



Haverling

LONDON BOROUGH

LICENSING SUB-COMMITTEE NES CAFE

AGENDA

10.30 am

**Tuesday
18 July 2017**

**Council Chamber -
Town Hall**

Members 3: Quorum 2

COUNCILLORS:

Frederick Thompson (Chairman)
Jody Ganly
Phil Martin

**For information about the meeting please contact:
Taiwo Adeoye - 01708 433079
taiwo.adeoye@onesource.co.uk**

Protocol for members of the public wishing to report on meetings of the London Borough of Havering

Members of the public are entitled to report on meetings of Council, Committees and Cabinet, except in circumstances where the public have been excluded as permitted by law.

Reporting means:-

- filming, photographing or making an audio recording of the proceedings of the meeting;
- using any other means for enabling persons not present to see or hear proceedings at a meeting as it takes place or later; or
- reporting or providing commentary on proceedings at a meeting, orally or in writing, so that the report or commentary is available as the meeting takes place or later if the person is not present.

Anyone present at a meeting as it takes place is not permitted to carry out an oral commentary or report. This is to prevent the business of the meeting being disrupted.

Anyone attending a meeting is asked to advise Democratic Services staff on 01708 433076 that they wish to report on the meeting and how they wish to do so. This is to enable employees to guide anyone choosing to report on proceedings to an appropriate place from which to be able to report effectively.

Members of the public are asked to remain seated throughout the meeting as standing up and walking around could distract from the business in hand.

AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DISCLOSURE OF INTERESTS

Members are invited to disclose any interest in any of the items on the agenda at this point of the meeting.

Members may still disclose any interest in an item at any time prior to the consideration of the matter.

3 CHAIRMAN'S ANNOUNCEMENT

The Chairman will announce details of the arrangements in case of fire or other events that might require the meeting room or building's evacuation.

4 REPORT OF THE CLERK (Pages 1 - 6)

Procedure for the Hearing: Licensing Act 2003

5 APPLICATION FOR A PREMISES LICENCE - NESCAFE 9 BILLET LANE, HORNCHURCH, RM11 1TS (Pages 7 - 42)

**Andrew Beesley
Head of Democratic Services**

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LICENSING SUB-COMMITTEE

18 July 2017

REPORT

Subject Heading:

Procedure for the Hearing: Licensing Act 2003

Report Author and contact details:

**Taiwo Adeoye (01708) 433076
e-mail: taiwo.adeoye@onesource.co.uk**

Members are advised that, when considering application for a premises licence, the following options are available to them by virtue of the Licensing Act 2003, Part 3, section 35, paragraphs 3 and 4:

"Where relevant representations are made, the authority must

- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
- (b) having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives.

The steps are:

- a) modify the conditions of the licence
- b) reject the whole or part of the application

and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added."

The Sub-Committee will also wish to note that, if none of these steps is required, the application must be granted.

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

1. Membership of the Sub-Committee:

1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**

1.1.1 A member of the Licensing Committee will be excluded from hearing an application where he or she has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or

1.1.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or

1.1.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;

1.1.4 has a personal interest in the application.

2. Roles of other participants:

2.1 The Legal Advisor is not a party to the hearing. The role of the Legal Advisor is to provide legal advice relating to the application and submissions.

2.2 The Clerk is not a party to the hearing. The role of the Clerk is to record the hearing and the decisions of the Sub-Committee, and ensure efficient administration

3. Location and facilities:

3.1 All hearings will be heard at the Havering Town Hall unless otherwise directed.

3.2 Interpreters will be provided by the Council on request, provided notice is given at least five working days before the hearing.

4. Notification of attendance:

4.1 The Chairman will enquire of the parties who is in attendance and the parties will indicate their names (and, where relevant, whom they represent). A register will be circulated before the commencement of the hearing on which the applicant, his/her advisers and companions and all interested parties (and/or their representatives) will be asked to record their attendance.

5. Procedural matters:

5.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.

- 5.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

Introduction of the application:

The Licensing officer will outline:

- details of the application and relevant representations received from the parties;
- relevant legislation ;
- relevant Licensing Policy; and
- the time limit in which the Council must reach a determination.

Documentary evidence:

- Documentary or other information in support of applications, representations or notices should be provided to the Clerk of the Sub-Committee at least 7 clear working days before the hearing. If this information is produced at the hearing it will only be taken into account by the Sub-Committee if the Sub-Committee and all the parties consent to its submission. Permission to have this information included in the hearing should be requested at the beginning of the hearing before any oral submissions have been made.
- Statements made by people in support of a party's representation who are not present at the hearing, must be signed by the maker, dated and witnessed by another person. The statement must also contain the witness's full name and occupation.

Representations:

- The chairman will invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person/s to whom permission has been granted to appear. Each party will be allowed a maximum period of 10 minutes in which to address the Sub-Committee and call persons on his/her behalf.
- This 10 minute period is where each party has the opportunity to orally address the Sub-Committee and clarify any points in which the Sub-Committee has sought clarification prior to the hearing. This 10 minute period should be uninterrupted unless a member of the Sub-Committee or Legal Advisor considers that the speaker is making submissions that are irrelevant, frivolous or vexatious.
- Members of the Sub-Committee may ask questions of any party, at any time during the proceedings. Time taken in dealing with a Member's question will not be taken into account in determining the length of time available to the party in question to make their representation.

