



## LICENSING SUB-COMMITTEE WACKY BAGELS

### AGENDA

<b>10.30 am</b>	<b>Thursday 19 July 2012</b>	<b>Council Chamber - Town Hall</b>
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Members 3: Quorum 2

**COUNCILLORS:**

Peter Gardner (Chairman)  
Linda Van den Hende  
Linda Trew

**For information about the meeting please contact:**

**James Goodwin (01708) 432432  
james.goodwin@haverling.gov.uk**

**AGENDA ITEMS**

**1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS**

(if any) - receive

**2 DECLARATION OF INTERESTS**

Members are invited to declare any interest in any of the item on the agenda at this point of the meeting. Members may still declare an 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.

**Application for a premise licence under section 17 of the Licensing Act 17 of the Licensing Act 2003 – Wacky Bagels, St Georges House, 2/4 Eastern Road, Romford, RM1 3QF**

**4 REPORT OF THE CLERK (Pages 1 - 6)**

Report Attached

**5 REPORT OF THE LICENSING OFFICER (Pages 7 - 42)**

Application for a premises licence – Wacky Bagels: Documentation attached

**Ian Buckmaster  
Committee Administration & Member Support  
Manager**

# LICENSING SUB-COMMITTEE

# REPORT

19 July 2012

**Subject Heading:**

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

**Report Author and contact details:**

**James Goodwin (01708) 432432**  
**e-mail: james.goodwin@havering.gov.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.**
- 1.2 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. Chairman's Briefing meeting:**

- 3.1 Prior to this hearing, the Sub-Committee Chairman will have met the Legal Advisor and/or Clerk to determine whether further clarification is required of any issues contained in the application or any representation.
- 3.2 During this preliminary meeting no decision will have been made or discussion held regarding the substantive merits of the application or representations.

**4. Location and facilities:**

- 4.1 All hearings will be heard at the Havering Town Hall unless otherwise directed.
- 4.2 Interpreters will be provided by the Council on request, provided notice is given at least five working days before the hearing.

**5. Notification of attendance:**

- 5.1 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.

**6. Procedural matters:**

- 6.1 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.
- 6.2 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.**

**7. Failure of parties to attend the hearing:**

- 7.1 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.

**8. Adjournments and extension of time:**

- 8.1 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:
- Applications for conversion of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being granted;
  - Applications for variation of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being rejected;
  - Applications for conversion of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being granted;
  - Applications for variation of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being rejected;
  - Applications made by holders of justices' licences for personal licences must be determined within 3 months of the application first being

received. In default of a decision not being made within this period the application will be treated as being granted;

- 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.

**9. Sub-Committee's determination of the hearing:**

- 9.1 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.
- 9.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.
- 9.3 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.

**10. Power to exclude people from hearing:**

- 10.1 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.

**11. Recording of proceedings:**

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

**12. Power to vary procedure:**

- 12.1 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.



## **Licensing Sub-Committee**

- Section 1 - Licensing Officers Report
- Appendix 1 - Copy of the Application
- Appendix 2 - Map of local area
- Appendix 3 - Representations
- Appendix 4 - Representations from Responsible Authorities

## **Licensing Sub-Committee**

**Section 1** - Licensing Officers Report



**LICENSING  
SUB-COMMITTEE**

**REPORT**

19 07 2012

**Subject Heading:**

Premises Licence Application for  
Wacky Bagels, St Georges House,  
2-4 Eastern Road, Romford, RM1 3QF  
Paul Campbell – Licensing Officer  
01708 432777  
[licensing@havering.gov.uk](mailto:licensing@havering.gov.uk)

**Report Author and contact details:**

**This application for a premises licence is made by Mr Ansar Sabir under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 30<sup>th</sup> May 2012.**

**Geographical description of the area and description of the building**

The premises are a small single story end of terrace unit, situated on the south side of Eastern Road at the junction with South Street. There is no area for the public to enter the premises all transactions are made through a serving window to people standing in a small forecourt.

The surrounding premises are mainly commercial premises, some of which have residential property above; there are residential properties within 100 metres of the venue.

The premises are located about 20 metres from the main entrance to Romford Rail Station there is a taxi rank located nearby in Eastern Road.

The premises are within the Romford Ring Road and are subject to the Saturation Policy in Havering's Licensing Policy.

A map of the area is attached to assist the committee.

The applicant was issued with a Formal Warning by the Licensing Authority for unlicensed activity (supply of Late Night Refreshment) on 17<sup>th</sup> September 2011. A copy of the warning letter is attached to my report together with a copy of the information letter sent to Mr Sabir on 25<sup>th</sup> July 2011. Application forms for a premises licence were sent out by post to Mr Sabir on 23<sup>rd</sup> September 2011 and again on 5<sup>th</sup> December 2011.

## Licensing Sub-Committee, 19<sup>th</sup> July 2012

### Details of the application

<b>Late Night Refreshment</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
Sunday to Wednesday	23:00hrs	03:00hrs
Thursday to Saturday	23:00hrs	05:00hrs

Under the Licensing Act 2003 Late night Refreshment is the supply of hot food and/or drink between 23.00hrs and 05.00hrs

### Seasonal variations & Non-standard timings

There are no seasonal variations or non-standard timings in this application.

### Comments and observations on the application

The applicant acted in accordance with premises licence regulations 25 and 26 relating to the advertising of the application. The required newspaper advertisement was installed in the Romford Recorder on Friday 8<sup>th</sup> June 2012.

