

# Appendix 1



**Lic No:  
168020**

**Slurp**

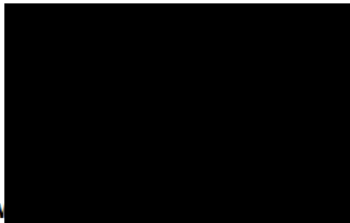
Ground Floor and Basement  
60 - 62 Commercial Street  
London  
E1 6LT

**Licensable Activities authorised by the licence**

The sale by retail of alcohol  
The provision of late night refreshment

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

Signed by

Tom Lew   
Service Head – Regulatory Services (Commercial)

**Date: 17<sup>th</sup> April 2020**

OFFICE USE	Receipt No:	Paid:	Date:
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**Part A - Format of premises licence**

Premises licence number

168020

**Part 1 - Premises details**

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

**Slurp**

Ground Floor and Basement  
60 - 62 Commercial Street

**Post town**

London

**Post code**

E1 6LT

**Telephone number**

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

N/A

**Licensable activities authorised by the licence**

The sale by retail of alcohol  
The provision of late night refreshment

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

**Ground Floor and Basement Floor**

**The sale by retail of alcohol**

- Monday to Thursday, from 10:00 hours to 23:30 hours
- Friday and Saturday, from 10:00 hours to midnight
- Sunday, from 12:00 hours to 23:30 hours

**The provision of late night refreshment (Indoors)**

- Sunday to Thursday, from 23:00 hours to 23:30 hours
- Friday and Saturday, from 23:00 hours to midnight

**Non-standard timings**

- Bank Holidays until midnight

**Extension of hours for Basement only**

**The sale by retail of alcohol**

- Monday to Wednesday from 10:00 hours to 23:30 hours
- Thursday to Saturday: 10:00 hours to 01:00 hours
- Sunday: from 12:00 hours to 23:30 hours

**The provision of late night refreshment**

- Sunday to Wednesday from 23:00 hours to 23:30 hours
- Thursday to Saturday from 23:00 hours to 01:00 hours

**The opening hours of the premises**

**Ground Floor**

- Monday to Thursday, from 08:00 hours to midnight
- Friday and Saturday, from 08:00 hours to 00:30 hours
- Sunday, from 12:00 hours to midnight.

**Non-standard timings**

- Bank Holidays until midnight

**Extension of hours for Basement only**

- Monday to Wednesday from 08:00 hours to 00:00 hours
- Thursday to Saturday from 08:00 hours to 01:00 hours
- Sunday from 12:00 hours to 00:00 hours

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

On and off sales

## **Part 2**

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

Slurp Noodles Spitalfields Ltd  
Flat 17 Gun Wharf  
124 Wapping High Street  
London  
E1W 2NJ

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

15580675

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

Neil Wager  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

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

Personal Licence No: [REDACTED]

Issuing Authority: [REDACTED]

## Annex 1 - Mandatory conditions

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

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

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

1.

- (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises;
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
  
3.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
  
4. The responsible person must ensure that—
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
  
5.
  1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  
  2. For the purposes of the condition set out in paragraph 1—
    - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - (b) “permitted price” is the price found by applying the formula —
 
$$P = D + (D \times V)$$
 where —
      - (i) **P** is the permitted price

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

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

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Tower Hamlets Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately



upon the request of Police or authorised officer throughout the entire 31 day period.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
3. No nudity or semi nudity permitted
4. The extended licence is to be exercised in respect of pre-booked parties for the basement floor only. Such parties to be recorded in a book which shall be made available for inspection by any responsible authority. These extra timings are for the basement as follows:

The sale by retail of alcohol

- Monday to Wednesday from 10:00 hours to 23:30 hours
- Thursday to Saturday: 10:00 hours to 01:00 hours
- Sunday: from 12:00 hours to 23:30 hours

The provision of late night refreshment

- Sunday to Wednesday from 23:00 hours to 23:30 hours
- Thursday to Saturday from 23:00 hours to 01:00 hours

Hours open to the public

- Monday to Wednesday from 08:00 hours to 00:00 hours
- Thursday to Saturday from 08:00 hours to 01:00 hours
- Sunday from 12:00 hours to 00:00 hours

5. An incident log shall be kept at the premises, and be available on request to the Police or an authorised officer. It must be completed within 24 hours of any incident and will record the following:
  - a) all crimes reported to the venue;
  - b) all ejections of patrons;
  - c) any complaints received concerning crime and disorder
  - d) any incidents of disorder;
  - e) all seizures of drugs or offensive weapons;
  - f) any faults in the CCTV system, searching equipment or scanning equipment;
  - g) any refusal of the sale of alcohol;
  - h) any visit by a relevant authority or emergency service.
6. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately

ensure that:

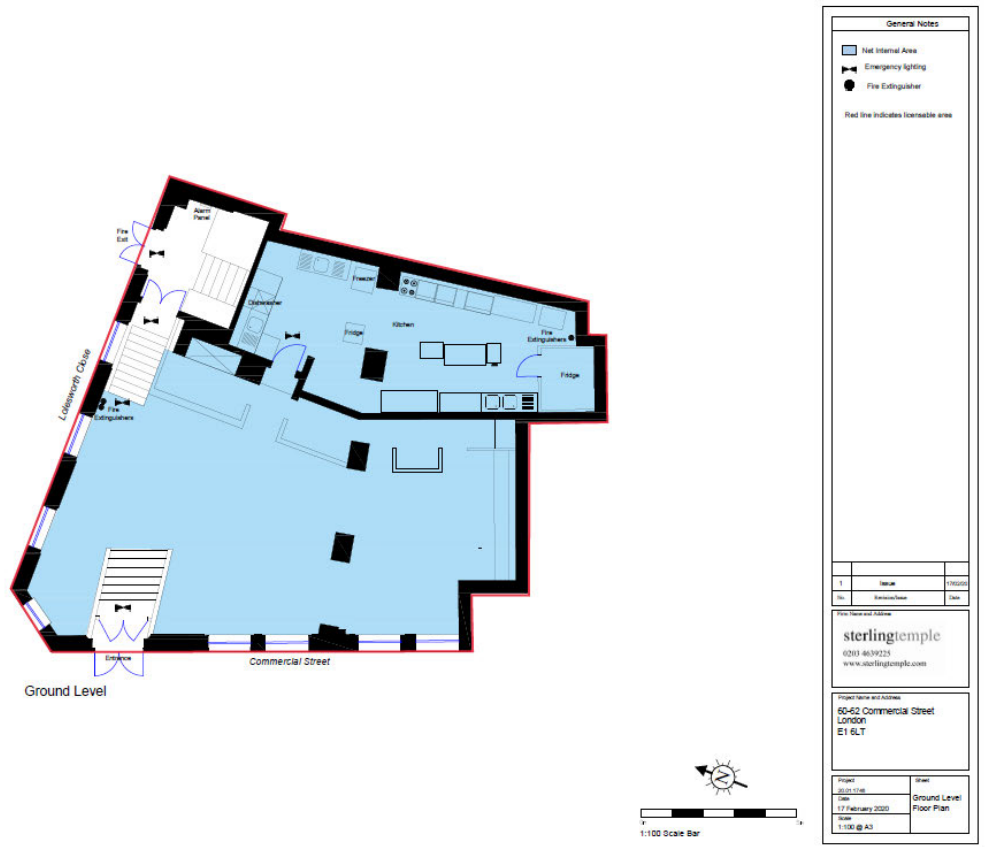
- a) the police (and, where appropriate, the London Ambulance Service) are called without delay;
  - b) all measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  - c) the crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  - d) such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer at all times whilst the premise is open.
  8. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
  9. All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access & egress of persons.
  10. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly
  11. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 15 persons at any one time.
  12. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
  13. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

**Annex 3 - Conditions attached after a hearing by the licensing authority**  
Not applicable

## Annex 4 - Plans

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

20<sup>th</sup> March 2020 - Ground floor level plan (17<sup>th</sup> February 2020)



General Notes	
	Net Internal Area
	Emergency Lighting
	Fire Extinguisher
Red line indicates licensable area	

