

SMALL EATS

爽口酸辣木耳 / Black Fungus Salad with Vinegar and Chilli	£7.90
巨象牛肉卷 / Jumbo Beef Flank Spring Rolls (3pcs)	£8.20
麻辣无骨凤爪 / Spicy & sour chicken claw salad (Boneless)	£12.00
黑椒牛肉碎西芹 / Sliced beef with Celery, Garlicky Chilli Sauce	£11.00

MAIN DISHES

虾籽面 / Xia-Xia Mian (Spring Exclusive) House special soup noodles with king prawns, pork belly and	£18.88
蛙蛙面 / Wa-Wa Mian Blanket noodles, Stir fried frog legs, Bell pepper, Mustard tuber	£18.88
牛肉麻婆豆腐饭 / Ma-Po Tofu with Minced Beef Flank Rice Stir fried Ma-Po bean curd with chilli and beef flank	£17.88

杂酱面带汤 | Za-Jiang Mian with Soup . . . £14.8
面, 猪肉馅, 小白菜, 葱花, 花生, 榨菜
Wheat noodles, minced pork, cabbage, spring onions, pickled greens

(V) 重庆素小面 | Chongqing Xiao Mian . . . £14
烧青椒, 包菜, 葱花, 花生, 榨菜
Wheat noodles, Chinese mustard tuber, Spring greens, Chinese mustard, pickled onions

米粉 (Rice noodles with soup)

酸菜鱼粉 | Suan-Cai Yu Fen . . . £15
米粉, 巴沙鱼, 酸菜, 泡辣椒, 豆芽, 香菜, 白芝麻
Rice noodles, basa fish, sour mustard greens, pickled chilli, bean sprouts, coriander, white sesame

(V) 火锅粉 | Huo-guo Fen . . . £16
米粉, 川麻火锅汤, 土豆, 时蔬, 香菜, (牛肉片, 午餐肉, 鱼丸, 素食)
Rice noodles, Sichuan hot pot stock, potato, coriander, (beef slices, Spam ham, fish balls) (Vegetarian option)

辣辣海鲜苗粉 | Hai-Xian Fen . . . £14.8
米粉, 鱿鱼, 青口, 八爪鱼, 虾仁, 葱花
Rice noodles, chopped seafood mix: squid, mussels, octopus, shrimps, spring onions

Extra

开胃小菜 | Pickles . . . £2.5

煎蛋 | Fried egg . . . £1.6

加面/粉 | Extra wheat noodles/rice noodles . . . £4

升级手擀粗面 (配汤更佳) | Upgrade to . . . £0.8

面条换米粉 | Switch wheat noodles to rice noodles . . . £0



Please tell us if you have any allergies. We will do our best to accommodate your requests.

We are a nut-free kitchen and cannot offer peanut free dishes. If you would prefer your spice to be adjusted just let us know.

Appendix 9

Corinne Holland

From: Edoardo Zarghetta [REDACTED]
Sent: 27 September 2022 10:45
To: Licensing; [REDACTED]
Subject: quote reference CLC/EHTS/LIC/152976

Follow Up Flag: Follow up
Flag Status: Completed

Hello I am the owner of [REDACTED], I object to the licence above on the grounds that I do not want to expose my children to MORE alcohol culture, just in front of our doorstep. There are so many drinking places in the area, we don't want the shouting, the fighting, and the broken glasses, the smell of alcohol and the intoxicated people making noise after 11 pm.

Please make sure our reasons are heard. Thank you for your work at the council,

Edoardo Zarghetta
[REDACTED]

Appendix 10

Corinne Holland

From: Katy Parnell [REDACTED]
Sent: 28 September 2022 11:46
To: Licensing; [REDACTED]
Subject: Re: objection to late alcohol licence application

Follow Up Flag: Follow up
Flag Status: Completed

Reference is CLC/EHTS/LIC/152976

The Noodle and Beer bar on Bell Lane has put in an application for a late alcohol licence which means after 11 pm 6 days a week.

Our flat faces Bell Lane just yards along from the Noodle Bar and our lives will be adversely and irreversibly impacted. There will be a noticeable increase in footfall and the associated considerable noise made by people under the influence of alcohol leaving late at night and passing through will be extremely disruptive.