### Summary

There were four valid representations against this application from interested parties.

There were two representations against this application from responsible authorities.

### Details of representations

Valid representations may only address the following licensing objectives:

The prevention of crime and disorder  
The prevention of public nuisance  
The protection of children from harm  
Public safety

### Interested parties' representations

The interested parties representations cover points under the objectives of the prevention of public nuisance, public safety, the prevention of crime and disorder and the fact that the premise is within the Romford Saturation Policy area.

### Responsible Authorities' representations

The Responsible Authorities outline their concerns around the issue of the premises licence within the saturation area.

There were no representations from the following responsible authorities:

Public Health  
The London Fire and Emergency Planning Authority  
The Health & Safety Enforcing Authority  
The Trading Standards Service  
Planning Control & Enforcement  
Children & Families Service  
Health Service



**Havering**  
LONDON BOROUGH

**Public Protection**  
Housing & Public Protection  
London Borough of Havering  
Mercury House, Mercury Gardens  
Romford RM1 3SL

Mr Ansar Sabir  
Wackey Bagels  
93 Grangewood Street  
East Ham  
London  
E6 1HB

**Telephone: 01708 432766**  
Fax: 01708 432554  
email: paul.campbell@havering.gov.uk  
Textphone ☎: 01708 433175

Date: 19 September 2011

Your Reference:  
My Reference: PPC/Requests073840

Dear Sir/Madam

### **Licensing Act 2003 – Formal Warning**

**Wackey Bagels, St Georges House, 2 Eastern Road, Romford, RM1 3QF**

The following issue(s) has/have been discussed with you and I have determined that the appropriate course of action is to issue a formal warning. The issue(s) we discussed were as follows:

- On Saturday 17<sup>th</sup> September 2011 at 23.30hrs you carried on an unlicensed activity at the above premises, namely the supply of Late Night Refreshment (the supply of hot food or drink between the hours of 23.00 and 05.00) without there being a licence or notice to cover that date and time.

This is an offence under Section 136 of the Licensing Act 2003 (Carrying on or knowingly allowing to be carried on, any unauthorised licensable activities). The maximum penalty on conviction for this offence is £20,000 fine and/or 6 months imprisonment.

The London Borough Of Havering Licensing Officer Steve Bromley had written to you on 25<sup>th</sup> July 2011 fully explaining the requirements under the Licensing Act 2003 in relation to Late Night Refreshment. This is letter you produced to me and claimed it to be your premises licence (I have enclosed a copy of his letter with this warning) as you had received this letter you were fully aware of your infringement of the law.

Any repetition of the matters listed above is likely to result in further action, whose ultimate outcome may be for the London Borough of Havering to seek a prosecution against you.

PTO

If you require further clarification please do not hesitate to contact me.

Yours faithfully

Paul Campbell  
Licensing Officer

CC Metropolitan Police Romford 19 Main Road Romford  
Environmental Health Food Team Mercury House Romford  
Wacky Bagels St Georges House 2 Eastern Road Romford RM1 3QF



**Havering**  
LONDON BOROUGH

**Public Protection**  
Housing & Public Protection  
London Borough of Havering  
Mercury House, Mercury Gardens  
Romford RM1 3SL

Mr Ansar Sabir  
Whacky Bagels  
St Georges House  
2 Eastern Rd  
Romford  
RM1 3QF

**Telephone: 01708 433816**  
Fax: 01708 432554  
email: [steve.bromley@havering.gov.uk](mailto:steve.bromley@havering.gov.uk)  
Textphone ☎: 01708 433175

Date: 25th July 2011

Your Reference:  
My Reference: SJB/072838

Dear Mr Sabir.

I have been requested by my colleague to write to you regarding the circumstances under which you would require a Late Night Refreshment licence.

A Late Night Refreshment Licence is only required if you are serving hot food or drink from your venue after 23:00hrs. The licence can allow you to stay open til 05:00hrs. Below I have copied you a section from the Department of **Culture Media and Sport website** regarding Late Night Refreshment.

**For the purposes of the Act, the provision of late night refreshment means the supply of hot food or hot drink to the public, for consumption on or off the premises, between 11pm and 5am or the supply of hot food or hot drink to any persons between those hours on or from premises to which the public has access. Food or drink is "hot" for the purposes of the Act if it is heated on the premises or elsewhere before it is supplied for the purpose of enabling it to be consumed at above ambient air temperature, or if it may be heated on the premises for this purpose after it is supplied.**

If you require any further information please do not hesitate to contact me.