The sequence in which each of the parties will be invited to address the Sub-Committee will normally be in the order of:

- the Chief Officer of Police;
- the Fire Authority;
- the Health and Safety at Work Enforcing Authority;
- the Local Planning Authority;
- the Local environmental Health Authority;
- the Local Weights and Measures Authority;
- the Authority Responsible for the Protection of Children from Harm;
- a navigation or other authority responsible for waterways; and
- any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee;
- the party that has submitted the application, certificate, notice or other matter appearing before the Sub-Committee.

At the discretion of the Sub-Committee the above order may be varied.

Cross-Examination:

Where witnesses have been permitted by the Sub-Committee to speak at the hearing on behalf of a party, permission must be sought from the Sub-Committee before another party can ask the witness questions. This process of questioning is normally referred to as cross-examination. The Sub-Committee will allow cross-examination only where it is necessary to assist it in considering the representations or application.

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

The prevention of crime and disorder;

Public safety;

The prevention of public nuisance; and

The protection of children from harm.

6. Failure of parties to attend the hearing:

- 6.1 If a party, who has not given prior notice of his/her intention not to attend the hearing, is absent from the hearing the Sub-Committee may either adjourn the hearing or hold the hearing in the party's absence. Where the hearing is held in the absence of a party, the Sub-Committee will still consider the application, representation or notice submitted by that party.

7. Adjournments and extension of time:

7.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:

- Review of premises licences following closure orders where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

8. Sub-Committee's determination of the hearing:

8.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.

8.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.

8.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

9. Power to exclude people from hearing:

9.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:

- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or
- that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any information which they would have been entitled to give orally had they not been required to leave the hearing.

110. Recording of proceedings:

10.1 A written record of the hearing will be produced and kept for 6 years from the date of the determination of the hearing.

11. Power to vary procedure:

11..1 The Sub-committee may depart from following any of the procedures set out in this document if it considers the departure to be necessary in order to consider an application, notice or representation.

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Havering
LONDON BOROUGH

Licensing Officer's Report

LICENSING SUB-COMMITTEE

18 July 2017

REPORT

Subject heading:

Report author and contact details:

Nes Cafe
9 Billet Lane Hornchurch RM11 1TS
Premises licence application
Paul Jones, Licensing Officer
c/o Town Hall, Main Road, Romford
licensing@havering.gov.uk
01708 432777

This application for a premises licence is made by Mr Oktay Senturk under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 5th June 2017.

Geographical description of the area and description of the building

This ground floor premises lies at the junction of Billet Lane and High Street in Hornchurch town centre. It occupies a commercial outlet in a parade of commercial outlets. Residential properties appear to occupy the upper floor of the shops in this parade.



Details of the application

The application is to permit:

On-supply of alcohol		
Day	Start	Finish
Monday to Sunday	11:00	22:30

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the 9th June 2017 edition of the Romford Recorder.

This premises lies in St Andrews ward which is subject to a special policy further to cumulative impact. Licensing Policy 2 states:

The Licensing Authority has adopted a special policy relating to cumulative impact in relation to:

- Romford town centre within the ring road
- St Andrews Ward

This policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that will add to the existing cumulative impact, will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact and not impact adversely on the promotion of the licensing objectives. The exception to this policy will be for applications for restaurants where alcohol is sold ancillary to a table meal and the terminal licensing hour is in line with the policy.

Summary

There was one representation against this application from a local resident.

There was one representation against this application from a responsible authority, namely Havering's Licensing Authority.

**LONDON BOROUGH OF HAVERING
NOTICE OF APPLICATIONS FOR PLANNING PERMISSION**

Notice is hereby given that the Council has received the following applications which need to be advertised for the reasons set out below:

- Application: P0063.17**
Location: 13 & 17 Essex Road, Romford
Development: Demolition of No.17 Essex Road, demolition of workshops and boundary wall on Amberley Way. Erection of semi-detached 4-bedroom property on Essex Road and block of 9 No 2 bedroom flats on Amberley Way, erection of bin store and parking spaces.
Applicant: Mansfields Property
Reasons: This is a major development because the number of dwellings to be provided are 10 or more.
- Application: P0626.17**
Location: 13 Meadow, Gidea Park, Romford
Development: Internal alterations. New obscurely glazed window to flank. Window size to match existing rear window to existing bathroom.
Applicant: Mr Trevor Plumb
Reasons: The application is to vary or discharge conditions attached to a Conservation Area Consent
- Application: P0781.17**
Location: 11 Gidea Close, Romford
Development: Double Storey rear extension, extension to the front right portion of the property and a loft conversion including the construction of 3 dormer roofs. The proposal will also involve the reconstruction of the front facade incorporating a new entrance door and large glazing.
Applicant: Mrs Lorraine Finnegan
Reasons: The development is in a Conservation Area.
- Application: P0783.17**
Location: 1A Broadway, Romford
Development: Rear kitchen extension and patio.
Applicant: Mr & Mrs Smedley
Reasons: The development is in a Conservation Area.
- Application: P0823.17**
Location: Plot 4, 4 Marsh Way, Fairview Industrial Estate, Rainham
Development: Installation of steel water tank and pump house; dust filter and hydraulic briquetting press; and external lighting.
Applicant: Mr Owen Holder
Reasons: This is a major development because
- Application: P0863.17**
Location: 31 High Street, Hornchurch
Development: Variation of condition 2 of planning permission P1373.16 to construct a Lidl food store. Amendments include: changes to the site gradient and finished floor levels increasing the height of the store by 0.58 metres; steps and access slope added to front of the store; internal alterations to store layout; relocation of trolley bays.
Applicant: Lidl UK GmbH
Reasons: This is a major development because it involves the provision of a building or buildings where the floor space to be created by the development is 1000 square metres or more.
- Application: P0878.17**
Location: Windyridge, Orange Tree Hill, Havering-atté-Bower, Romford
Development: Partial demolition, rebuilding and renovation of Windy Ridge and a single storey outbuilding.
Applicant: Ms Sally Begg
Reasons: The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.
- Application: P0885.17**
Location: Meadowbanks Care Home, Hall Lane, Upminster
Development: The application proposes the erection of a two storey 'U' shaped extension to the rear of the existing Care Home to provide an additional 20 bedrooms with en-suite facilities and associated communal living and dining rooms, ancillary spaces and re-landscape grounds. The proposal seeks to meet the demand for older Londoners within the Borough of Havering suffering from dementia.
Applicant: T.L.Care (Havering) Ltd
Reasons: The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.
- it involves the winning and working of minerals or the use of land for mineral working deposits.

Application details, including the plans, can be viewed online at www.havering.gov.uk/planning or at the Planning reception, located in the Public Advice and Service Centre (PASC), accessed via the Liberty Shopping Centre, Romford, between 9am and 11am, Monday to Friday, except for the last Wednesday of each month when the reception is closed. If you wish to comment on an application, please use the online comment form available on the Council's web site or alternatively write to Development, 5th Floor, Mercury House, Mercury Gardens, Romford, RM1 3SL quoting the application number and location. Comments must be received within 21 days from the date on this notice. Please note that members of the public are entitled to see and take copies of any comments you make and your comments may also be available to view on the internet.

Development & Building Control
Date: 9th June 2017
Published in Romford Recorder on Friday 9 June 2017

**LONDON BOROUGH OF HAVERING
ROAD TRAFFIC REGULATION ACT 1984 - SECTION 14(1)
THE HAVERING (EASTERN ROAD FOOTWAY)
TEMPORARY PROHIBITION OF PEDESTRIAN FOOTWAY 2017**

1. The Council of the London Borough of Havering **HEREBY GIVES NOTICE** that on 9th of June 2017 it made 'The Havering (Eastern Road Footway) Temporary Prohibition of Pedestrian Footway 2017' ("the Order") the effect of which would be to temporarily prohibit pedestrian access on lengths of the footway to enable scaffold erection and concrete works thereon ("the Works").
2. The prohibitions specified in Article 1 above are necessary because the Works are being executed on or near the said footpath and the likelihood of danger to the public.
3. The Order shall come into operation on 12th June 2017 and would be valid for a maximum period of 6 months or until the Works are completed, whichever is the sooner.
4. The prohibitions specified will only be operational at such times as described in column 2 of the table to the Schedule in this Notice and as shall from time to time be indicated by the display of traffic signs on the street pursuant to Section 68 of the Road Traffic Regulation Act 1984.
5. Section 16(1) RTA states "A person who contravenes, or who uses or permits the use of a vehicle in contravention of, a restriction of prohibition imposed by an order under section 14 of this Act shall be guilty of an offence". The maximum penalty on summary conviction is £1000.
6. Persons having a query concerning these Works or the proposed Order should email schemes@havering.gov.uk

DATED this 9th June 2017
Published in Romford Recorder on Friday 9 June 2017
Daniel Fenwick, Director of Legal & Governance
London Borough of Havering, Town Hall, Main Road, Romford RM1 3BD

SCHEDULE

1 Footway Length of Footway	2 Duration of Works BETWEEN:
Temporary closure of Eastern Road Footway Closed from its junction of Chandlers Way to junction of South Street	22:00 hours on 12th June 2017 to 05:00 hours on 13th June 2017 & 22:00 hours on 19th June 2017 to 05:00 hours on 22th June 2017 & 22:00 hours on 26th June 2017 to 05:00 hours on 29th June 2017 or upon completion of the works, whichever is the sooner

**EVELYN SAMUELS
(Deceased)**

Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the aforementioned deceased, late of 121 Collier Row Road Romford Essex RM5 2AT, who died on 10/04/2017, are required to send particulars thereof in writing to the undersigned on or before 10/08/2017, after which date the Estate will be distributed having regard only to claims and interests of which they have had notice.
CO-OP LEGAL SERVICES LIMITED
Aztec 650 Aztec West
Almondsbury Bristol BS32 4SD
(Ref: ZLU/4039955P/Samuels)
7503469

Goods Vehicle Operator's Licence

Steel Beams Ltd of 20 Barlow Way, Rainham, Essex, RM13 8BT is applying for a licence to use 20 Barlow Way, Rainham, Essex, RM13 8BT as an operating centre for 2 goods vehicles and 2 trailers. Owners or occupiers of land (including buildings) near the operating centre who believe that their use or enjoyment of that land would be affected, should make written representations to the Traffic Commissioner at Hillcrest House, 386 Harehills Lane, Leeds LS9 6NF stating their reasons, within 21 days of this notice. Representatives must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A Guide to Making Representations is available from the Traffic Commissioner's Office.

