



Haverling

LONDON BOROUGH

LICENSING SUB-COMMITTEE MOON & STARS - ROMFORD

AGENDA

10.30 am	Wednesday 30 January 2019	Council Chamber - Town Hall
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Members 3: Quorum 2

COUNCILLORS:

Philippa Crowder (Chairman)
Bob Perry
Reg Whitney

**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:-

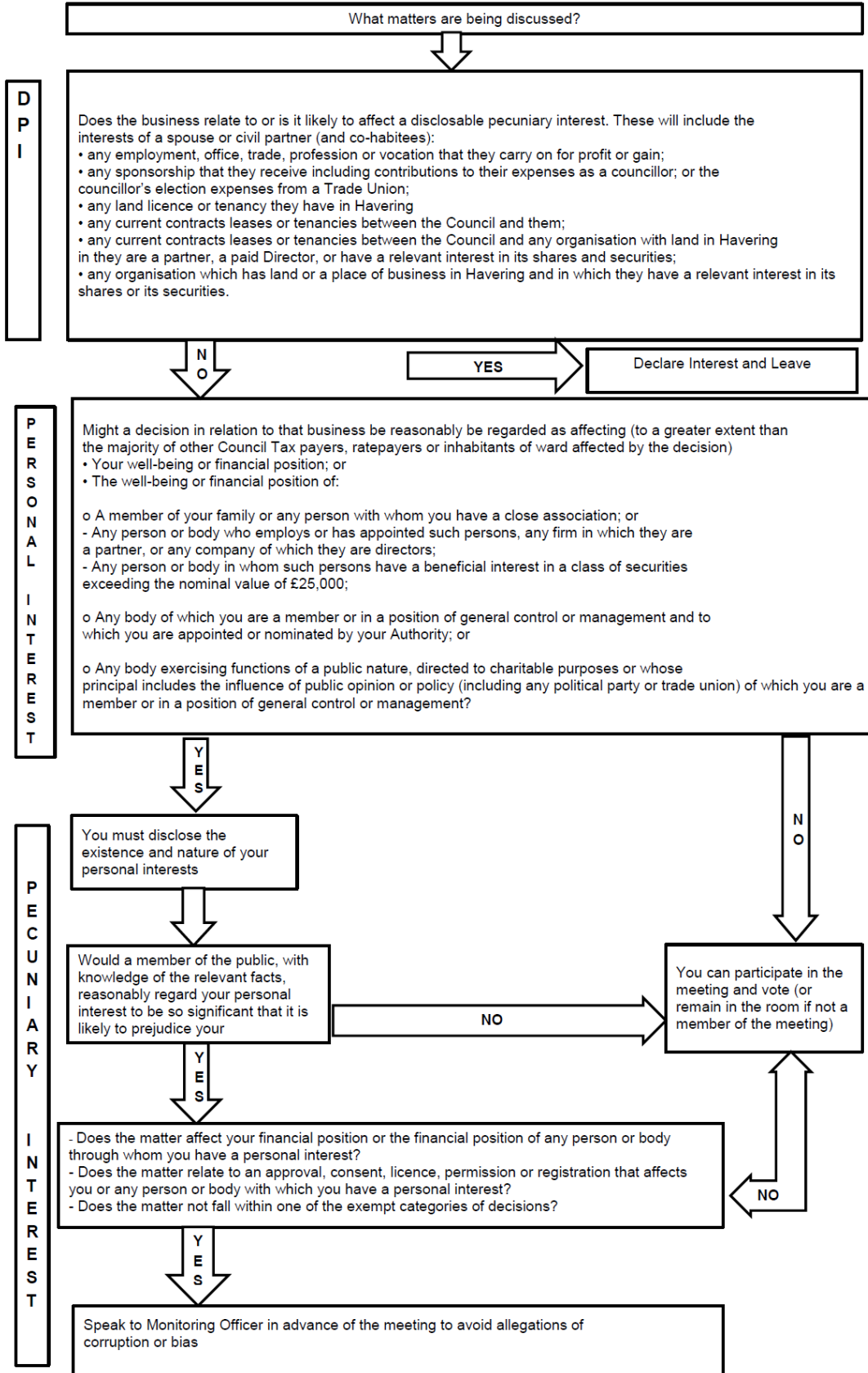
- filming, photographing or making an audio recording of the proceedings of the meeting;
- using any other means for enabling persons not present to see or hear proceedings at a meeting as it takes place or later; or
- reporting or providing commentary on proceedings at a meeting, orally or in writing,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