Yours sincerely

Steve Bromley  
Licensing Officer

**Licensing Sub-Committee**

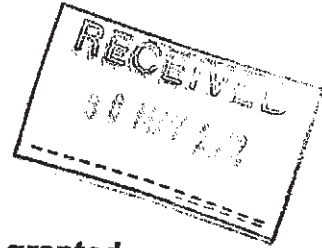
Appendix 1 - Copy of the Application





**Havering**  
LONDON BOROUGH

11736



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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**  
Before completing this form please read the Guidance Notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

**I/We**  
[Insert name(s) of applicant]

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

**Part 1 - Premises details**

Postal address of premises or, if none, ordnance survey map reference or description	
WACKY BAGELS / ST. GEORGES HOUSE 2-4 EASTERN ROAD ROMFORD	
Post town	ESSEX
Post code	RM1 3PJ

Telephone number at premises (if any)

07539222735

Non-domestic rateable value of premises

£ 1500.00

4,100.00

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as

- |   |                                     |                             |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals*                | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual*           | <input type="checkbox"/>            |                             |
| i. as a limited company                         | <input type="checkbox"/>            | please complete section (B) |
| ii. as a partnership                            | <input type="checkbox"/>            | Please complete section (B) |
| iii. as an unincorporated association, or       | <input type="checkbox"/>            | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/>            | please complete section (B) |

**Public Protection** Bringing together Environmental Health & Trading Standards

- c) a recognised club  please complete section (B)
- d) a charity  Please complete section (B)
- e) the proprietor of an educational establishment  Please complete section (B)
- f) a health service body  Please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  Please complete section (B)
- h) the chief officer of police of a police force in England and Wales  Please complete section (B)

\*If you are applying as a person described in (a) or (b) please confirm:

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

Surname

SABIR

First names

ANSAR

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

**SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)**

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

Surname  First names

I am 18 years old or over

Please tick  yes

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

**(B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc)
Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
2	0	0
6	2	0
	1	2

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

Day	Month	Year
	N/A	

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

N/A
-----

Please give a general description of the premises (please read Guidance Note1)

#### General Description

The premises is a small kiosk serving bagels and non-alcoholic refreshments to the general public and is located on Eastern Road, directly opposite the Romford train station.

There are a number of bars, clubs and restaurants in the vicinity.

The nature of the kiosk is such that customers are served over a counter and do not enter the premises therefore preventing them loitering around and causing a nuisance.

The kiosk is also yards away from the main taxi rank which will enable customers to make their purchases and then leave the area without having to walk long distances. This will help to reduce noise and general disturbance in the area.

The main Romford bus terminal is also located just yards away from the premises enabling customers to make their way home after making their purchases.

As there are no nearby residential properties there will be no affect on them in terms of parking and general noise / disruption.

The use of CCTV cameras will help to deter any anti-social behaviour and help to reduce and criminal activities.

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act Please

**Provision of regulated entertainment**

Please tick ✓/yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)  
(if ticking yes, fill in box H)

**Provision of entertainment facilities for:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)  
(if ticking yes, fill in box K)

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

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

**In all cases complete boxes N, O and P**

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within (j) or (k) Standard days and timings (please read Guidance Note 6)</b>			<b>Please give a description of the type of the entertainment you will be providing</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Will the facilities for making music be indoors or outdoors or both</b>	<b>Indoors</b>	
Mon				<b>Outdoors</b>	
			please tick <input checked="" type="checkbox"/> (please read Guidance Note 2).	<b>Both</b>	
Tue			<b>Please give further details here</b> (please read Guidance Note 3)		
Wed					
Thur			<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within (j) or (k)</b> (please read Guidance Note 4)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sun					

**L**

<b>Late night refreshment Standard days and timings. (please read Guidance Note 6)</b>			<b>Will the provision of late night refreshment take place indoors or outdoors or both -</b>		<b>Indoors</b>	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	please tick <input checked="" type="checkbox"/> (please read Guidance Note 2).	<b>Outdoors</b>		<input checked="" type="checkbox"/>
Mon	11 PM	3 AM		<b>Both</b>		
Tue	11 PM	3 AM	<b>Please give further details here</b> (please read Guidance Note 8)			
			NONE.			
Wed	11 PM	3 AM	<b>State any seasonal variations for the provision of late night refreshments</b> (please read Guidance Note 4)			
Thur	11 PM	5 AM	NONE			
Fri	11 PM	5 AM	<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)			
Sat	11 PM	5 AM	NONE.			
Sun	11 PM	3 AM				

**M**

Supply of alcohol Standard days and timings (please read Guidance Note 6)			Will the supply of alcohol be for consumption please tick [✓] (please read Guidance Note 7).	On the premises	
				Off the premises	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read Guidance Note 4)		
Tue					
Wed			<u>State any seasonal variations on the supply of alcohol</u> (please read Guidance Note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read Guidance Note 5)		
Sat					
Sun					

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

Name .....

Address .....

Postcode .....

Personal Licence number (if known) .....

Issuing licensing authority (if known) .....

**N**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read Guidance Note 8)

*NONE.*

0

<b>Hours premises are open to the public</b> Standard days and timings (please read Guidance Note 6)			State any seasonal variation (please read Guidance Note 4))
Day	Start	Finish	NONE.
Mon	10 PM	3 AM	
Tue	10 PM	3 AM	
Wed	10 PM	3 AM	
Thur	10 PM	5 AM	
Fri	10 PM	5 AM	
Sat	10 PM	5 AM	
Sun	10 PM	3 AM	
			<b>Non standard timings. Where you intend to use the premises to open to the public at deferent times from those listed in the column on the left, please list</b> (please read Guidance Note 5)

P

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

**a) General - all four licensing objectives (b,c,d,e)** (please read Guidance Note 9)

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

USE OF CCTV CAMERAS, FOOD CONSUMPTION IS OFF PREMISES SO NO RISK OF LOITERING, REDUCING RISK OF CRIMINAL ACTIVITIES.

**c) Public safety**

FOOD CONSUMPTION IS OFF PREMISES SO THERE WILL BE NO INCREASE IN RISK TO PUBLIC SAFETY.