No.	Issue	Date
1	Issue	17/02/20

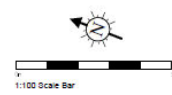
Fire Name and Address

**sterlingtemple**  
 4020 4639223  
[www.sterlingtemple.com](http://www.sterlingtemple.com)

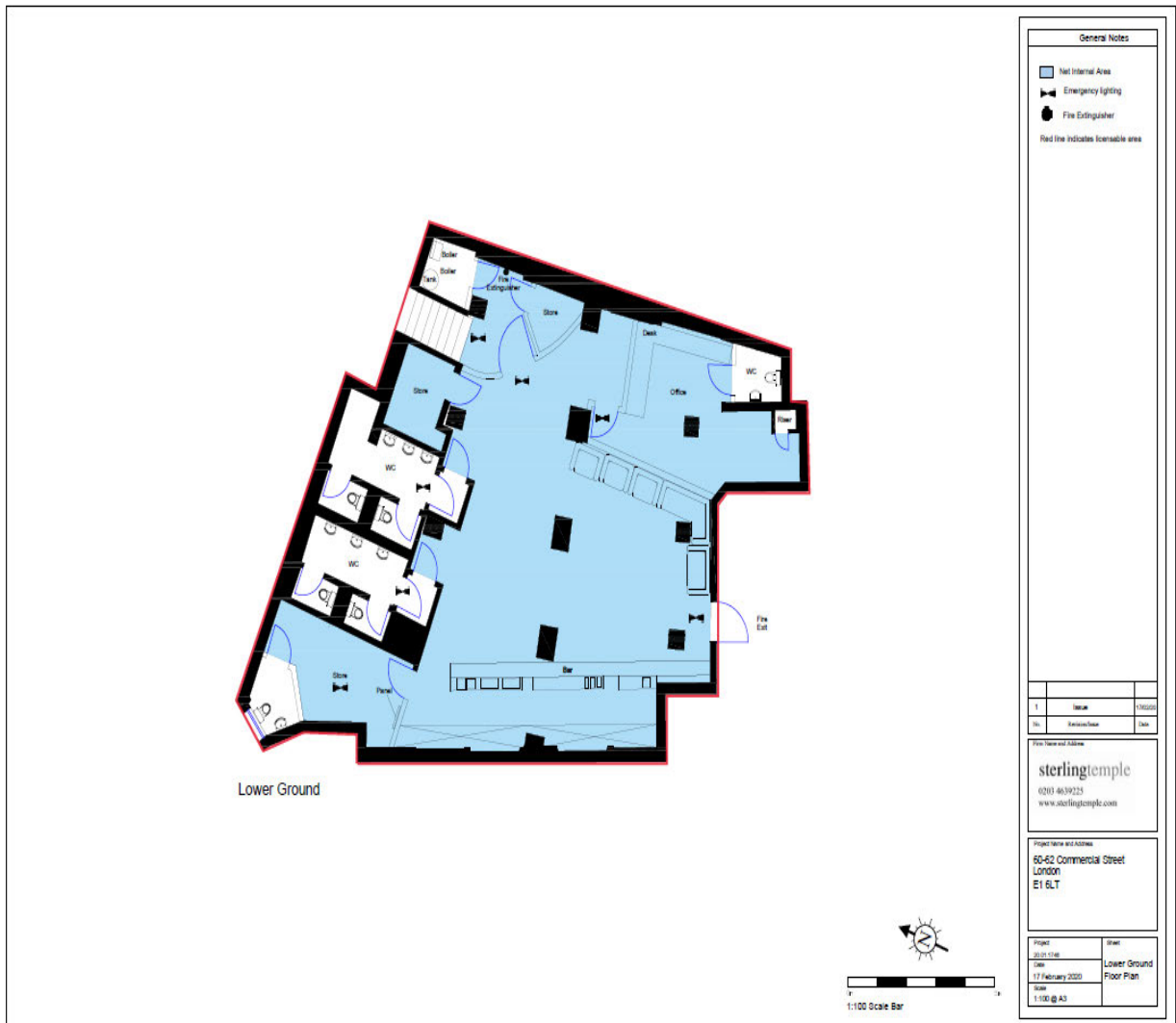
Project Name and Address

**60-62 Commercial Street**  
 LONDON  
 E1 6LT

Project	Sheet
2020-1104	Ground Level
Date	Floor Plan
17 February 2020	
Scale	
1:100 @ A3	



# Floor plan of lower ground level – 17<sup>th</sup> February 2020



**Part B - Premises licence summary**

**Premises licence number**

168020

**Premises details**

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

Ground Floor and Basement  
60 - 62 Commercial Street

**Post town**

London

**Post code**

E1 6LT

**Telephone number**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

The sale by retail of alcohol  
The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

**Ground Floor and Basement Floor**

**The sale by retail of alcohol**

- Monday to Thursday, from 10:00 hours to 23:30 hours
- Friday and Saturday, from 10:00 hours to midnight
- Sunday, from 12:00 hours to 23:30 hours

**The provision of late night refreshment**

- Sunday to Thursday, from 23:00 hours to 23:30 hours
- Friday and Saturday, from 23:00 hours to midnight

**Non-standard timings**

- Bank Holidays until midnight

**Extension of hours for Basement only**

**The sale by retail of alcohol**

- Monday to Wednesday from 10:00 hours to 23:30 hours
- Thursday to Saturday: 10:00 hours to 01:00 hours
- Sunday: from 12:00 hours to 23:30 hours

**The provision of late night refreshment**

- Sunday to Wednesday from 23:00 hours to 23:30 hours
- Thursday to Saturday from 23:00 hours to 01:00 hours

The opening hours of the premises

**Ground Floor**

- Monday to Thursday, from 08:00 hours to midnight
- Friday and Saturday, from 08:00 hours to 00:30 hours
- Sunday, from 12:00 hours to midnight.

**Non-standard timings**

- Bank Holidays until midnight

**Extension of hours for Basement only**

- Monday to Wednesday from 08:00 hours to 00:00 hours

- Thursday to Saturday from 08:00 hours to 01:00 hours
- Sunday from 12:00 hours to 00:00 hours

Name, (registered) address of holder of premises licence

Slurp Noodles Spitalfields Ltd  
Flat 17 Gun Wharf  
124 Wapping High Street  
London  
E1W 2NJ

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

On and off sales

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

15580675

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

Neil Wager

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

No restrictions

# Appendix 2



## Application to vary a premises licence under the Licensing Act 2003

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We **Slurp Noodles Spitalfields Ltd**

*(Insert name(s) of applicant)*

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

#### Premises licence number

164287

#### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description  
Slurp (Formerly Andina)  
Ground Floor and Basement  
60-62 Commercial Street

Post town

London

Postcode

E1 6LT

Telephone number at premises (if any)

Non-domestic rateable value of premises

REMOVED FROM RATINGS

#### Part 2 – Applicant details

Daytime contact  
telephone number

c/o [REDACTED]

E-mail address (optional)

Current postal address if  
different from premises  
address

Post town

Postcode

### Part 3 - Variation

Please tick as appropriate

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

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

DD	MM	YYYY

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

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

This is an application on behalf of Slurp Noodles (<https://slurpnoodles.co.uk/>) to convert the premises from a ground floor bar with a basement function room to a ground floor restaurant with a late-night basement cocktail bar for its third site in London. The service of alcohol will be waiter/waitress only throughout the premises with no vertical drinking permitted.

Whilst the premises are in the Brick Lane Cumulative Impact Zone, the applicant believes that this application is an exception to policy as, even though the application seeks to slightly extend the hours in the basement, having the basement as a small sophisticated bar and the ground floor as a restaurant, is likely to have less cumulative impact than a vertical drinking bar on the ground floor and a party venue in the basement, albeit with a slightly earlier terminal hour.

The Applicant would be happy to discuss further conditions with any of the statutory authorities or interested parties.

This variation application is:

- (1) To vary the layout of the Basement only to allow for a general refurbishment to include the additional of a circular bar and the removal of the long linear bar.
- (2) To remove from the Premises Licence from annex 2 Condition 4 which reads:

The extended licence is to be exercised in respect of pre-booked parties for the basement floor only. Such parties to be recorded in a book which shall be made available for inspection by any responsible authority. These extra timings are for the basement as follows:

The sale by retail of alcohol

- Monday to Wednesday from 10:00 hours to 23:30 hours
- Thursday to Saturday: 10:00 hours to 01:00 hours
- Sunday: from 12:00 hours to 23:30 hours

The provision of late night refreshment

- Sunday to Wednesday from 23:00 hours to 23:30 hours
- Thursday to Saturday from 23:00 hours to 01:00 hours