DECLARING INTERESTS FLOWCHART – QUESTIONS TO ASK YOURSELF



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 VARIATION TO A PREMISES LICENCE - MOON & STARS 99-103 SOUTH STREET, ROMFORD, RM1 1NX (Pages 7 - 36)

Report attached

Andrew Beesley
Head of Democratic Services



LICENSING SUB-COMMITTEE

30 January 2019

REPORT

Subject Heading:

**Procedure for the Hearing:
Licensing Act 2003**

Report Author and contact details:

**Taiwo Adeoye – Democratic Services
Officer - 01708 433079
taiwo,adeoye@onesource.co.uk**

Members are advised that, when considering an application to vary 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.**
- 1.2 A members of the Licensing Committee will be excluded from hearing an application where he or she:
- 1.2.1 has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or
 - 1.2.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or
 - 1.2.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;
 - 1.2.4 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 5 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.

10. 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.



Havering
LONDON BOROUGH

Licensing Officer's Report



LICENSING SUB-COMMITTEE

30 January 2019

REPORT

Subject heading:

Moon & Stars

99-103 South Street Romford RM1 1NX

Premises licence variation

Report author and contact details:

Paul Jones Public Protection Officer

Town Hall Main Road Romford RM1 3BD

licensing@havering.gov.uk

01708 432777

This application for a variation to a premises licence is made by JD Wetherspoon PLC under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 13th December 2018.

Geographical description of the area and description of the building

The Moon & Stars PH is located in South Street in Romford's town centre approximately 100 metres north of Romford Station. It is one of four high density vertical drinking establishments in this parade of commercial outlets. While the area is predominantly commercial there are a number of residential properties directly opposite and to the rear of the premises.

Details of the application

The application is to remove the following condition from annex 2 of the premises licence:

34. The premises licence holder shall operate an ID Scan, Club Net or similar ID scanning machine at times when SIA registered door supervisors are on duty at the premises. Which customers must provide ID for scanning as a condition of entry will be at the discretion of the premises licence holder subject to risk assessment.

Comments and observations on the application

The premises is located in one of Havering's cumulative impact zones and is therefore subject to Havering's licensing policy 2 which 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.

The application makes no reference to Havering's cumulative impact policy nor does it provide any rebuttal to demonstrate why the applicant feels that the removal of condition 34 will not add to cumulative impact nor will it impact adversely on the promotion of the licensing objectives.

The application proposes no alternative conditions to be included on the licence to address entry criteria to the premises.

Summary

A representation against this application was made by Havering Borough Police.



Havering
LONDON BOROUGH

Current Licence



Part A

Premises licence number

1484

Part 1 – Premises details

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

**Moon & Stars
99-103 South Street Romford RM1 1NX**

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Films, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

Supply of alcohol

Monday to Sunday – 09:00 to 02:00

New Year's Eve – from the end of permitted hours to the start of permitted hours on the following day or if there are no permitted hours on the following day

00:00 on 31st December

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday – 09:00 to 03:00

Films, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance

Monday to Sunday – 07:00 to 02:30

New Year's Eve – from the end of permitted hours to the start of permitted hours on the following day or if there are no permitted hours on the following day

00:00 on 31st December

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday – 09:00 to 03:00

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The times the licence authorises the carrying out of licensable activities – contd.

Late night refreshment

Monday to Sunday – 23:00 to 02:00

New Year's Eve – 23:00 to 05:00 and 23:00 to end of deregulated hours 1st January

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,

23rd April, 30th November, Thursday immediately preceding Good Friday,

Sunday immediately preceding a Bank Holiday Monday – 23:00 to 03:00

The opening hours of the premises

Monday to Sunday – 07:00 to 02:30

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

On and off supplies

Part 2

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

JD Wetherspoon PLC

Wetherspoon House Reeds Crescent Watford WD24 4QL

[REDACTED]

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

01709784

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

Mr Daniel Griffin

[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

[REDACTED]

Mandatory conditions

1. **No supply of alcohol may be made under the premises licence:**
 - (a) **at a time when 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.**
2. **Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

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Mandatory conditions – contd.

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. 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.
5. For the purposes of the condition set out in paragraph 4 —
- (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.

6. Where the permitted price given by paragraph (b) of paragraph 5 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.
7. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 5 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.
8. For the purposes of the condition set out in paragraph 7 —
- (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.
9. Where the permitted price given by paragraph (b) of paragraph 8 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.
10. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 8 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.

Mandatory conditions – contd.