**d) The prevention of public nuisance**

KIOSKS IS LOCATED YARDS AWAY FROM THE MAIN TAXI RANK AND BUS / TRAIN TERMINALS SO CUSTOMERS CAN MAKE THEIR PURCHASES AND LEAVE THE AREA WITHOUT HAVING TO WALK LONG DISTANCES

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

THERE WILL BE NO RISK TO CHILDREN UNDER THIS LICENCE APPLICATION.

**CHECKLIST**

Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have you sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

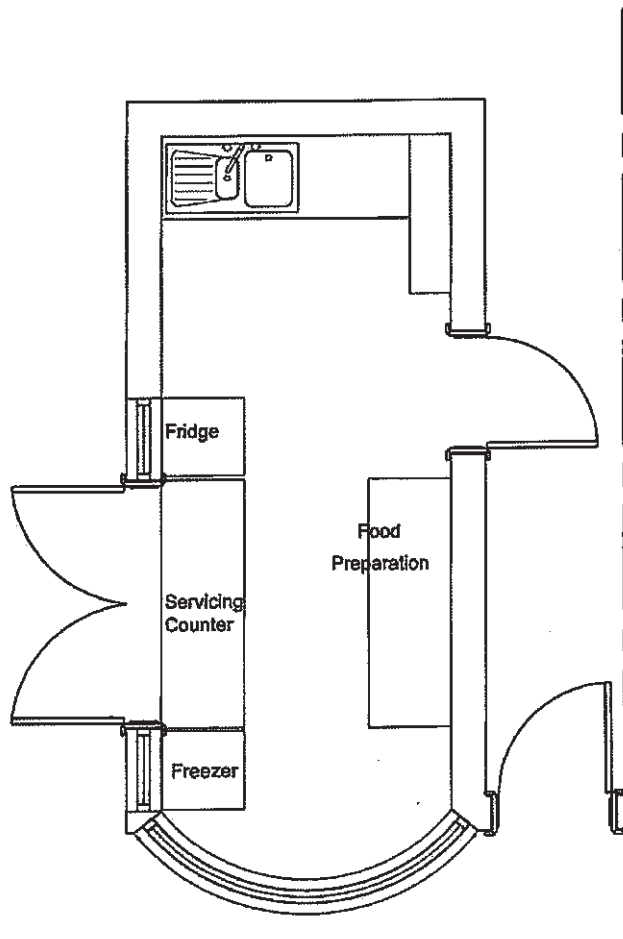
**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures** (please read Guidance Note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See Guidance Note 11) If signing on behalf of the applicant please state in what capacity.

\* Signature A. [Signature] Date 23/05/12

Capacity OWNER



**- Existing Ground Floor Plan**  
1:50

**Wicky Bagels  
St. George's House  
2 - 4 Eastern Road  
Romford**

Search... 48 & 49 / 64

bedroom and 1 x 4 bedroom properties  
Urban Spectrum  
The application is contrary to the  
Metropolitan Green Belt Policies of the  
Core Strategy and Development Control  
Policies Development Plan Documents.

[www.havering.gov.uk/planning](http://www.havering.gov.uk/planning) or at the Planning  
Office via the Liberty Shopping Centre,

Information form available on the council's web site or  
at Mercury House, Mercury Gardens,  
Romford. Requests must be received within 21 days from the  
date of publication and take copies of any comments you

Date: 8th June 2012  
Romford Recorder: 8th June 2012

Supplements  
online



**NOTICE OF APPLICATION FOR A  
PREMISES LICENCE  
UNDER SECTION 17 OF THE  
LICENSING ACT 2003**

**APPLICANT: PREMIERE CINEMA**  
**PREMISES: ODEON CINEMA, MERCURY  
MALL, MERCURY GARDENS, ROMFORD,  
RM1 3EE**

The proposed licensable activity is: Exhibition of  
films (Monday to Sunday from 12.00 to 23.00) Full  
details of the application can be inspected at the  
address noted below during normal business hours.  
Any representations by an interested party or  
responsible authority regarding this application can  
be made to: Licensing Team Housing & Public  
Protection London Borough of Havering Mercury  
House Mercury Gardens Romford RM1 3RX  
Website: [www.havering.gov.uk](http://www.havering.gov.uk) Such representation  
must be received in writing by 21/06/2012 clearly  
stating the grounds upon the representation is made  
in relation to the four objectives of the Licensing Act  
2003. It is an offence to knowingly or recklessly  
make a false statement in connection with an  
application. The maximum fine for which a person is  
liable on summary conviction for the offence is  
£5,000.00.

**NOTICE OF APPLICATION FOR A  
PREMISES LICENCE UNDER SECTION 17  
OF THE LICENSING ACT 2003**

**APPLICANT: Mr. Ansar Sabir**  
**PREMISES: Wacky Bagels , St. Georges House, 2 - 4  
Eastern Road, Romford, RM11 3PJ**  
The proposed licensable activity is the provision of late  
night refreshment from: 11pm - 3am Sunday 11pm -  
3am Monday 11pm - 3am Tuesday 11pm - 3am  
Wednesday 11pm - 5am Thursday 11pm - 5am Friday  
11pm - 5am Saturday

The premises is serving bagels and non- alcoholic  
refreshments, food consumption is off premises. Full  
details of the application can be inspected at the address  
noted below during normal business hours. Any  
representations by an interested party or responsible  
authority regarding this application can be made to:  
Licensing Team Housing & Public Protection London  
Borough of Havering Mercury House Mercury Gardens  
Romford RM1 3RX Website: [www.havering.gov.uk](http://www.havering.gov.uk)  
Such representation must be received in writing by: 6th  
July 2012, clearly stating the grounds upon which the  
representation is made in relation to the four objectives  
of the Licensing Act 2003. It is an offence to knowingly  
or recklessly make a false statement in connection with an  
application. The maximum fine for which a person is  
liable on summary conviction for the offence is  
£5,000.00

In order to receive promotions, offers and competitions you agree that Romford Recorder and other Archant Ltd companies may contact you by post or SMS with  
messages and you may opt out at any time by texting 'Stop' to the originating number. Please provide email details if you wish to receive offers by email.