We are elderly. Our daughter is studying. We strongly object.

Katy and Andrew Parnell
[REDACTED]

Thank you

On Mon, 26 Sept 2022 at 10:33, Katy Parnell <[REDACTED]> wrote:

The Noodle and Beer bar on Bell Lane has put in an application for a late alcohol licence which means after 11 pm 6 days a week.

Our flat faces Bell Lane just yards along from the Noodle Bar and our lives will be adversely and irreversibly impacted. There will be a noticeable increase in footfall and the associated considerable noise made by people under the influence of alcohol leaving late at night and passing through will be extremely disruptive.

We are elderly. Our daughter is studying. We strongly object.

Katy and Andrew Parnell
[REDACTED]

Thank you

Appendix 11

Corinne Holland

From: Tony THOMAS [REDACTED]
Sent: 11 October 2022 15:28
To: Licensing
Cc: Kabir Hussain; Suluk Ahmed
Subject: Licence variation application 'Beer and Noodles' Bell lane

Follow Up Flag: Follow up
Flag Status: Completed

I register an object to the granting of this licence application.

I have a general objection about the number of licence applications being granted in this immediate are, of which this is the latest.

I object to this specific application on the following grounds:

- Public nuisance.
 - Current experience reveals that people leaving licensed premises, late in the evening are often noisy, disturbing the peace of the area and disrupting the sleep of residents.
 - The location of these premises is underneath a communal accommodation block and less than 75 feet away from a sizeable residential property.
- Anti-social behaviour
 - . Litter, vomiting, will become more prevalent.
- Prevention of crime and disorder
 - Acts of vandalism and violence will further increase.
- Safety and security
 - Female residents and visitors will feel increasingly unsafe due to an increased people under the influence of drink being in the immediate vicinity of the residential premises late at night
- Personal health.
 - As a 71 year old pensioner, whose sleep is regularly interrupted late at night by noisy drinkers, any increase in these events will be detrimental to my health.
- Change of the nature of the area.
 - At the present and for many years, this is a residential area close to an area of late night entertainment. This will be another move towards this becoming a part of that area of late night entertainment, to the detriment of the health, wellbeing and security of residents and rate payers.

Anthony Thomas
[REDACTED]

Appendix 12

Corinne Holland

From: charline jezequel [REDACTED]
Sent: 28 September 2022 12:40
To: Licensin [REDACTED]
Subject: Objection - Reference CLC/EHTS/LIC/152976
Follow Up Flag: Follow up
Flag Status: Completed

Dear Madam, Sir,

We are the owner of [REDACTED] and we understood that the Noodle Bar on Bell Lane is trying to attract some clients by asking for a late licence to sell Alcohol. We strongly object to their request as we are already suffering from noise and drug traffic especially from this street. We have 2 children who are very young and we hope this area will be consider as a family zone to keep a balance between different group age and population.

We look forward to hearing from you.
Charline

Appendix 13

Corinne Holland

From: Licensing
Sent: 05 October 2022 10:55
To: Corinne Holland
Subject: FW: Ref: CLC/EHTS/LIC/152976

From: Kenneth Alexander [REDACTED]
Sent: 04 October 2022 16:06
To: Licensing <Licensing@towerhamlets.gov.uk> [REDACTED]
[REDACTED] >
Cc: [REDACTED] >
Subject: Re: Ref: CLC/EHTS/LIC/152976

Good afternoon,

I would like to object due to '*the prevention of public nuisance*' - because of the noise and general disruption in street as a result.

Please find my details below:

Kenneth Alexander
[REDACTED]

Thanks,
Kenny

From: Licensing <Licensing@towerhamlets.gov.uk>
Sent: 04 October 2022 13:12
To: Kenneth Alexander [REDACTED] >;
[REDACTED]
Cc: Hannah Williams <hwilliams.ka@outlook.com>
Subject: RE: Ref: CLC/EHTS/LIC/152976

Dear Sir/Madam

Thank you for your email.

Please be advised that under the Licensing Act 2003, the criteria for your representation to be valid is that you must make it clear how granting this particular application will have an impact on you only in relation to one or more of the following licensing objectives:

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

You must also provide your **full name and address** for your representation to be valid.