**LICENSING ACT 2003
NOTICE OF APPLICATION
FOR A PREMISES
LICENCE/CLUB PREMISES
CERTIFICATE**

Premises Name and Full postal address of premises: Ness Café, 9 Bilet Lane Hornchurch RM11 1TS. Notice is given that Mr Okey Senturk has applied to Havering Council for a Premises Licence or Club Premises Certificate under the Licensing Act 2003. The proposed licensable activities are: The Supply of alcohol for consumption ON the premises. Days: Monday to Sunday. Start Time: 11:00. Finish Time: 22:30. Opening Hours: Days: Monday to Sunday. Start Time: 07:00. Finish Time: 23:00. Anyone who wishes to make representations regarding this application must write to the Licensing, Public Protection, London Borough of Havering, c/o Town Hall Main Road Romford RM1 3BD. Representations must be received no later than: 3rd July 2017. The Application Record and Register may be viewed during normal office hours at the above address or at www.havering.gov.uk. It is an offence under Section 158 of the Licensing Act 2003, knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000). 7503201

**TO ADVERTISE
IN THIS SPACE
PLEASE CALL
0845
671
4460**



SELL anything WITH SMALLADS











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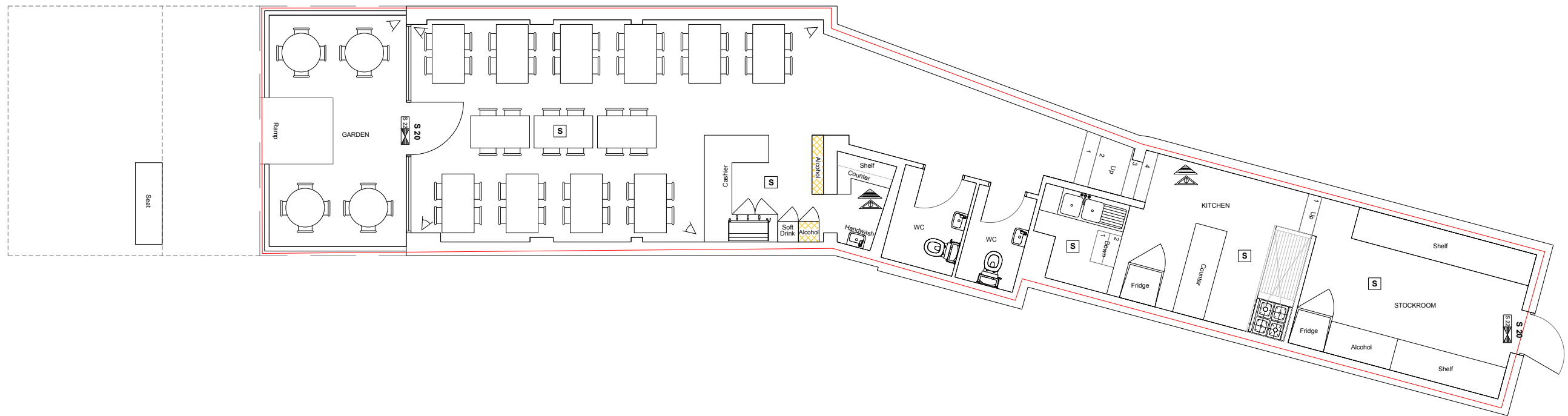
Shoot. Share. Socialise at
iwitness24.co.uk

Jason Sedgemore
Peter Dent
Annie Pearce
Dara Khaled

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LEGEND

-  ALCOHOL
-  LICENSABLE AREA
-  SAFETY LIGHTS
-  SMOKE DETECTOR
-  CCTV
-  FIRE ESCAPE KEEP CLEAR
-  INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
-  CARBON DIOXIDE FIRE EXTINGUISHER
-  9 LT. WATER FIRE EXTINGUISHER
-  FAN





Havering
LONDON BOROUGH

Copy of Application

* required information

Section 1 of 21

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

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

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Is the applicant:

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

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

Continued from previous page...