Hours open to the public

- Monday to Wednesday from 08:00 hours to 00:00 hours
- Thursday to Saturday from 08:00 hours to 01:00 hours Sunday from 12:00 hours to 00:00 hours

- (3) To add the following conditions to the Premises Licence:
- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
  - The capacity of the basement (excluding staff) is 50 persons.
  - The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
  - The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
  - No vertical drinking.
- (4) To vary the hours for opening in the Basement on Thursday to Saturday from 08:00 to 02:30
- (5) To vary the hours for the sale by retail of alcohol in the Basement on Thursday to Saturday from 10:00 to 02:00
- (6) To vary the hours for the provision of late night refreshment in the basement on Thursday to Saturday from 23:00 to 02:30
- (7) To add non-standard timing for both the sale by retail of alcohol and provision of late night refreshment in the Basement to “Bank Holidays until midnight”

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

#### Part 4 Operating Schedule

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

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b> |
|---|-----------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>          |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>          |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>          |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>          |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/>          |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>          |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>          |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>          |

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

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Wed			<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 7)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
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 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<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 7)		
Fri					
Sat					
Sun					



E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed			<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 7)		
Thur					
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Indoors <input type="checkbox"/>
Day	Start	Finish	
Mon			Both <input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)
Thur			<b><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></b> (please read guidance note 7)
Fri			
Sat			
Sun			

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri					
Sat			<b><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></b> (please read guidance note 7)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	23:00	23:30	<b><u>Please give further details here</u></b> (please read guidance note 5)  These changes are for the <u>Basement only</u> . No changes are being made to the Ground Floor.		
Tue	23:00	23:30		Only the hours Thursday to Saturday are being extended.	
Wed	23:00	23:30	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur	23:00	02:30			
Fri	23:00	02:30	<b><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></b> (please read guidance note 7) Bank Holidays until midnight		
Sat	23:00	02:30			
Sun	23:00	23:30			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p><b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)</p> <p>These changes are for the <u>Basement only</u>. No changes are being made to the Ground Floor.</p> <p>Only the hours Thursday to Saturday are being extended.</p> <p><b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p> <p>Bank Holidays until midnight</p>		
Mon	10:00	23:30			
Tue	10:00	23:30			
Wed	10:00	23:30			
Thur	10:00	02:00			
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	12:00	23:30			

K

<p><b>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</b> (please read guidance note 10).</p> <p>None.</p>
---

L

<p><b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)</p>			<p><b><u>State any seasonal variations</u></b> (please read guidance note 6)</p> <p>These changes are for the <u>Basement only</u>. No changes are being made to the Ground Floor.</p> <p>Only the hours Thursday to Saturday are being extended.</p>
Day	Start	Finish	<p><b><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></b> (please read guidance note 7)</p>
Mon	08:00	00:00	
Tue	08:00	00:00	
Wed	08:00	00:00	
Thur	08:00	02:30	
Fri	08:00	02:30	
Sat	08:00	02:30	
Sun	12:00	00:00	

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

Please tick as appropriate

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

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The Premises Licence was submitted with an application to Transfer the Premises Licence on 27 March 2024.



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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

All existing conditions (save for the one we are seeking to remove) and restrictions attached to the current Premises Licence in relation to the promotion of the licensing objectives will continue to be in effect and will apply to the provision of licensable activities as appropriate.

We are also adding the following five conditions to the application, if granted:

- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
- The capacity of the basement (excluding staff) is 50 persons.
- The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
- The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
- No vertical drinking.

**b) The prevention of crime and disorder**

All existing conditions (save for the one we are seeking to remove) and restrictions attached to the current Premises Licence in relation to the promotion of the licensing objectives will continue to be in effect and will apply to the provision of licensable activities as appropriate.

We are also adding the following five conditions to the application, if granted:

- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
- The capacity of the basement (excluding staff) is 50 persons.
- The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
- The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
- No vertical drinking.

### **c) Public safety**

All existing conditions (save for the one we are seeking to remove) and restrictions attached to the current Premises Licence in relation to the promotion of the licensing objectives will continue to be in effect and will apply to the provision of licensable activities as appropriate.

We are also adding the following five conditions to the application, if granted:

- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
- The capacity of the basement (excluding staff) is 50 persons.
- The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
- The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
- No vertical drinking.

### **d) The prevention of public nuisance**

All existing conditions (save for the one we are seeking to remove) and restrictions attached to the current Premises Licence in relation to the promotion of the licensing objectives will continue to be in effect and will apply to the provision of licensable activities as appropriate.

We are also adding the following five conditions to the application, if granted:

- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
- The capacity of the basement (excluding staff) is 50 persons.
- The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
- The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
- No vertical drinking.

### **e) The protection of children from harm**

All existing conditions (save for the one we are seeking to remove) and restrictions attached to the current Premises Licence in relation to the promotion of the licensing objectives will continue to be in effect and will apply to the provision of licensable activities as appropriate.

We are also adding the following five conditions to the application, if granted:

- A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.
- The capacity of the basement (excluding staff) is 50 persons.
- The sale of alcohol for consumption on the ground floor of the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal.
- The sale of alcohol shall be to persons seated at the premises, i.e. table service only.
- No vertical drinking.