- 11. The admission of children, that is persons aged under 18, to the exhibition of any film shall be restricted in accordance with any recommendation made by the film classification body designated by section 4 of the Video Recordings Act 1984.**
- 12. If at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.**

Annex 2 – conditions consistent with the operating schedule

- 1. The management shall liaise with Police and other relevant authorities as to the need for door supervisors in addition to management levels and use of door supervisors if appropriate.**
- 2. CCTV shall continue to be used as a deterrent to anti-social behaviour and the recordings retained for at least 30 days.**
- 3. The premises licence holder shall maintain regular contact with the Police and statutory authorities with regard to operational procedures and to continue to work in partnership with relevant authorities and shall comply with reasonable recommendations and requirements where they are identified.**
- 4. The premises licence holder shall continue management presence to the front of house at all times and adopt the JDW responsible drinks retailing policy to minimise the risk of anti-social behaviour away from the premises.**
- 5. The premises' management shall undertake ongoing risk assessments in order to comply with health and safety legislation.**
- 6. The maximum permitted occupancy including staff shall be 550 persons.**
- 7. The premises licence holder shall operate a good neighbour principle with emphasis on building and maintaining a close relationship with local residents.**
- 8. Managers shall deal with complaints from local residents quickly and effectively.**
- 9. Children shall vacate the bar by 21:00 unless they are eating in which case they shall be required to vacate the bar by 21:30.**
- 10. Children shall always be accompanied by an adult who shall be required to maintain constant supervision of them.**
- 11. Private entertainment for gain may be provided throughout the premises without limitation**

12. In addition to the use of temporary event notices allowed under the Licensing Act 2003 the premises may open on 12 non-standard occasions in line with the Association of Chief Police Officers guidelines subject to a minimum of 10 working days' notice being given to the Licensing Authority and the Police for each occasion. The prior written consent of the Police shall be obtained and the Police shall have an absolute right to refuse any occasion. A register shall be kept at the premises in the manner required by the Police and the Licensing Authority and made available for inspection by the Police or an authorised officer of the Licensing Authority and details of each occasion shall be recorded in it including the written consent of the Police.
13. The CCTV system at the premises shall be upgraded to comply with the reasonable requirements of the current and relevant Havering Police guidelines as standard minimum closed circuit television. The premises will not trade the variation until the CCTV system is upgraded.
14. The CCTV system shall be maintained in working order and be operated throughout the hours that the premises are open for licensable activities. It shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is of identification standard and shall be capable of obtaining a clear head and shoulders image of persons entering the premises.
15. The CCTV system shall incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of one calendar month.
16. All door supervisors working outside the premises shall wear high-visibility clothing. Door supervisors working inside the premises shall wear a form of clothing agreed in consultation with the Police which renders them easily identifiable on the CCTV in the premises.
17. Prominent and clear notices shall be displayed at all exit points to advise customers that the premises fall within an alcohol free zone.
18. A written search policy shall be in place at the premises and the requirement for searching shall be risk assessed by the DPS. Where the risk assessment results in the requirement for searching it will be done in accordance with the written search policy and the DPS shall use his or her reasonable endeavours to ensure door supervisors of both sexes are on duty when such a policy is in force.
19. All drinks, alcoholic or otherwise excluding hot drinks shall be served in containers made from toughened glass (tempered glassware) with the exemption of those already supplied in plastic bottles. This will include drinks supplied for inside and outside use.
20. All sales of alcohol for consumption off the premises shall be made in sealed containers only and shall not be consumed on the premises save for the dedicated café area.
21. The premises shall keep a log of any noise complaints, accidents or incidents involving crime and/or anti-social behaviour. The log shall details the date and time of any incident. The log shall be made available for inspection upon request by an authorised officer.