The last date for any representations to be accepted is the **15th October 2022**.

Please note when making representation the applicant has the right to view all representations including your details and may contact you during the process to negotiate. If you do not want your details to be public you should withdraw your objection, you can contact your local Councillor to make a representation on your behalf. Should any decision be appealed the matter will be decided at Magistrates Court, this will put the case in the public domain and you maybe asked to attend Court to be a witness for the Appeal.

If I can be of any further help, do not hesitate to contact me.

Kind regards



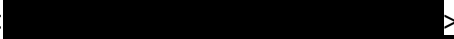


Corinne Holland

Licensing Officer
Environmental Health and Trading Standards
Place Directorate
London Borough of Tower Hamlets
2nd Floor, Mulberry Place
5 Clove Crescent
London
E14 2BG


www.towerhamlets.gov.uk

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From: Kenneth Alexander 
Sent: 26 September 2022 10:44
To: Licensing <Licensing@towerhamlets.gov.uk>; Suluk Ahmed  Kabir Hussain < >
Cc: Kenneth Alexander  >; Hannah Williams 
Subject: Ref: CLC/EHTS/LIC/152976

Good morning,

I would like to object to the late license alcohol application for The noodle bar on Bell Lane.

Please advise if I need to do anything further.

Thanks,
Kenneth Alexander

Appendix 14

Corinne Holland

From: Licensing
Sent: 28 September 2022 16:51
To: Corinne Holland
Subject: FW: CLC/EHTS/LIC/152976

From: Kent Nickerson <[REDACTED]>
Sent: 28 September 2022 11:44
To: Licensing <Licensing@towerhamlets.gov.uk>
Cc: Suluk Ahmed [REDACTED] Kabir Hussain [REDACTED]
Subject: CLC/EHTS/LIC/152976

To Tower Hamlets Coucil.

I own the lease on a flat at [REDACTED]t. My flat is on the Bell Lane side of the building.

I am writing to object to the above application for a late night alcohol licence. The area is predominantly residential and the late night alcohol sales will result in excess noise, traffic and potentially anti social behaviour.

Kent Nickerson

[REDACTED]

[REDACTED]

[REDACTED]

Appendix 15

Corinne Holland

From: Mark Ellis [REDACTED]
Sent: 13 October 2022 20:11
To: Licensin
Cc: [REDACTED]
Subject: Late licensing application, Noodles and Beer, Bell Lane

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir or Madam,

I am the leaseholder of [REDACTED], and would like to register my objection to the proposed late licensing application for Noodles and Beer on Bell Lane.

Please see below the reasons for my objection:

1. The property is in a residential street surrounded by a large number of flats, including St Clements House.
2. The late license will raise footfall and other traffic in a street that is usually quiet outside of daytime business hours.
3. Noise, litter and other anti-social behaviour is likely to increase if the license is granted, to the detriment of all local residents. Even a small increase in noise is very noticeable in the local environment due to an absence of trees or other features to absorb noise pollution - the urban landscape instead makes all street level noise very audible even to flats on upper floors.

Thank you for your consideration.

Kind regards

Mark Ellis

Appendix 16

Corinne Holland

From: Robert Breslin <[REDACTED]>
Sent: 13 October 2022 09:02
To: Corinne Holland; Licensing
Cc: Tom Lewis; Kabir Hussain
Subject: CLC/EHTS/LIC/152976 Noodle and Beer, Bell Lane, London E1

Ms Holland,

Cllr Hussain has refused to make a representation on my behalf.

Please accept my objection as detailed in my email of 11/10/22, which I have included immediately below.

This property is in a residential street.

Moreover, it is situated directly underneath a communal accommodation block and less than 75 feet away from a sizeable residential property.

Granting this licence would :

- 1. Appreciably raise footfall and other traffic (e.g. minicabs) in a street which is typically quiet outside of normal daytime business hours.**
- 2. Many patrons will be under the influence of alcohol and as such will be noisy and inconsiderate and possibly even violent at times.**
- 3. Litter, vomiting, acts of vandalism and occasional altercations will become more prevalent.**
- 4. There will be significant late-night noise as patrons enter and exit the premises and congregate on the pavement outside. This is a huge concern for those of us keeping regular working hours.**
- 5. Large numbers of intoxicated people coming and going at unsociable hours will cause great stress for local residents.**
- 6. Female and more elderly members of the neighbourhood will find this deeply unsettling, as will anyone with even the most minor anxiety issues.**

[REDACTED]

[REDACTED]

Please keep me informed with any developments in this matter, especially the date of any hearing. As a valid petitioner, I should be entitled to attend this.