Checklist:


**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable. **ONLINE APPLICATION LA TO SERVE**
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, 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.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	27 March 2024
Capacity	Keystone Law, Solicitors for and on behalf of the applicant

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15) Marilyn Gayle Keystone Law 48 Chancery Lane			
<b>Post town</b>	London	<b>Post code</b>	WC2A 1JF
<b>Telephone number (if any)</b>	[REDACTED]		
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> [REDACTED]			

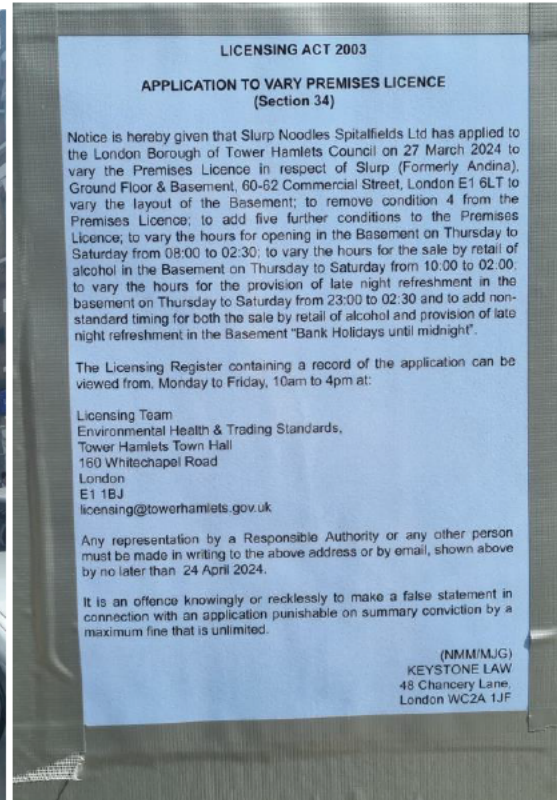
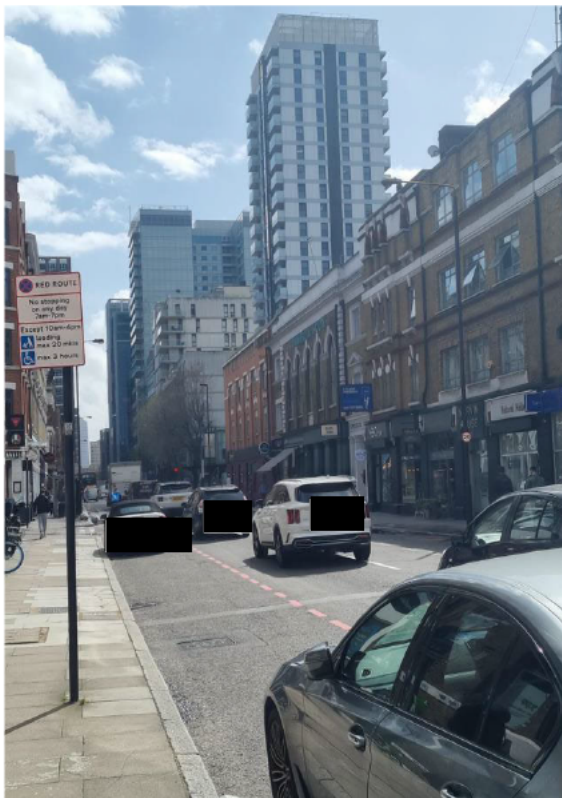
# Appendix 3

60-62 Commercial Street – Maps of the area



# Appendix 4

## 60- 62 Commercial Street – Photographs of the vicinity





# Appendix 5

## 60-62 Commercial Street - Nearest licences

Name and address	Licensable activities and hours	Opening hours
<p>(Crisis) 64 Commercial Street London E1 6LT</p>	<p><u>The Supply of Alcohol (on sales only)</u></p> <ul style="list-style-type: none"> <li>• Monday to Thursday from 16:00hrs to 23:00hrs</li> <li>• Friday from 16:00hrs to 23:30hrs</li> <li>• Saturday from 10:00hrs to 23:30hrs</li> <li>• Sunday from 10:00hrs to 22:00hrs</li> </ul> <p><u>The Provision of Late Night Refreshment (indoors)</u></p> <ul style="list-style-type: none"> <li>• Friday and Saturday from 23:00hrs to 23:30hrs</li> </ul> <p><b>On sales only</b></p>	<ul style="list-style-type: none"> <li>• Monday to Thursday from 08:00hrs to 23:30hrs</li> <li>• Friday from 08:00hrs to 00:00hrs (midnight)</li> <li>• Saturday from 10:00hrs to 00:00hrs (midnight)</li> <li>• Sunday from 10:00hrs to 22:30hrs</li> </ul>
<p><b>(Som Saa)</b> 43a Commercial Street London E1 6BD</p>	<p><b>The sale by retail of alcohol (On and off sales)</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 10:00 hours to 23:30 hours</li> <li>• Friday and Saturday, from 10:00 hours to midnight</li> <li>• Sunday, from 12:00 hours to 22:30 hours</li> </ul> <p><b>The provision of late night refreshment (Indoors only)</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday until 23:30 hours</li> </ul> <p>Friday and Saturday until midnight</p> <p><b>On and off sales</b></p>	<ul style="list-style-type: none"> <li>• Monday to Thursday, from 10:00 hours to 23:30 hours</li> <li>• Friday and Saturday, from 10:00 hours to midnight</li> <li>• Sunday, from 12:00 hours to 22:30 hours</li> </ul>
<p><b>The Space Spitalfields)</b> 44 Commercial Street London E1 6LT</p>	<p><b>Sale of alcohol</b></p> <ul style="list-style-type: none"> <li>▪ Monday to Sunday, from 11:00 hours to 23:30 hours</li> </ul> <p><b>Provision of late night refreshment – Indoor and outdoor</b></p> <ul style="list-style-type: none"> <li>▪ Monday to Sunday, from 23:00 hours to 23:30 hours</li> </ul> <p><b>Provision of regulated Entertainment - Indoor</b></p> <p><u>Live music, recorded music, performance of dance and anything of a similar description.</u></p> <p><u>Provision of facilities for making music,</u></p>	<ul style="list-style-type: none"> <li>▪ Monday to Sunday, from 11:00 hours to 00:00 hours (midnight)</li> </ul> <p><u>Non-standard timings:</u></p> <ul style="list-style-type: none"> <li>▪ New Year's Eve, from 11:00 hours to 02:00 hours the following day</li> </ul>