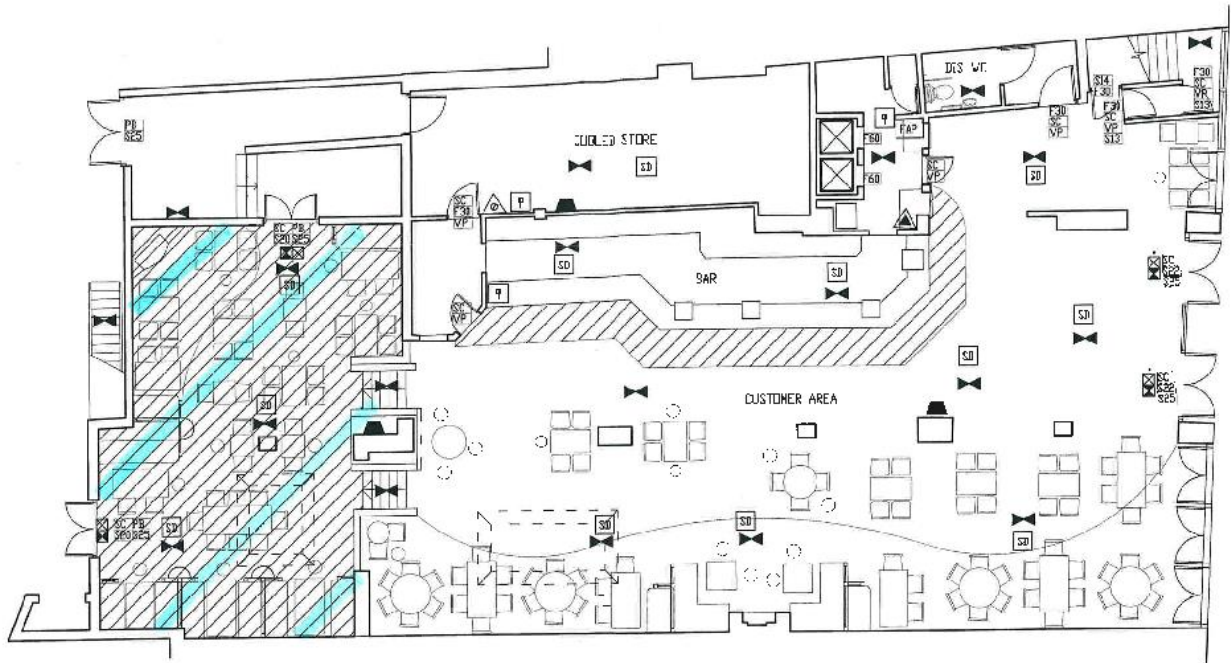
22. The premises shall implement a written drugs policy. This shall details the strategies to minimise the use and supply of illegal drugs within the premises. The drugs policy shall include a structured training programme covering the issues relevant to the misuse of drugs in relation to licensed premises which shall be delivered to all staff. This policy shall be approved in writing by Havering Police.
23. All staff shall be trained in dealing with persons who are incapacitated through the use of drugs or the combined effect of drugs and alcohol.
24. All door supervisors working outside the premises or whilst engaged in the dispersal of patrons at the close of business shall wear high-visibility clothing.
25. The premises licence holder shall use a monitoring system or device to maintain a current head count of all persons present within the premises at times when door staff are employed. This count shall include the staff. The total count is not to exceed the capacity limit given by the LFEPA. This count shall be given to Police or local authority upon request.
26. The premises licence holder or a representative shall attend Safe & Sound meetings and act on recommendations from local Police or the Licensing Authority.
27. All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme on-going and under constant review and must be made available to a responsible authority when called upon.
28. A proof of age scheme namely 'Challenge 25' shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification card such as a driving licence or a passport.
29. All occasions when persons have been refused service shall be recorded and kept at the premises for 6 months.
30. Prominent and clear notices shall be displayed at the premises about the supply of alcohol to minors and the relevant offences involved.
31. A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises are open for business. This staff member shall be able to show the Police recent data or footage with the absolute minimum of delay when requested.
32. Recordings shall be made available to an authorised officer of the Licensing Authority or Havering Police as soon as reasonably practicable together with facilities for viewing.
33. No waste or recyclable materials including bottles shall be moved, removed or placed in outside areas between the hours of 23:00 and 07:00.
34. The premises licence holder shall operate an ID Scan, Club Net or similar ID scanning machine at times when SIA registered door supervisors are on duty at the premises. Which customers must provide ID for scanning as a condition of entry will be at the discretion of the premises licence holder subject to risk assessment.

Annex 3 – conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – premises plans

Original premises plans are held by the Licensing Authority of the London Borough of Havering.



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Part B

Premises licence summary

Premises licence number

1484

Premises details

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

Moon & Stars
99-103 South Street Romford RM1 1NX

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Films, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

Supply of alcohol

Monday to Sunday – 09:00 to 02:00

New Year's Eve – from the end of permitted hours to the start of permitted hours on the following day or if there are no permitted hours on the following day

00:00 on 31st December

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday – 09:00 to 03:00

Films, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance

Monday to Sunday – 07:00 to 02:30

New Year's Eve – from the end of permitted hours to the start of permitted hours on the following day or if there are no permitted hours on the following day

00:00 on 31st December

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday – 09:00 to 03:00

1 of 2

The times the licence authorises the carrying out of licensable activities – contd.