Address

- * Building number or name
- * Street
- District
- * City or town
- County or administrative area
- * Postcode
- * Country



Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

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

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

Agent Business

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

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

Registration number

Business name

VAT number

Legal status

Your position in the business

Home country

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	53
Street	Stoke Newington High Street
District	
City or town	London
County or administrative area	
Postcode	N16 8EL
Country	United Kingdom

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

Address OS map reference Description

Postal Address Of Premises

Building number or name	9
Street	Billet Lane
District	
City or town	Hornchurch
County or administrative area	
Postcode	RM11 1TS
Country	United Kingdom

Further Details

Telephone number	07944145151
Non-domestic rateable value of premises (£)	14,250

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

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

- Yes No

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

First name

Mr Oktay

Family name

Senturk

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

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

Yes

No

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

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

Yes

No

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

E-mail

licensing@narts.org.uk

Telephone number

02072413636

Other telephone number

* Date of birth

02 / 02 / 1980
dd mm yyyy

* Nationality

British

Documents that demonstrate entitlement to work in the UK

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

03 / 07 / 2017
dd mm yyyy

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

/ /
dd mm yyyy

Provide a general description of the premises

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

Cafe Shop. Please refer to the plans submitted.

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

Continued from previous page...

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes

No

Section 13 of 21

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

See guidance on regulated entertainment

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

Yes

No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

None

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

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

None

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth



Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start End
Start End

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

State any seasonal variations

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

None

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

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

None

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

Please see below conditions proposed to promote the licensing objectives.

b) The prevention of crime and disorder

The CCTV equipment shall be maintained in good working order and continually record when licensable activity takes place and for a period of two hours afterwards.

The CCTV system shall cover all areas of the premises to which the public have access including any outside areas. Images shall be retained for a minimum of 31 days

c) Public safety

All staff have received suitable training as to what to do in an emergency and in general safety precautions.

d) The prevention of public nuisance

All the rubbish produced by the premises shall be stored securely in a designated area or in a bin with a tight fitting and lockable lid.

The 'collection and removal of litter' shall be taken to include the satisfactory disposal of spilled food and similar materials so as to leave the footway in a clean, safe and wholesome condition.

Regular maintenance will be carried out on all plant and machinery to ensure that noise disturbance from such sources is kept to a minimum.

Ventilation equipment will be regularly cleaned and maintained to control the levels of odour generated by the premises.

e) The protection of children from harm

All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.

All training relating to the sale of alcohol and times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

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PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

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

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

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

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

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

Capacity 5000 to 9999 - £1,000.00

Capacity 10000 to 14999 - £2,000.00

Capacity 15000 to 19999 - £4,000.00

Capacity 20000 to 29999 - £8,000.00

Capacity 30000 to 39999 - £16,000.00

Capacity 40000 to 49999 - £24,000.00

Capacity 50000 to 59999 - £32,000.00

Capacity 60000 to 69999 - £40,000.00

Capacity 70000 to 79999 - £48,000.00

Capacity 80000 to 89999 - £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/havering/apply-1> to upload this file and continue with your application.

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

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

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Ness"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
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Havering
LONDON BOROUGH

Representation from
Responsible Authority

Licensing Act 2003 Responsible Authority representation

This representation is made by a responsible Authority for the London Borough of Havering concerning an application for a temporary event notice for the premises as detailed below.

Premises Name and address: Nes, 9 Billet Lane, Hornchurch, RM11 1TS

Your Name: _ Paul Campbell

Organisation name/name of body you represent: London Borough of Havering
Licensing Authority

Your Address: Town Hall, Main Road, Romford, RM1 3BD

Email: licensing@havering.gov.uk

Contact telephone number: 01708 432777

Summary of Objection:. In this application for a Premises Licence the applicant has made no reference as to what type of venue this is intended to be and they have failed to address fully in the operating schedule what will be done to promote the four licensing objectives. They have also failed to acknowledge that the venue is in a communitive impact area outlined in Havering's Statement of Licensing Policy and what measures will be put into place to make this application an exception to the policy.

Policy Considerations

1.7 Applicants for premises licences should be aware of the expectations of the licensing authority and the responsible authorities as to the steps for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives.

4.1 The licensing objectives

The prevention of crime and disorder

Public safety

The prevention of public nuisance

The protection of children from harm

are at the heart of the licensing regime. Applicants must demonstrate in their operating schedules as part of an application how they will address each objective. The Licensing Authority will make decisions about applications, variations and reviews based on the promotion of the same objectives. Those making representations to the Licensing sub-committee must base them on the Licensing objectives.

4.3 The completion of a full and detailed operating schedule will give those reading the application greater confidence that the applicant seeks to make a positive contribution and is demonstrating a commitment to both those living in the vicinity and the licensing objectives.

Applicants are expected to:

- Demonstrate knowledge of the local area when describing the steps they propose to take to promote the licensing objectives;
- Undertake enquiries about the area in which the premises are situated to inform the content

of the application;

- 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 congregate.
- Any risk posed to the local area by the applicants' proposed licensable activities;
- 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.

Applicants are also expected to include positive proposals in their application as to how they will manage any potential risks.

4.4 Where specific policies apply in the area (for example, a Cumulative Impact Policy), applicants are also expected to:

- Demonstrate an understanding of how the Policy impacts on their application,
- Identify any measures they will take to mitigate the impact, and
- Confirm why they consider their application should be an exception to the Policy.

4.6 Lists of questions which should be considered in operating schedules are included in Appendix 2. A model pool of conditions which can also be of assistance is included at Appendix 4.