## 60-62 Commercial Street - Nearest licences

	<p><u>Provision of facilities for dancing and anything of a similar description</u></p> <ul style="list-style-type: none"> <li>▪ Monday to Sunday, from 11:00 hours to 23:30 hours</li> </ul> <p><u>Licensable activities non-standard timings:</u></p> <ul style="list-style-type: none"> <li>▪ New Year's Eve, from 11:00 hours to 01:30 hours the following day</li> </ul> <p><b>On sales only</b></p>	
<p>(Club Mexicana Vegan Restaurant) 46 - 48 Commercial Street London E1 6LT</p>	<p><b>The sale by retail of alcohol</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 10:00 hrs to 23:30 hrs</li> <li>• Friday and Saturday, from 10:00 hrs to 00:00 hrs (midnight)</li> <li>• Sunday, from 10:00 hrs to 22:30 hrs</li> </ul> <p><b>The provision of late night refreshment - Indoors</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 23:00 hrs to 23:30 hrs</li> <li>• Friday and Saturday, from 23:00 hrs to 00:00 hrs (midnight)</li> </ul> <p><u>Non standard timings</u></p> <ul style="list-style-type: none"> <li>• From the end of permitted hours on new years' eve to the start of permitted hours on new years' day</li> </ul> <p>Until 00:00 (midnight) hrs on Sundays immediately before Bank Holiday Mondays</p> <p><b>On and off sales</b></p>	<ul style="list-style-type: none"> <li>• Monday to Thursday, from 10:00 hrs to 00:00 hrs (midnight)</li> <li>• Friday and Saturday, from 10:00 hrs to 00:30 hrs the following day</li> <li>• Sunday, from 10:00 hrs to 23:00 hrs</li> </ul> <p><u>Non-standard timings</u></p> <ul style="list-style-type: none"> <li>• From the end of permitted hours on new years' eve to the start of permitted hours on new years' day</li> <li>• Until 00:30 hrs on Sundays immediately before Bank Holiday Mondays</li> </ul>
<p>Trade Commercial Street 47 Commercial Street London E1 6BD</p>	<p><u>Sale of Alcohol (on sales only)</u></p> <p>Monday to Saturday from 09:00 hours to 23:30 hours Sunday from 09:00 hours to 21:00 hours</p> <p><b>On sales only</b></p>	<p>Monday to Saturday from 07:00 hours to 23:30 hours</p> <p>Sunday from 09:00 hours to 21:00 hours</p>
<p>(Vish Convenience Store) 59 Commercial Street London E1 6BD</p>	<p><b>Sale by retail of alcohol – (off sales only)</b></p> <ul style="list-style-type: none"> <li>• Monday to Saturday, from 09:00 hrs to 22:30 hrs</li> <li>• Sunday, from 10:00 hrs to 22:30 hrs</li> </ul> <p>Off sales only</p>	<ul style="list-style-type: none"> <li>• Monday to Saturday, from 09:00 hrs to 22:30 hrs</li> <li>• Sunday, from 10:00 hrs to 22:30 hrs</li> </ul>

## 60-62 Commercial Street - Nearest licences

		<ul style="list-style-type: none"> <li>•</li> </ul>
(Gul & Sepoy Ltd) 65 Commercial Street London E1 6BD	<p><b>The sale by retail of alcohol (on sales only)</b></p> <ul style="list-style-type: none"> <li>• Monday to Saturday, from 11:00 hours to 23:00 hours</li> <li>• Sunday, from 11:00 to 22:30 hours</li> </ul> <p><b>On sales only</b></p>	<ul style="list-style-type: none"> <li>• Monday to Saturday, from 08:00 hours to 23:30 hours</li> <li>• Sunday, from 08:00 to 23:00 hours</li> <li>•</li> </ul>
(Spitalfields Works Ltd) 69 Commercial Street London E1 6BD	<p><b>The sale by retail of alcohol - On and off sales</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 08:00 hrs to 23:30 hrs</li> <li>• Friday and Saturday, from 08:00 hrs to 00:00 hrs</li> <li>• Sunday, from 08:00 hrs to 22:30 hrs</li> </ul> <p><b>The provision of late night refreshment - Indoor</b></p> <ul style="list-style-type: none"> <li>• Monday to Thursday, from 23:00 hrs to 23:30 hrs</li> <li>• Friday and Saturday, from 23:00 hrs to 00:00 hrs</li> <li>• (Sunday, no late night refreshment)</li> </ul>	<ul style="list-style-type: none"> <li>• Monday to Thursday, from 08:00 hrs to 00:00 hrs</li> <li>• Friday and Saturday, from 08:00 hrs to 00:30 hrs the following day</li> <li>• Sunday, from 08:00 hrs to 23:00 hrs</li> <li>•</li> </ul>
(Mambow Ltd) 75 Commercial Street London E1 6BD	<p><b>The sale by retail of alcohol (On Sale Only)</b></p> <p>Monday to Sunday 12:00 – 22:30</p>	Monday to Sunday 11:30 to 23:00
Milroys 76 Commercial Street London E1 6LY	<p><u>Regulated entertainment.</u> (Live music and recorded music only). Sunday to Thursday 11:00 hours – 23:40 hours Friday &amp; Saturday 11:00 hours – 00:40 hours the following day.</p> <p><u>Sale of alcohol by retail.</u> Sunday to Thursday 11:00 hours – 23:40 hours Friday &amp; Saturday 11:00 hours – 00:40 hours the following day.</p>	<p>Sunday to Thursday 11:00 hours - midnight Friday &amp; Saturday 11:00 hours – 01:00 hours</p>