## **Licensing Sub-Committee**

**Appendix 2** - Map of local area



**Wacky Bagels**

Map Reference: TQ5188NW



nlp  
The National  
Land & Property Gazetteer

NSG  
NATIONAL  
STREET  
GAZETTEER

Ordnance  
Survey  
Licensed Partner

Scale @ A4 1:1250  
Date: 31/05/2012

Scale  
0 10 20 30 40 50 m



**Havering**  
LONDON BOROUGH

London Borough of Havering  
Town Hall, Main Road  
Romford, RM1 3BD  
Tel: 01708 434343

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100024327

**Licensing Sub-Committee**

**Appendix 3** - Representations

**From:** Licensing  
**Sent:** 12 June 2012 09:04  
**To:** Paul Campbell  
**Subject:** FW: RE: 11736 Wacky Bagels, 2-4 Eastern Road

---

**From:** Councillor Frederick Thompson  
**Sent:** 11 June 2012 14:17  
**To:** Licensing  
**Subject:** RE: 11736 Wacky Bagels, 2-4 Eastern Road

Oakworth,  
7a Balgores Crescent,  
Romford,  
Essex,  
RM2 6AB

Dear Sirs,

With reference to Wacky Bagels of 2-4 Eastern Road wishing to trade to 0500 hours on Thursday to Saturday nights and to 0300 hours on other nights I believe they are mistaken in believing that their trading will have no effect on the four licensing objectives.

From past experience and knowledge I am aware that offering late night refreshments through night cafés can lead to fights breaking out as customers queue and what would be a minor jostle for the non-inebriated can rapidly flare up into serious assaults or fights.

Although the proprietors have offered to install CCTV it may help catch instigators of trouble but do nothing to prevent it arising so prevention of crime & disorder is far from assured.

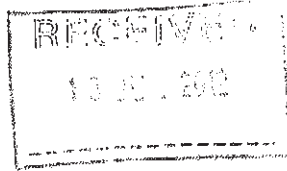
So far as public nuisance is concerned anything that might keep people to ever later hours in the town centre is a problem. Residents in Western Court off Chandlers Way and the flats next and above Slaney Road have in the past drawn my attention to urination and defecation near their entrance doors, especially at Western Court within its curtilage. Public conveniences are not well provided in Romford and bus transport is very limited after midnight, with the last trains being close to midnight.

As late night revellers are usually far from quiet they can cause harm to children from disturbing their sleep. Anything that delays people from going home results in a ring of disturbance radiating out from the town centre as many disperse on foot and is therefore a source of public nuisance.

For the above reasons I strongly suggest that this license is refused.

Regards,





Mrs L Potter,  
21B McIntosh Road,  
Romford,  
Essex.  
RM1 4JU  
10/6/12

The Licensing Officer,  
Housing & Public Protection,  
Mercury House,  
Mercury Gardens,  
Romford,  
Essex.  
RM1 3SL

Dear Sir / Madam,

Wacky Bagels, South Street, Romford. / Licence Application.

I wish to object to the application by Mr Sabir for Wacky Bagels, St Georges House, 2/4 Western Road, Romford, RM1 3PG.

I am writing as a resident of Romford, a frequent user of the station, a frequent visitor to Romford Town Centre and a person who conducts business within the Town Centre for other responsible licensed premises.

I object under all four of the Licensing Objectives and due to the fact it is located in the Romford Town Centre Cumulative Impact Zone.

The applicant has also failed to address the Licensing Objectives in his application.

The kiosk is located near Liquid and Envy, is adjacent to the marshaled taxi rank and opposite Romford Station. There are seven public houses, two nightclubs and a number of off licences and late night takeaways within two hundred metres of Wacky Bagels and neither the venue or its operation as a late night takeaway bring anything new to Romford nor qualify as exceptional to justify breaking or setting aside the cumulative impact policy.

It will undermine Police and Council efforts to disperse people when the public houses and night clubs close and be a further premise for people to loiter outside while eating their food.

It will lead to increased litter as people drop the containers and left over food.



It will lead to increased noise nuisance and anti social behavior as people linger longer in the area late at night and in the early morning hours.

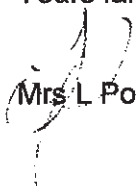
The location itself is in the area we have heard repeatedly from Police is the crime hotspot of Romford, ie the area of South Street between the Station and Western Road and quite frankly the hours requested are ridiculous for such an outlet. So that in effect it can operate 24 hours a day.

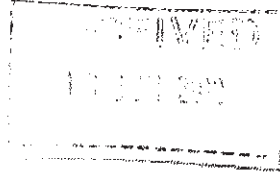
I strongly support any representation made by PC Fern and the efforts made by Police to make Romford safe and maintain the special policy area.