4.8 The failure by an applicant to clearly and fully demonstrate in the operating schedule that they have properly considered the promotion of the four licensing objectives is a legitimate concern should the application come before the Licensing sub-committee.

5.0 Location and Special Policies eg Cumulative Impact.

Licensing Policy 1

In considering applications for new licences, variations to existing licences and licence reviews the Licensing Authority will take the matters listed below into account:

- whether the premises is located in an area of cumulative impact;**
- the type of premises and their cumulative impact on the area and the mix of premises in the area;**
- the location of the premises and the character of the area;**
- the views of the responsible authorities;**
- the views of other persons;**
- past compliance history of current management;**
- the proposed hours of operation;**
- the type and number of customers likely to attend the premises;**
- whether the applicant is able to demonstrate commitment to a high standard of management, for example through active participation in the Safe and Sound meetings and pub watch.**

Licensing Policy 2

The Licensing Authority has adopted a special Policy relating to Cumulative Impact in relation to:

- Romford town centre within the ring road**
- St Andrews Ward**

This Policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that will add to the existing cumulative impact, will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact and not impact adversely on the promotion of the licensing objectives. The exception to this policy will be for applications for restaurants where alcohol is sold ancillary to a table meal and the terminal licensing hour is in line with the Policy.

5.1 The effect of adopting a special Policy of this kind is to create a rebuttable presumption that where representations are received applications will normally be refused unless the applicant can demonstrate, in their operating schedule, that there will be no adverse cumulative impact on the licensing objectives

5.3 This special Policy is not absolute. The circumstances of each application within the cumulative impact area will be considered upon its own merits and the Licensing Authority shall permit licences and certificates that are unlikely to add to the cumulative impact on the licensing objectives to be granted.

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

- Small premises with a capacity of 50 persons or less only intending to operate during hours specified in Licensing Policy 7
- Premises which are not alcohol led and operate only within the hours specified in Licensing Policy 7 such as coffee shops.

5.6 Examples of factors the Licensing Authority will **not** consider as exceptional include:

- Premises will be well managed and run
- Premises will be constructed to a high standard
- Applicant operates similar premises elsewhere without complaint
- Similar premises operate in the area.

Licensing Policy 10

The Licensing Authority expects licensees to operate to the highest standards of management, and to cooperate with responsible authorities to prevent:

- The sale of alcohol to underage children;**
- Drunkenness on premises;**
- Irresponsible drinks promotions.**

Licensing Policy 12

The Licensing Authority seeks to encourage the use of toughened glassware and polycarbonate on a risk based approach in licensed premises.

The Licensing Authority will consider imposing a condition prohibiting the sale of alcohol in annealed glass containers (glasses and bottles) and require the use of polycarbonate or other safer alternatives where:

- Local needs dictate**
- A relevant representation is received**
- The premises is operating beyond midnight**
- The licence permits drinking outside.**

Children and Licensed premises

Licensing Policy 19

The Licensing Authority will require consideration of measures to protect children from harm to be reflected in the operating schedule where applicants identify the need, having regard to their type of premises or licensable activities. Applicants for premises licences and club premises certificates authorising the admission of children without accompanying responsible adults will be required to submit a safeguarding children protection Policy detailing the steps to be taken to ensure that children in their charge will be protected from harm when on licensed premises or engaged in activities relating to the licence.

7.19 The Licensing Authority also recognises that children are one of the most vulnerable groups in our society and that some activities associated with the licensed premises are not appropriate for children. The Licensing Authority will be looking for management arrangements to be in place to address this. Following relevant representations, it will consider the imposition of additional controls by way of licence conditions where activities take place on the premises may present as risk of physical, moral or psychological harm to children. It will also look for strict controls in place to prevent the sale of alcohol to underage children especially in relation to off- licence premises.

Licensing Policy 20

The Licensing Authority is committed to tackling the illegal sale of alcohol to children, including proxy sales when adults buy alcohol for children. Premises within 400 metres of schools or colleges should consider licence conditions to control the products offered for sale and on display in windows. It expects licensees to implement measures to Challenge 25 standard to reduce the likelihood of underage sales from their premises and will take appropriate action, including review of licenses, where sales persist.

2. Underage sales of alcohol¹⁶

- Operate a strict 'No ID – No Sale' policy. 'Challenge 21' scheme serves as a reminder to staff of the need to be vigilant in preventing underage sales and to customers that it is against the law for anyone under 18 to purchase alcohol. Adopting regular ID checks for purchasers, e.g. Challenge 21 to prevent the sale of alcohol to under 18s
- Prominently advertise the scheme in your premises so that customers are aware, in particular, display proof of age signs at the point of sale.
- A 'Challenge 25' scheme gives staff additional support and encouragement to ask for ID from any person appearing to be under 25 years of age to prove that they are over 18.