Sadly, I do not feel that concerns of myself and neighbours were adequately represented or indeed even voiced at the 22/9/22 hearing where a late licence was unanimously granted to the Liberty Lounge property on Bell Lane.

Finally, I am awaiting from LBTH the evidence that the Licensing Act of 2003 over-rides the provision protecting the sharing of personal information laid down in the UK General Data Protection Regulation (UK GDPR), Data Protection Act 2018.

If you have responded to this already please be so kind as to resend your response and accept my apologies for asking again.

Thank you for your swift responses and attention so far.

Regards,

Robert Breslin

[REDACTED]

Appendix 17

Section 182 Advice by the Home Office Updated on December 2022

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 18

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 19

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

Updated December 2022

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 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 20

Licensing Policy, updated November 2018

Crime and Disorder

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

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

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

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

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

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

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

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

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

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

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

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

Smuggled goods

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

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

Olympic Park – Football Ground

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

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

Appendix 21

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

Updated December 2022

Crime and disorder

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

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

Appendix 22

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 23

Licensing Policy - Appendix 5

Special Cumulative Impact Policy for the Brick Lane and Bethnal Green Area

1. The Licensing Authority has adopted a special policy relating to cumulative impact in areas of:
 - Brick Lane
 - Bethnal Green

This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impacts with one or more of the licensing objectives.

2. The Council reviewed the Special Cumulative Impact Policy in 2021 and, following consultation, decided it was still of the opinion that the concentration of licensed premises within Brick Lane area was having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance. As part of the review in 2021, the Council also decided that the concentration of licensed premises within the Bethnal Green area was also having a cumulative impact on the licensing objectives of crime and disorder and prevention of public nuisance.

Review of Cumulative Impact Assessment - Supporting Evidence

3. In determining the Councils CIAs for the area of Brick Lane and Bethnal Green (Figures One and Two Below) the Council considered the following evidence:
 - Hot spot maps of incidents of crime and disorder and ASB linked to Licence premises in the defined areas for 2017 to 2020.
 - Complaint data from Environmental Health and Trading Standards relating to Noise and Licensing.
 - Licence Application data for the defined areas for 2017 to 2020
 - Results of the Consultation, that included Survey data and comments and written responses.

This evidence is published on our website:

<http://democracy.towerhamlets.gov.uk/ieListDocuments.aspx?CId=309&MId=12361>.

Cumulative Impact Assessments (Brick Lane and Bethnal Green)

4. The Licensing Authority is of the view that the number, type and density of premises selling/supplying alcohol for consumption on and off the premises and/or the provision of late night refreshment in the Brick Lane and Bethnal Green Areas (highlighted in Figures One and Two below) is having a cumulative impact on the licensing objectives. Therefore, it is likely that granting further licences would be inconsistent with the authority's duty to promote the licensing objectives. Thus, it has declared a cumulative impact assessment within these areas.
5. The Brick Lane and Bethnal Green CIAs aim to manage the negative cumulative impact of the concentration of licensed premises in these areas and the stresses that the saturation of licensed premises has had on the local amenity, environmental degradation and emergency and regulatory services in managing this impact.
6. The effect of this Special Cumulative Assessment Policy will apply to the following types of applications:
 - New Premises Licences applications,
 - New Club Premises Certificates applications
 - Provisional Statements,
 - Variation of Premises Licences and Club Premises Certificate applications (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity).

However, it will only apply where the application seeks to permit the Licensable activities of:

- the sale or supply of alcohol for consumption on or off the premises, and/or,
- the provision of late night refreshment.

7. **This Policy will be strictly applied and where relevant representations are received and it is the view of the Council that the application will be refused. Applicants will need to demonstrate that there are exceptional circumstances and that granting their application will not negatively add to the cumulative effect on the Licensing Objectives within the Brick Lane and Bethnal Green CIAs if they wish to rebut this presumption.**
8. The Special Cumulative Impact policy creates a rebuttable presumption that where relevant representations are received by one or more of the responsible authorities and/or other persons against applications (Councillors, Members of the Public) within the CIA zones the application will be refused.
9. Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.