# Appendix 6



TOWER HAMLETS

**By Email:**  
Licensing Authority:  
[licensing@towerhamlets.gov.uk](mailto:licensing@towerhamlets.gov.uk)

**CC:**  
Agent - Marilyn Gayle: [REDACTED]

Communities Directorate  
Public Realm

Head of Regulatory Services  
(Commercial): Tom Lewis

Enquiries to: Mohshin Ali  
Tel: [REDACTED]

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

24<sup>th</sup> April 2024

My reference: LIC/L1U:168002/MA

Dear Licensing Authority,

### **Licensing Act 2003**

Variation: Slurp (Andina), Ground Floor and Basement, 60 - 62 Commercial Street, London E1 6LT  
Lic No: 164287

The Licensing Authority (acting a Responsible Authority) is making a representation against the above application.

### **Special Cumulative Impact Policy for the Brick Lane**

***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.***

*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.*

*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 Bethnal Green area 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.*



The best of London in one borough

**Tower Hamlets Council**  
Tower Hamlets Town Hall  
160 Whitechapel Road  
London  
E1 1BJ

***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 CIA if they wish to rebut this presumption.***

*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. Where representations have been received in respect to applications within the CIA zones the onus is on the applicant to adequately rebut the presumption.*

*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.*

#### ***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.*

#### *Licensable activities and times*

*The Licensing Authority has had regard to the Guidance to the Act when determining this policy. The*

*end times set out in the policy are not (and should not be regarded as) the 'usual' or 'normal' terminal hour for licensable activities in the Borough. Instead, the 'framework hours' serve to identify cases where the Licensing Authority will pay particular regard to the likely effect on the local neighbourhood of carrying out the proposed licensable activities during the hours applied for.*

*Applications for hours up to the end of the Framework Hours will not automatically be granted. This policy will be applied only where relevant representations are made.*

*Each case will be considered on its merits.*

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

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

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

### The Home Office guidance

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

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

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

### Variation application:



The variation seeks to extend the licensable activities in the basement only.

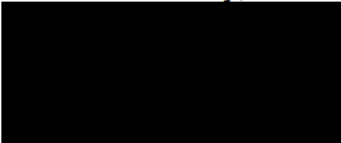
The onus is on the applicant to show there are exceptional circumstances as to why their application should be granted and that it will not have a negative cumulative effect on the area. It is their responsibility to rebut the presumption otherwise the licence should be refused.

On a balance of probability, this Authority is concerned by extending the times for licensable activities could potentially add to the existing anti-social issues in the area, as customers will leave the premises later, including other late-night premises, often under the influence of alcohol congregate inside and outside the premises causing a disturbance /anti-social behaviour.

If the applicant is unable to prove to the Licensing Sub-Committee, through the implementation of appropriate conditions within the Operating Schedule, that the granting of the application will not undermine the licensing objectives; then the application should be rejected. However, if the Committee decide to grant the application the Licensing Authority propose the hours should stay close to the framework hours and the following condition also imposed:

- *When the designated premise supervisor is not on the premises any or all persons authorised to sell alcohol will be authorised by the designated premises supervisor in writing. This shall be available on request by the Police or any authorised officer.*

Yours faithfully,



**Mohshin Ali - Senior Licensing Officer**  
**Trading Standards & Licensing**

# Appendix 7

## Lavine Miller-Johnson

---

**From:** Nicola Cadzow  
**Sent:** 18 April 2024 09:31  
**To:** Licensing  
**Cc:** 'MARK.J [REDACTED]'  
**Subject:** 168002 Variation of premises licence application for Slurp Noodles 60-62 Commercial Street E1 6LT

Dear Licensing,

I have considered the variation of premises license application Slurp Noodles 60-62 Commercial Street E1 6LT and the potential impact of public nuisance and measures to prevent noise generated from within the premises or outside it which could cause disturbance to people in the vicinity. The applicant is proposing licensable hours well beyond the Council's framework hours and consideration has to be given to the fact that the premises is in Brick Lane Cumulative Impact Zone (CIZ).

The applicant is proposing to extend Licensable Activities in the basement area of the premises:

Late Night Refreshment:

**Thursday Friday and Saturday from 01:00 hours until 02:30 hours (an extension of one and a half on existing license hours)**

Sale of Alcohol:

**Thursday Friday and Saturday from 01:00 hours until 02:30 hours (an extension of one and a half on existing license hours)**

**Noise Sensitive premises:** residential and commercial premises in close proximity to the premises.

In my view the application, as it stands fails, to comply with the objective of the Licensing Act 2003 relating to "public nuisance" for the following reasons:-

- Noise breakout from the venue affecting neighbouring residents.
- Access & egress to and from the venue, of patrons, especially due to patrons likely to be in high spirits; and
- The hours of operation (inclusive of proposals)

### **CONCLUSION**

Environmental Protection **does not** support the variation application for Slurp Noodles 60-62 Commercial Street, London, E1 6LT particularly when considering the licensing objective for the prevention of public nuisance with the late hours sought for Thursday, Friday and Saturdays and the fact that the premises is in Brick Lane Cumulative Impact Zone.