¹⁶ ibid
¹⁷ ibid

4. Training¹⁸

- Staff should be aware of their responsibilities under the Licensing Act 2003 and be able to recognise appropriate 'cut off' points for serving drunken customers, so as to reduce the likelihood of fights or aggressive behaviour.
- Ensuring all staff are trained in recognising excessive drinking behaviour, and delivering alcohol brief interventions where possible.
- Raising awareness of the dangers of excessive drinking within their establishments, particularly around the impact on mental health, illegal drug use and so-called 'legal highs' in conflict management should be provided to give them the knowledge and confidence to deal with difficult situations and reduce crime and disorder at the premises.

Protection of Children

Venues that are family friendly are particularly welcome; applicants are encouraged to make this clear in their application and to make this explicit in the operating schedule.

- Adoption of a proof of age schemes, details of which should be provided;
 - Details of which proofs of age will be accepted;
 - Any regular training of all staff, details of which should be recorded;
 - Will new staff be trained on induction?
 - Will a refusals register be used to record instances when sales have been refused?
 - The frequency with which the refusals register will be checked to see if it is consistently used;
- Any restrictions on the hour's children may be present?
- Any requirements for accompanying adults to be present?
 - Compliance with the BBFC film classification system.

Representation

I wish to make representation as a Responsible Authority against the application under the Licensing Objective Grounds of the Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

The premises at 9 Billet Lane is at the moment an unlicensed Café currently with opening times of 08:00 to 17:00. It is located almost at the junction with High Street Hornchurch this is in the centre of Hornchurch in St Andrews Ward which is highlighted in Havering's Licensing Policy as an area of communitive impact.

Having an additional licensed premises in Hornchurch Town Centre without the correct conditions on their licence will add to the communitive impact area in a negative way.

If the licence is granted as applied for customers will be able to use the premises as a bar to consuming alcohol, at the end of the licensed period move onto other premises with a later licensing hour to finish off their evening, possibly causing issues at those venues as they will be unaware of how much has been consumed, it will add to noise in the area when customers arrive, leave and use the outside area at the front of the premises especially on warm evenings.

Once an alcohol licence is granted the venue will be permitted under the licensing deregulations to have live and recorded music to 23:00hrs.

There is no age verification mentioned in the application to protect children and the details regarding staff training is inadequate for making any assessment.

If the venue is a restaurant and the licence is granted without appropriate conditions (such as alcohol only being available as ancillary to a meal) it could be transferred at a later date to someone who turns the venue into a bar thus possibly causing problems at a later date.

There are no restrictions in the application on bottles and glassware for inside or outside areas thus possibly supplying persons with weapons if a disturbance takes place.

The Premises Licence application does not inform the public or responsible authorities what this venue will be operating as if the licence is granted.

It is not known if this premises will be a bar, cocktail lounge, restaurant or pub so it is hard to assess what additional nuisance this venue will cause to the area, but its location will inevitably cause some impact if the licence is granted.

Havering's Licensing Policy 1.7

“demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing Objectives” This is a minimal application it does not make any reference to Havering's licensing policy, it does not mention St Andrews communitive impact area, no additional information has been received even though this fact was highlighted to the applicants agent in my email and letter when acknowledging receipt of the application on 5th June 2017.

Havering's Licensing Policy 4.1, Licensing Objectives

It is impossible for the public and Responsible Authorities to judge the operating schedule fully not knowing what the premises will be. I would expect that a new application in a communitive impact area would have a fully outlined operating schedule; in this application it is minimal.

Havering's Licensing Policy 4.3

This lays out expectations on an applicant so that any person reading the application will understand how this application will make a positive commitment to persons living in the vicinity and the licensing objectives, this application does not do this and the items listed in the policy are not addressed in the document.

Havering's Licensing Policy 4.4

This lays out three points relating to a communitive impact area

- Demonstrate an understanding of how the Policy impacts on their application,
- Identify any measures they will take to mitigate the impact, and
- Confirm why they consider their application should be an exception to the Policy.

This application does not address these points

Havering's Licensing Policy 4.6

This is a list of questions which should be considered by all applicants in their operating schedule – These questions are in the policy to assist applicants in making a full and meaningful application – This application does not address these points

Havering's Licensing Policy 4.8

The failure by an applicant to clearly and fully demonstrate in the operating schedule that they have properly considered the promotion of the four licensing objectives is a legitimate concern should the application come before the Licensing sub-committee.

Havering's Licensing Policy 5.1

Creates a rebuttable presumption that when representations are received applications will normally be refused unless the applicant can demonstrate, in their operating schedule, that there will be no adverse cumulative impact on the licensing objectives. – It is my opinion that the operating schedule in this application does not address the communitive impact in any way, on this point alone consideration should be given to rejecting this application.

Havering's Licensing Policy 5.3

Reminds us that the policy is not absolute and each application should be dealt with on its own merits – this application does not explain what the premises will be should a licence be granted, so it is very hard to judge it on its own merits, if it is to be a restaurant there is no offer of alcohol being supplied only ancillary to a meal in the operating schedule, if it is to be a bar there is no reference to door staff, there is mention of staff training but not of what will be covered in that training and how often will this be undertaken.