The location being by the taxi rank will I consider lead to a risk of clashes with people heading to the taxi rank and undermine the efforts of the taxi marshalls. It could also lead to clashes between people passing by between pub and the nightclub for example and those queuing at the kiosk. This in itself will add to the appallingly high level of violence in Romford which the MPS and its Officers strive so hard to control. Also in fairness the pubs etc have door supervisors to control admittance and the area outside, this venue will not so again a risk to public safety, increased public nuisance and increased crime and disorder.

I urge the Licensing Sub Committee to reject the application in its entirety for the reasons given. This is not a case I would be prepared to consider mediation for as it is totally inappropriate and I would ask the Panel to reject it.

Yours faithfully,

  
Mrs L Potter



Mr GT Hopkins,  
21B McIntosh Road,  
Romford,  
Essex.  
RM1 4JU  
10/6/12

The Licensing Officer,  
Housing & Public Protection,  
Mercury House,  
Mercury Gardens,  
Romford,  
Essex.  
RM1 3SL

Dear Sir / Madam,

Wacky Bagels, South Street, Romford. / Licence Application.

I wish to object to the application by Mr Sabir for Wacky Bagels, St Georges House, 2/4 Western Road, Romford, RM1 3PG.

I am writing as a resident of Romford, a frequent user of the station, a frequent visitor to Romford Town Centre and a person who conducts business within the Town Centre for other responsible licensed premises.

I object under all four of the Licensing Objectives and due to the fact it is located in the Romford Town Centre Cumulative Impact Zone.

The applicant has also failed to address the Licensing Objectives in his application.

The kiosk is located near Liquid and Envy, is adjacent to the marshaled taxi rank and opposite Romford Station. There are seven public houses, two nightclubs and a number of off licences and late night takeaways within two hundred metres of Wacky Bagels and neither the venue or its operation as a late night takeaway bring anything new to Romford nor qualify as exceptional to justify breaking or setting aside the cumulative impact policy.

It will undermine Police and Council efforts to disperse people when the public houses and night clubs close and be a further premise for people to loiter outside while eating their food.

It will lead to increased litter as people drop the containers and left over food.

It will lead to increased noise nuisance and anti social behavior as people linger longer in the area late at night and in the early morning hours.

The location itself is in the area we have heard repeatedly from Police is the crime hotspot of Romford, ie the area of South Street between the Station and Western Road and quite frankly the hours requested are ridiculous for such an outlet. So that in effect it can operate 24 hours a day.

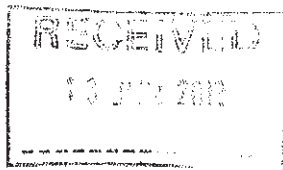
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I urge the Licensing Sub Committee to reject the application in its entirety for the reasons given. This is not a case I would be prepared to consider mediation for as it is totally inappropriate and I would ask the Panel to reject it.

Yours faithfully,

  
Mr Graham Hopkins



Mr KC Clark,  
Bentleys Bar,  
137/141 South Street,  
Romford,  
Essex.  
RM1 1PL  
10/6/12

The Licensing Officer,  
Housing & Public Protection,  
Mercury House,  
Mercury Gardens,  
Romford,  
Essex.  
RM1 3SL

Dear Sir / Madam,

Wacky Bagels, South Street, Romford. / Licence Application.

I wish to object to the application by Mr Sabir for Wacky Bagels, St Georges House, 2/4 Western Road, Romford, RM1 3PG.

I am writing as the owner of a business in the immediate vicinity.

I object under all four of the Licensing Objectives and due to the fact it is located in the Romford Town Centre Cumulative Impact Zone.

The applicant has also failed to address the Licensing Objectives in his application.

The kiosk is located near Liquid and Envy, is adjacent to the marshaled taxi rank and opposite Romford Station. There are seven public houses, two nightclubs and a number of off licences and late night takeaways within two hundred metres of Wacky Bagels and neither the venue or its operation as a late night takeaway bring anything new to Romford nor qualify as exceptional to justify breaking or setting aside the cumulative impact policy.

It will undermine Police and Council efforts to disperse people when the public houses and night clubs close and be a further premise for people to loiter outside while eating their food.

It will lead to increased litter as people drop the containers and left over food.

A handwritten signature in black ink, appearing to read "KC Clark". The signature is stylized and written in a cursive-like font.

It will lead to increased noise nuisance and anti social behavior as people linger longer in the area late at night and in the early morning hours.

The location itself is in the area we have heard repeatedly from Police is the crime hotspot of Romford, ie the area of South Street between the Station and Western Road and quite frankly the hours requested are ridiculous for such an outlet. So that in effect it can operate 24 hours a day.

I strongly support any representation made by PC Fern and the efforts made by Police to make Romford safe and maintain the special policy area.

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I urge the Licensing Sub Committee to reject the application in its entirety for the reasons given. This is not a case I would be prepared to consider mediation for as it is totally inappropriate and I would ask the Panel to reject it.

Yours faithfully,

Mr Keith Clark

A handwritten signature in black ink, appearing to read 'Keith Clark', with a horizontal line underneath.