Late night refreshment

Monday to Sunday – 23:00 to 02:00

New Year's Eve – 23:00 to 05:00 and 23:00 to end of deregulated hours 1st January

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,

23rd April, 30th November, Thursday immediately preceding Good Friday,

Sunday immediately preceding a Bank Holiday Monday – 23:00 to 03:00

The opening hours of the premises

Monday to Sunday – 07:00 to 02:30

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

On and off supplies

Name, (registered) address of holder of premises licence

JD Wetherspoon PLC

Wetherspoon House Reeds Crescent Watford WD24 4QL

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

01709784

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

Mr Daniel Griffin

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

Restricted


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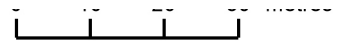


Havering
LONDON BOROUGH

Map of the area



Monn & Stars PH	
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	<p>Scale: 1:1000 Date: 09 January 2019 Size: A4</p> 
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Havering
LONDON BOROUGH

Copy of Application

* required information

Section 1 of 18

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

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

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

Are you an agent acting on behalf of the applicant?

- Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Are you:

- 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant 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

If your business is registered, use its registered name.

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

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

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

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

* Premises Licence Number

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

178,500

Section 3 of 18

VARIATION

Do you want the proposed variation to have effect as soon as possible?

Yes No

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

Yes No

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

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

Describe Briefly The Nature Of The Proposed Variation

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

To remove the following condition from Annex 2 of the Premises Licence:-

34. The premises licence holder shall operate an ID Scan, Club Net or similar ID scanning machine at times when SIA registered door supervisors are on duty at the premises. Which customers must provide ID for scanning as a condition of entry will be at the discretion of the premises licence holder subject to risk assessment.

There are no further changes to the Premises Licence.

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

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

Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

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

Yes No

Continued from previous page...

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

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

- Yes No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

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

- Yes No

Section 8 of 18

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

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

- Yes No

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

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

- Yes No

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

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

- Yes No

Section 11 of 18

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

[See guidance on regulated entertainment](#)

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

- Yes No

Continued from previous page...

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

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

- Yes No

Section 13 of 18

SUPPLY OF ALCOHOL

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

- Yes No

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ADULT ENTERTAINMENT

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

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

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

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

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

No change to existing

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

Condition 34 in Annex 2

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

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

Continued from previous page...

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

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

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

No change to existing measures

b) The prevention of crime and disorder

No change to existing measures

c) Public safety

No change to existing measures

d) The prevention of public nuisance

No change to existing measures

e) The protection of children from harm

No change to existing measures

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 18 of 18

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100.00

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

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

635.00

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under Section 158 of the

Continued from previous page...

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

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

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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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Haverling
LONDON BOROUGH

Representation from the Police
Responsible Authority



Licensing Authority
London Borough of Havering

PC Adam Williams
East Area Licensing Team
Romford Police Station
19 Main Road
Romford
Essex
RM1 3BJ

Telephone: [REDACTED]
Email: [REDACTED]

www.met.police.uk

Your ref: Moon & Stars Variation
Application

Tuesday 18th December 2018

Subject: Moon & Stars Variation Application

Dear Licensing Authority

In relation to the application received by Police on 13/12/2018 for the Moon & Stars Variation requesting the removal of the Scannet identification, Police would like to object to this application, the licensing objectives that Police are objecting under are Crime and Disorder and Public Nuisance.

Condition 34 was imposed in 2016 after Police discussions and input with the venue. The venue came to notice for a variety of offences. The offences in question ranged from violent offences and Anti-social behaviour. As the Police we recognise that the reason for the premises being less troublesome is because of the presence of this condition. Equally we might recognise that the condition may be deemed intrusive by customers and would be a deterrent to customers attending the premises. We also recognise that if the venue was to remove the system it would quickly become a place that people, previously banned, or violent offenders would attend as they know they would not be checked.

In addition, as the venue is situated in the middle of the busiest Cumulative impact zone in Havering the removal of this condition may have the effect that the remainder of similar premises in South Street with ID scan conditions might reasonably want their condition removed too to retain parity with this premises.

Police have supplied background information concerning the venue. Police would like to object to this application, the licensing objective that Police are objecting is under Crime and Disorder.

Yours sincerely,

[REDACTED]

PC Adam Williams – East Area Licensing Team

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