This application should be judged on its own merits it is my opinion that this application is poor and does not address many of the points in the licensing policy

Havering's Licensing Policy 5.5 & 5.6

Help an applicant to include things that may be considered as exceptional – none of these are included in the application

Havering's Licensing Policy 7.1

Protection of Children from Harm

There is no age verification procedure such as Challenge 25 in the operating schedule of this application the training that staff will undergo is not outlined as to cover persons under 18 attempting to get alcohol either by themselves or another person

There is a multitude of information in Havering's Licensing Policy which is there to assist applicants regarding children and training this have not been taken on board when making this application.

This application is inadequate for a premises licence located anywhere in Havering let alone one that is in the centre of an area of communitive impact (St Andrews Ward).

It is my opinion that the applicant has not demonstrated, in their operating schedule, that there will be no adverse cumulative impact on the licensing objectives. The applicants agent was reminded by me of the location of the premises, the policy and the fact that this had not been addressed in the application on 5th June 2017 (copy of email and acknowledgment letter attached to this representation)

I urge the Licensing Sub-Committee to follow Havering's Licensing Policy (5.0 Location and Special Policies e.g. Cumulative Impact) and refuse this application.

If refused and if the applicant wishes they can then make a fresh application with complete and full information, it can tell the public and responsible authorities exactly what it will be operating as; the operating schedule will be complete to a standard that will limit any negative impact on the vicinity. Appropriate conditions can be offered in the application so that problems do not arise in the future if the licence is transferred to another person/body.

Complaint and Inspection History (if applicable)

Other documents attached

Email sent 5th June 2017 to agent.
Acknowledgment letter attached to the above email.

Signed



dated



Paul Campbell

From: Paul Campbell
Sent: 05 June 2017 12:12
To: licensing@narts.org.uk
Subject: Ness
Attachments: PPC05977.doc

Dear Sir/Madam

Licensing Act 2003

Nes Cafe, 9 Billet Lane, Hornchurch, RM11 1TS

Please find attached the acknowledgment letter for receipt of the application for a premises licence at the above venue

Please note the additional information in the letter regarding the communitive impact area

Paul Campbell – Licensing Specialist

London Borough of Havering – Public Protection
Town Hall, Main Road, Romford, RM1 3BB

t 01708 432766

e licensing@haverling.gov.uk paul.campbell@haverling.gov.uk

text relay 18001 01708 433585

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Havering
LONDON BOROUGH

Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

NARTS Food and Leisure Limited
53 Stoke Newington High Street
London
N16 8EL

Telephone: 01708 432766

Fax: 01708 432554

email: paul.campbell@havering.gov.uk
Text Relay for the deaf, speech impaired
or hard of hearing: 18001 01708 432777

Date: 5 June 2017

Your Reference: Ness
My Reference: PPC/019194

Dear Sir/Madam

Licensing Act 2003

Nes Cafe, 9 Billet Lane, Hornchurch, RM11 1TS

I acknowledge receipt of your application for a premises licence and confirm that your application was received by this Authority on 5th June 2017. The Licensing Authority will start to process your application from this date.

Should you require any further information, please contact the officer named below by any of the methods mentioned above.

Please note that the above venue is situated in the London Borough of Havering St Andrew's Ward which is a communitive impact area highlighted in our Licensing Policy. On my first read of the application I found no mention or reference to this fact. Your client may wish to address this matter.

Yours faithfully

Paul Campbell
Licensing Specialist

Please help improve the service you receive by completing the short survey at
www.surveymonkey.com/r/publicprotectionsurvey



Havering
LONDON BOROUGH

Interested Party

From: Erik Thorne [mailto: [REDACTED]]
Sent: 03 July 2017 21:01
To: Licensing
Subject: Ref PPC/019194

Hello

I wish to object to the License application at the Nes Cafe , 9 Billet Lane, Hornchurch Rm11 1ts.

I own the flat directly above the aforementioned business and this application is in my opinion not acceptable, the noise levels that will come from the business will be ridiculous, the front door is directly underneath the bedroom of the flat and nobody will be able to sleep given the noise nuisance that will occur, are there not enough drunk people pouring out of late night premises in Hornchurch already. The amount of fights that already happen outside in Billet Lane directly opposite the flat in road outside in any given month needs two hands to count on what with the taxi rank being there that now you wish to add yet another alcohol serving premises to the Rd.

When I bought the flat in 2009 there was and still is a covenant banning the sale of alcohol on the premises down below, how is this so easily able to be overturned? Do your residents in the town centre not warrant your care and attention and are we to be subjected to yet more noise nuisance. Nes Cafe has a decked area directly below my bedroom window, this will then fill up with smokers late at night thus bringing more noise to the outside of the flat. Will this council not be happy until the entirety of Hornchurch are drinking establishments? Are you trying to turn Hornchurch into an older version of Romford?

If an alcohol licence is given then this will mean later hours, how do you expect people to be able to sleep when living above late night premises which weren't beforehand? As council tax payers do our thoughts, privacy, and sleep not count. Or are our rates not enough compared to what you get from businesses? People also work weekends and deserve to get more than 6 hours sleep a night. That to me is a public nuisance and therefore I feel my objection stands.

I await your response.

Regards

Erik Thorne

9a Billet Lane

Hornchurch Essex

Rm11 1ts

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