**Licensing Sub-Committee**

**Appendix 4** - Representations from Responsible Authorities



**METROPOLITAN  
POLICE**

**Working together for a safer London**

**Licensing Authority  
London borough of Havering  
Mercury House, Mercury Gardens  
Romford  
RM1 3SL**

**PC 118 KD David Fern  
Romford Police Station  
19 Main Road  
Romford,  
Essex  
RM1 3BJ**

**Telephone: 01708 432781  
Email:  
David-  
anthony.fern@met.police.uk  
Date: 21st June 2012**

The Metropolitan Police wish to make representation against the application for late night refreshment licence for Wacky Bagels 2-4 Eastern Road RM1 3PJ.

The premises falls within the saturation area of the town centre, it is located opposite the main railway station and within walking distance of the main bus terminus.

The applicant has failed to address the licensing objectives simply stating that food is consumed off the premises so there are no issues, no conditions have been offered.

The application is poor considering the problems that the town centre faces and that the applicant is well aware of issues faced by the police. There is nothing exceptional about this application.

Police would not support this application and genuinely believe granting of such a license would impact on the prevention of crime and disorder along with public nuisance.

**The town centre ward at present offers 26 late refreshment venues of which 13 venues open after 0100 hours.**

- McDonalds' located at 125 South Street, licensed until 0200 Monday to Thursday and 0500 Friday and Saturday. This is located about 20 metres away from the proposed venue.
- Kebab house located at 171 South Street, licensed until 0400 hours daily this is located approximately 35 metres away.
- Calos Burgers, a Burger van which located less then 10 metres away from the proposed venue. This is licensed 0400 Wednesday to Saturday and 0300 Sundays.
- Royal fried chicken, 140 South Street; this venue is licensed until Monday to Saturday until 0200 hours.

- Subway 78A South Street, licensed until 0330 hours Wednesday - Saturday.

This list is not exhausted but gives you an idea of the amount of venues already licensed within a small area of the town centre; all of the above venues are less than 100m from the proposed venue.

The venue itself is a takeaway shop where customer queue in the street and order their food which is then made. There have been reported incidents of crime at the location as the operator trades during some of the requested nights, although currently selling cold food and drink. The operator has been caught twice recently selling hot food after 2300 hours without a licence. The last warning was issued to Mr Sabir on 18th May 2012 by me.

The potential of the premises selling hot food and drink is more appealing to the night economy than a cold sandwich, given that many are under the influence of alcohol and or drugs. This may well be indeed why the applicant has been caught selling hot food and drink without a licence.

There are ample other venues close by and often these cause concern for the police, this can be the volume of people congregating in one place, fights and disorder taking place at the venue. Drunk patrons shouting and acting disorderly in the street causing a disturbance. This area is also subject to urination problems in the early hours of the morning.

The fact that premises would be open serving hot food and drink does not encourage dispersal it simply encourages groups to congregate eat and drink and remain in the street. I would anticipate people who were heading home may well stop off and use these facilities, if queues form it is very difficult for the operator to control and maintain order, given that this late night refreshment venue is served directly into the street from an opening in the building.

Many people pass by this point on route to the transport hub and police feel granting of such a licence would in turn create an added hot spot to the town. If patrons are having to queue and wait for food to be made and cooked or reheated in microwave this isn't fast food. This would be an aggregated factor in the night time economy.

The premises does not operate like a fish and chip shop or McDonalds where the emphasis is around quick fast service, items cooked and ready to go so there is a simple exchange of money for food and then they leave. The premises are not of a capable size to cope with such demand. Leaving patrons loitering for orders many will be drunk and the frustration of waiting for some will in turn lead to disorder causing public nuisance and or violence.

**Recent crime reports at the location:**

**25/12/2011** - window smashed at the venue at 0220 hours. Glass panel approx 2ft x 7ft Crime report CRIS 5420395/12

**03/05/2012** - Common assault - CAD 733 at 0220 hours reports of a male who is drunk and being abusive to customers. Crime report CRIS 5406961/12

The owner, the applicant was unable to provide police with the CCTV at the time due him now being on his rest days. 10/05/2012 police were provided with CCTV and MG11.



In the statement the owner states an argument started between customers and then the suspect had thrown the butter, salt and pepper at him. This then followed by the suspect spitting at him.

**04/05/2012** - Drugs, Cannabis possession, grinder and buds found on a subject linked to the premises and who still works at the location. CRIS 5407050/12.

**19/05/2012** - 0006 hours Crime report CRIS 54078378/12 Common assault outside the venue. CAD 918 - call to the police.

Various intelligence reports regarding drugs use and supply at the location are held by the police.

The premises at present do create issues for the police and crime is associated with it.

Allowing the premises to be granted late night refreshment licence would have a cumulative effect within the zone. This would go against the licensing objectives of prevention of crime and disorder along with public nuisance.

The Metropolitan Police could not support an application that would not promote the licensing objectives.

If I can be of any further assistance in this matter please do not hesitate to contact me in the licensing office.

Yours sincerely

PC David Fern  
Metropolitan police - Havering  
Licensing officer



**Havering**  
LONDON BOROUGH

**Public Protection**

Housing & Public Protection  
London Borough of Havering  
Mercury House, Mercury Gardens  
Romford RM1 3SL

The Appropriate Licensing Officer  
Havering Licensing Authority  
Mercury House  
Mercury Gardens  
Romford  
RM1 3SL

Telephone: 01708 432692  
Fax: 01708 432554  
email: paul.jones@havering.gov.uk  
Textphone ☎: 01708 433175

Date: 13<sup>th</sup> June 2012

My Reference: PJJ/011736

Dear Sir

**Licensing Act 2003**

**Wacky Bagels St Georges House 2 Eastern Road Romford RM1 3QF**  
**Premises licence application**

As a responsible authority within the definitions of this Act this Licensing Authority makes representation against the application for a premises licence at the premises detailed above.