Kind regards

Nicola Cadzow  
Environmental Health Officer

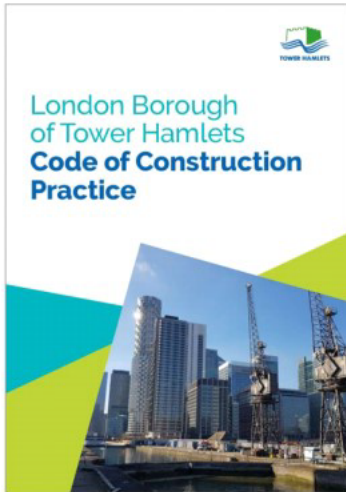
[REDACTED]

020 7364 6394

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

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### Construction Code of Practice 2023

- Development with Planning Permission granted and subject to Planning Conditions is adoption of the new Code will continue to operate under the conditions for working hours of **Construction Practice 2006**.  
Permitted to work Saturdays without s61 Agreement (8am to 1pm only)
- Development granted Planning Approval **after** the **26<sup>th</sup> April 2023** and subject to Plan required to adhere to working hours as set out above and in the **Code of Construction Practice 2023**.  
s61 Agreement required for works on Saturdays, Sundays, Bank Holidays, or Public Holidays
- Developments seeking amendments to Planning Approvals issued prior to 26<sup>th</sup> April 2023 Working Hours imposed if relevant to the details being amended.
- For more information, please click on the cover page of the Code of Construction Practice 2023

To apply for all Control of Pollution Act 1974 Section 61 consents, dispensations and variations please apply [here](#).

To check the application status email [environmental.protection@towerhamlets.gov.uk](mailto:environmental.protection@towerhamlets.gov.uk) and use the FS reference number generated by your application.

# Appendix 8

## **Section 182 Advice by the Home Office Updated on August 2023**

### 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 9



## Noise while the premise is in use

### General Advice

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

The hours of operation also need to be considered (see below).  
If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

### Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. **(See Sections 11.1 of the Licensing Policy)**. While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. **(See Section 11.4)**.

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. **(See Section 11.2 of the Licensing Policy)**.

The Licensing Authority will consider attaching conditions to prevent nuisance. In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use to 9pm or limiting numbers)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)
- Measures to prevent noise/fumes from engines, drivers (including smoking),
- Measures to prevent obstruct access to properties, pavements.  
Measure to reduce the impact of people noise on residents

## Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

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

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

Licence conditions should not duplicate other legislation (1.16).

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

## Other Legislation

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

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

# Appendix 10

## Access and Egress Problems

Such as:

Disturbance from patrons arriving/leaving the premises on foot

Disturbance from patrons arriving/leaving the premises by car

Lack of adequate car parking facilities

Close proximity to residential properties

### Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

### General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

### Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 11 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 11.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 16.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 16.6**)

The Council has adopted a set of framework hours (**See 16.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

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

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

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

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

# Appendix 11

## Licensing Policy Section 11

### Prevention of Public Nuisance

- 11.1 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.
- 11.2 Like many London boroughs, Tower Hamlets has many areas of the borough where businesses and residents are “cheek by jowl” with each other. Thus, the correct balance needs to be adopted ensuring residents are not unduly disturbed by licensed premises, whilst ensuring this does not stifle growth in the licence trade.
- 11.3 Though all licensed premises must promote the licensing objectives, and thus actively try to prevent public nuisance being caused by their licensable activities, there are some factors that this Licensing Authority would expect to applicants to consider and where appropriate address in their operating schedule. These are:
- a) Music/performances  
Measures to reduce impact of noise on residents
  - b) Queue management  
Measure to prevent obstruct access to properties, pavements. Measure to reduce the impact of people noise on residents
  - c) Ingress and Egress  
Measure to prevent people noise during ingress and egress
  - d) Use of outside areas (see 11.7 below)
  - e) Deliveries, particularly pick-ups by vehicles  
Measures to prevent noise/fumes from engines, drivers (including smoking),
  - f) Bottle disposal  
Done at reasonable time to prevent impact on residents e.g. between 8am and 8pm
  - g) Litter  
Measures to prevent littering around the venue from patrons
- 11.4 The Licensing Authority appreciates that it would not be necessary or appropriate for all applications to have measures to prevent the above issues. Nevertheless, we will take a strong view on applications for licences that are in close proximity to residential premises, and whose intended use has a higher likelihood of causing public nuisance. This also includes those applications in areas covered by a Cumulative Impact Assessment (CIA). Especially where the applications falls outside the scope of any exceptions to such CIAs.
- 11.5 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the

problems identified listed above, or any other conditions it considered appropriate and proportionate to promote the licensing condition of prevention of public nuisance.

- 11.6 **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 Councils 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.
- 11.7 **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.
- 11.8 **Beer Gardens and outside areas** – since the ending of the restrictions imposed during the Coronavirus pandemic, we have seen an increase the use of outside areas. This has also been encouraged by Government under the Business and Planning Act 2020. We want to strike the right balance between allowing businesses to thrive whilst still protecting residents of the borough being unduly disturbed by the night time economy. Hence, we would encourage applicants address this concern in their operating schedule by detailing what mitigating measures they intend adopt to reduce any disturbance the use of the outside area is likely to have on neighbouring residents. Such measures could include:
- limiting the amount of patrons permitted in the outside area, and/or,
  - restricting the use of areas after a certain time,
  - ceasing its use after a certain time.
- Where disturbance of residents from outside areas is likely, and where its discretion is engaged, this Licensing Authority may add conditions limiting the numbers of person permitted to use any outside areas, and/or seek to cease the use of any outside areas after 21:00 hours.
- 11.9 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to "Party Boats", which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the "Boat" conditions, listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Public Nuisance. Furthermore, where disturbance of residence from these party boats is likely, and where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.



# Appendix 12

# 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 13

## **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.

# Appendix 14

## **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 16.8 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 16.9 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