10. It must be stressed that the presumption created by this special policy does not relieve responsible authorities or other persons of the need to make a representation. If there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted in line with their delegated authority.

11. This special policy is not absolute and the Licensing Authority recognises that it has to balance the needs of businesses with local residents. The circumstances of each application will be considered on its merits and the Licensing Authority shall grant applications, when representations are not received. The applicant should demonstrate that the operation of the premises will not add to the cumulative impact on one or more of the following licensing objectives:
 - Prevention of Crime and Disorder;
 - Prevention of Public Nuisance.

Therefore, applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule.

12. The Special Cumulative Impact policy will not be used to revoke an existing licence or certificate and will not be applicable during the review of existing licences.

Possible exceptions to the Brick Lane and Bethnal Green Cumulative Impact Assessments

- Applications for licences for small premises with a capacity of fifty persons or less who only intend to operate within framework hours, and that;
 - Only have consumption of food (late night refreshment) and drink (alcohol) on the premises only,
 - Only provide Off sales of food (late night refreshment) and drink (alcohol) for delivery (i.e. not for take away),and,
 - Have arrangements to prevent vertical drinking, for example fully seated venues;

- Applications for licences that are not alcohol led (e.g. Hairdressers wanting to provide alcohol to clients during their hair cut/treatments), .

- Applications for licences where the applicant has recently surrendered a licence for another premises of a similar size and providing similar licensable activities in the same CIA Area.

Licensing Authority will **not** consider the following as possible exceptions:

- that the premises will be well managed and run,
- that the premises will be constructed to a high standard,
- that the applicant operates similar premises elsewhere without complaint.

The Cumulative Impact Assessment Areas for the Brick Lane and Bethnal Green

13. The Cumulative Impact Assessment Areas are detailed in the maps below.

Figure One

Brick Lane area:

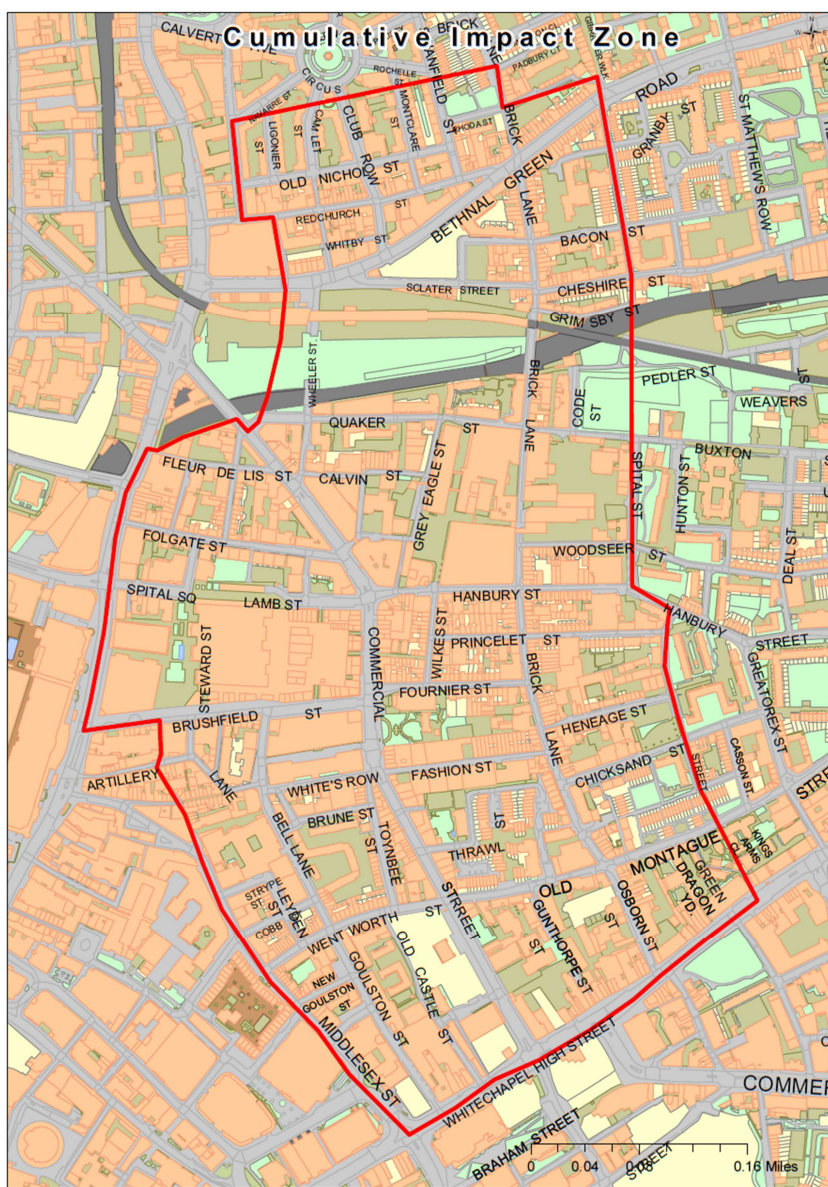
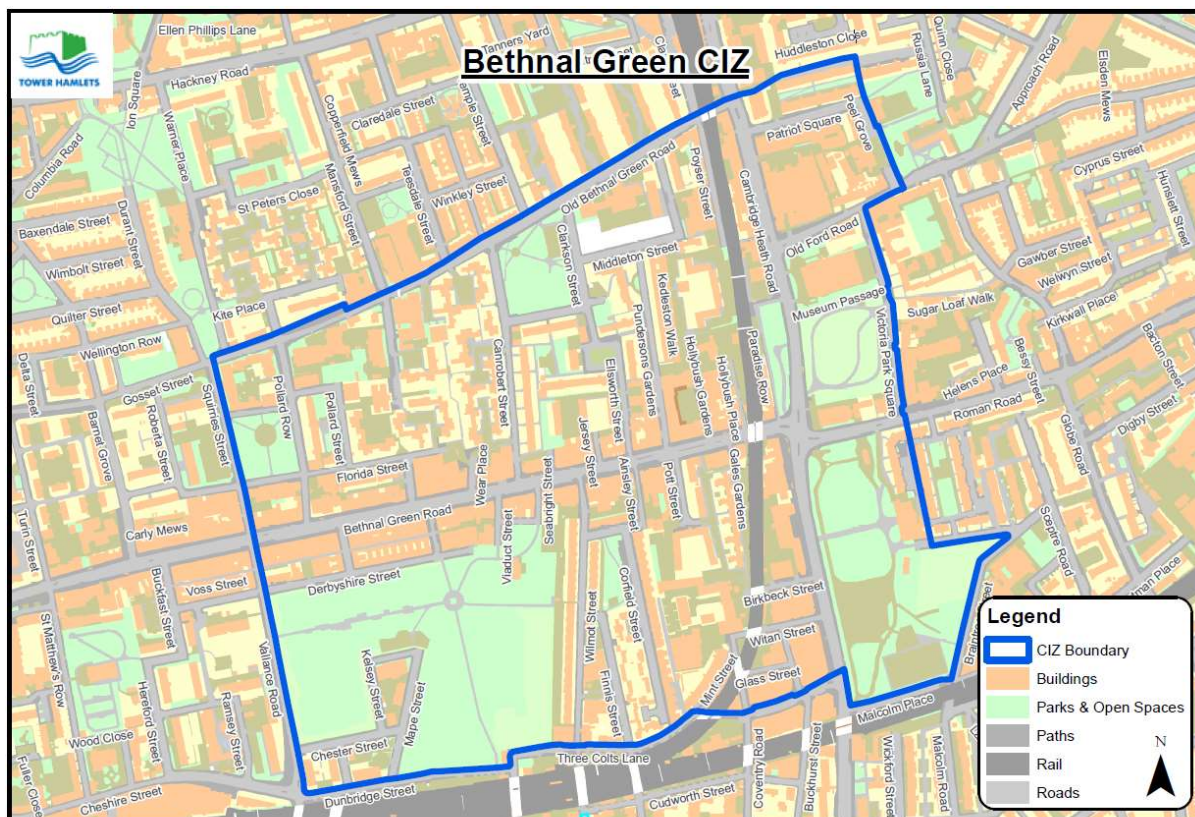
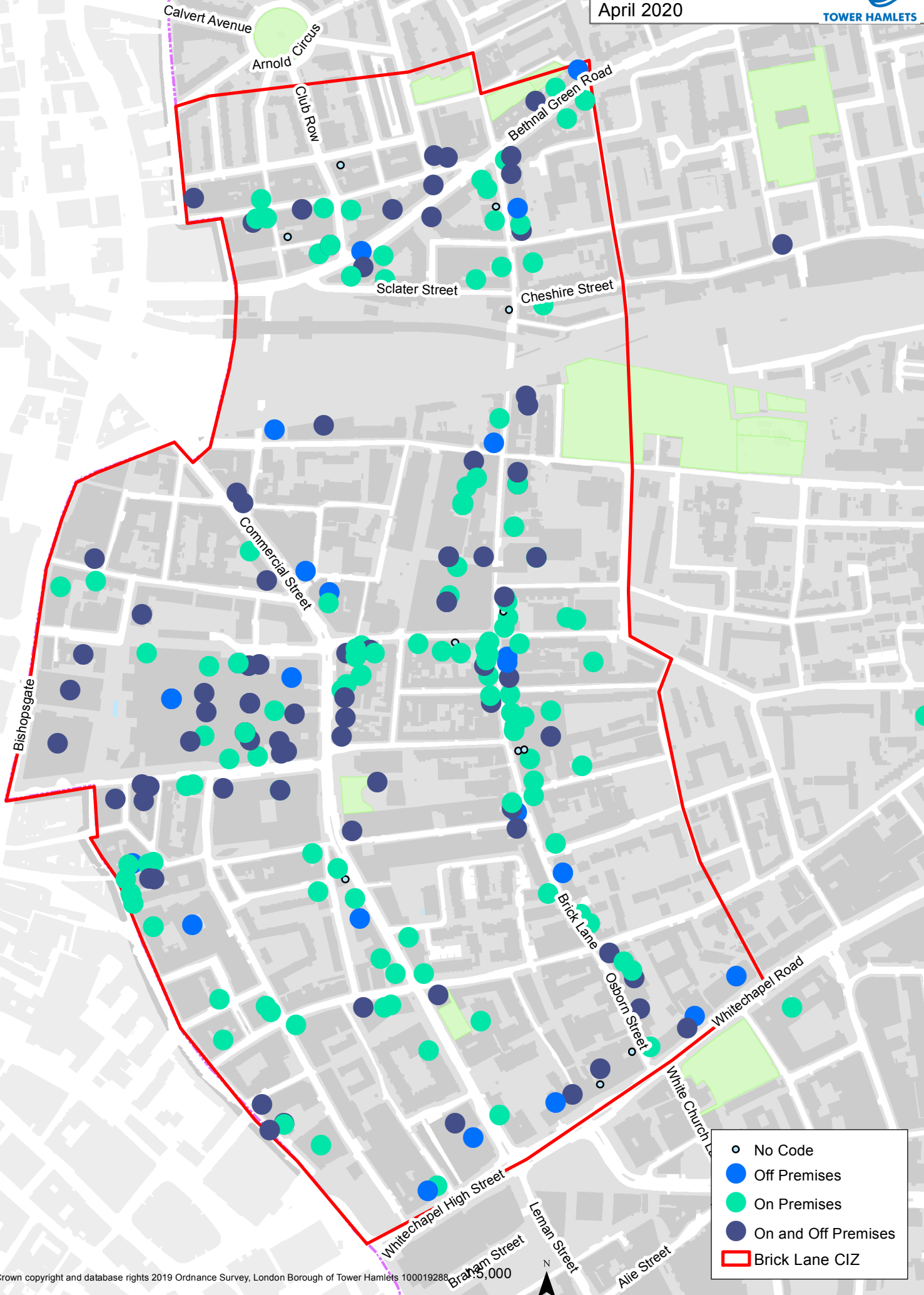


Figure Two:

Bethnal Green Area





- No Code
- Off Premises
- On Premises
- On and Off Premises
- ▭ Brick Lane CIZ

Appendix 24

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 framework 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 25

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.