Wacky Bagels is located within the ring road in Havering's Romford Town ward. This area is subject to a saturation policy with regard to the concentration of licensed premises in the ward. This area has been identified as being under stress due to the cumulative effect of the concentration of licensed premises which has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The evidence for this is set out in Appendix 7 of Havering's 2011 Licensing Policy. In light of this evidence Havering's Licensing Authority makes representation against this application based upon the prevention of crime and disorder and the prevention of public nuisance.

Havering's licensing policy 018 states:

*It is the LLA's policy to refuse applications in Romford within the ring road for pubs and bars, late night refreshment premises offering hot food and drink to take away, off licences and premises offering facilities for music and dancing other than applications to vary hours with regard to licensing policy 012.*

This Licensing Authority would therefore suggest that it is not appropriate to grant this application. Paragraphs 4.16 to 4.20 of Havering's licensing policy address the considerations to be given to such an application and seek to clarify what may be considered an exception to the policy. This Licensing Authority would argue that this application is not exceptional in line with these paragraphs.

Contd.

Section P of the application is the portion of the application wherein the applicant describes the steps he intends to take to promote the licensing objectives. This Licensing Authority suggests that the applicant's entries in Section P are inadequate to address the promotion of the licensing objectives at this location which is at the borough's crime 'hot-spot'.

### **The prevention of crime and disorder**

#### *Use of CCTV cameras*

While it may be argued that CCTV cameras are a deterrent to crime and disorder one may reasonably question the degree to which it is effective. If it were truly effective there would be no crime and disorder at any location where a CCTV camera exists. Quite clearly, this is not the case. CCTV's major effectiveness, therefore, is as a method by which crime and disorder may be further investigated. We would draw the sub-committee's attention to the fact that the applicant has not included the use of recording equipment in connection with the cameras and thus any anti-social activity which may occur within camera range will be unable to be referred to by responsible authorities for further investigation subsequently.

#### *Food consumption is off premises so no risk of loitering*

This Licensing Authority contends that it is precisely the fact that food is consumed off the premises which will lead to loitering. Officers of this authority repeatedly and regularly witness late night revellers consuming take-away food immediately outside its point of purchase. Purchasers of food at this location will likely be unable to take their food into taxis or onto other forms of public transport and thus the likelihood is that any food, once bought, will be consumed while stationary at this location. Dispersal from the area will thus be delayed adding to the potential for disorder and anti-social behaviour.

### **Public safety**

#### *Food consumption is off premises so there will be no increase in risk to public safety*

This minimal statement appears to effectively wash the applicant's hands of any responsibility to promote this licensing objective. The applicant appears not to recognise or acknowledge that where potentially drunk people congregate late at night to purchase and consume food has implications for public safety. The applicant's failure to acknowledge this simple consideration causes this Licensing Authority concern.

### **The prevention of public nuisance**

*Kiosk is located yards away from the main taxi rank and bus/train terminals so customers can make their purchases and leave the area without having to walk long distances.*

This statement appears to suggest that the premises' *location* close to transport links will, in and of itself, prevent all forms of public nuisance from occurring; the applicant appears to need to do nothing further to prevent the occurrence of public nuisance. Again, this Licensing Authority has concerns that the applicant has failed to recognise the potential for public nuisance associated with supplying food to patrons of the local bars and nightclubs into the early hours who have consumed alcohol and are likely to remain at the borough's crime hot-spot to eat their food.

Contd.

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

*There will be no risk to children under this licence application.*

Once again, this Licensing Authority has concerns at the applicant's apparent inability to recognise the potential for harm which may come to children when licensable activity is provided. While this Licensing Authority may accept that activities occurring after 23:00 should not, in an ideal world, impact upon children officers from this Authority regularly witness groups of youths outside premises which provide hot food late at night who are naturally attracted to such establishments. Premises supplying hot food offer a focal point at which groups may gather in the evening where other venues would be either closed or forbidden to them. The location of this premises would have the likely effect of placing under-18s who may congregate there among the premises' patrons who have previously spent the night consuming alcohol. This Licensing Authority suggests that such a situation should properly cause the applicant concern and prompt him to introduce measures to anticipate and address potential problems. Unfortunately, the applicant appears to have failed to recognise this.

To summarize, this Licensing Authority makes representation against this application based upon the following concerns.

- This premises is located in a saturation zone and is thus subject to Havering's licensing policy 018. This policy indicates that such applications should be *refused* unless they are exceptional. We do not believe this application demonstrates that an exception should be made to this policy and thus to grant the application would have the effect of adding to the anti-social problems in the area.
- The application itself addresses the licensing objectives in such a minimal fashion that we are not confident that the applicant has a full understanding of the requirements and responsibilities placed upon a premises licence holder. We therefore believe that at this stage the applicant is unable to promote the licensing objectives as required by the Act.

This Licensing Authority therefore respectfully and reasonably requests that this application is refused.

Yours faithfully

Paul Jones  
Licensing Officer

*cc Mr Ansar Sabir, applicant*